

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SECURITIES AND EXCHANGE COMMISSION,	§	
	§	
Plaintiff,	§	
	§	
vs.	§	Civil Action No.: 3:06-CV-2136-P
	§	
ABC VIATICALS, INC.,	§	
C. KEITH LAMONDA,	§	
and JESSE W. LAMONDA, JR.,	§	
	§	
Defendants	§	
	§	
and	§	
	§	
LAMONDA MANAGEMENT FAMILY	§	
LIMITED PARTNERSHIP,	§	
STRUCTURED LIFE SETTLEMENTS, INC.,	§	
BLUE WATER TRUST,	§	
and DESTINY TRUST	§	
	§	
Relief Defendants.	§	

**RECEIVER'S MOTION TO VACATE IN PART ORDERS ALLOWING "A" CLAIMS
AND MOTION TO ALLOW CORRECTED "A" CLAIMS**

TO THE HONORABLE JORGE A. SOLIS, UNITED STATES DISTRICT JUDGE:

Pursuant to this Court's Order of January 18, 2007 [Docket No. 26], the Receiver has reviewed thousands of claims in this case and submitted them to the Court for approval. However, the Receiver has identified several clerical mistakes in the Net Claim Amounts submitted to the Court and requests that the Court vacate in part those orders that contain mistakes and enter an Order allowing the correct claim amounts.

1. To date, the Receiver has filed nine (9) Motions to Approve "A" Claims. In some instances, the Receiver agreed with the Net Claim Amount as submitted on the claim form, while in other instances the claimants were contacted and an agreement was reached to adjust their Net

Claim Amount. Regardless, each of the claims contained in those motions were reviewed by the Receiver and both he and the claimant agreed to Net Claim Amount.

2. As part of his duties, the Receiver has conducted a review of all 4082 "A" claims to confirm the Net Claim Amount and other information. During the course of that review, it was discovered that several clerical mistakes had been made. Specifically, claim amounts were submitted to the Court that were different than either what was submitted on the claimant's claim form or agreed to by the claimant. Some of the mistakes were in favor of the Receiver, while others were in favor of the claimant.

3. Attached hereto as Exhibit "A" is a list of the thirteen (13) claims that were submitted to the Court with incorrect claim amounts. Included in the list is the claim number, the previously submitted incorrect claim amount, the correct claim amount, claimant's name, the Docket Number of the Order allowing the incorrect claim, and the date the Order was entered.

4. While the claimants may not be aware that their claims were submitted to the Court with an incorrect Net Claim Amount, because the Receiver sent letters to each claimant to confirm their allowed Net Claim Amount, each of them are aware of the correct amount of their respective claims.

5. Accordingly, the Receiver requests that the Court vacate in part Order Approving the Receiver's Fourth Motion to Allow "A" Claims [Dkt. No. 160]; Order Approving the Receiver's Seventh Motion to Allow "A" Claims [Dkt. No. 209]; and Order Approving the Receiver's Eighth Motion to Allow "A" Claims [Dkt. No. 212] only as they pertain to the claims listed on attached Exhibit "A".

6. The Receiver further requests that the Court enter an Order allowing the claims listed on attached Exhibit "A" in the amounts shown in the "Correct Amount" column as unsecured claims against the Receivership Estate.

DATED this 10th day of March, 2010.

Respectfully submitted,

**QUILLING, SELANDER, CUMMISKEY
& LOWNDS, P.C.**

2001 Bryan Street, Suite 1800
Dallas, Texas 75201
(214) 871-2100 (Telephone)
(214) 871-2111 (Facsimile)

By: /s/ Michael J. Quilling

Michael J. Quilling
State Bar No. 16432300
Brent Rodine
State Bar No. 24048770

ATTORNEYS FOR RECEIVER

CERTIFICATE OF SERVICE

A copy of this pleading was served on all interested parties through the Court's electronic filing system and parties listed below.

C. Keith LaMonda
Reg. No. 26060-018
Butner LSCI
PO Box 999
Butner, NC 27509

/s/ Michael J. Quilling