

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. §

ORDER

On April 16, 2009, Michael J. Quilling, the receiver for ABC Vitaicals, Inc., ("Quilling" or "Receiver") filed a Motion for a Show Cause Hearing Regarding Commissions Paid to Jason Sun ("Show Cause Motion"). [Dkt. No. 226.] Jason Sun's ("Sun") failure to file a timely response led the Court to issue an Order on May 7, 2009, notifying Sun that the Court would consider the Motion without a response unless he filed one within ten days of the Order. [Dkt. No. 227.]

Since that time, Quilling has filed seven unopposed motions requesting the Court to grant Sun an extension of time to Respond to the Show Cause Motion.¹ The basis for each of these

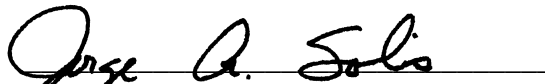
¹ [Dkt. No. 228, 231, 233, 240, 244, 248, 256.]

requests has been the parties' representation that they are diligently working towards a resolution of the dispute without court intervention.² In light of the amount of money involved and the complexity of this litigation, the Court has granted each of these motions to avoid thwarting the parties' efforts to resolve the issue.

The Court continues to encourage the parties' efforts to resolve the issue in an efficient and timely manner. But the Court believes that it is appropriate at this time to DISMISS the Show Cause Motion WITHOUT prejudice. [Dkt. No. 226.] By dismissing the motion without the prejudice, the Court seeks to allow the parties to continue their efforts to reach a resolution of the issues without having to spend needless time requesting extensions. Additionally, this dismissal allows the Show Cause Motion to be filed again at any time.³ The Court will request a status report from the parties in 90 days regarding the parties' settlement efforts.

IT IS SO ORDERED

Signed this 26th day of March, 2010.


JORGE A. SOLIS
UNITED STATES DISTRICT JUDGE

² [Id.]

³ While it may be filed again at any time, the parties should be aware that the Court will only grant motions to extensions for good cause.