

193 F.3d 1285, 1296 (11th Cir. 1999) (Barkett, J., concurring in part). LaMonda, therefore, cannot act as if he were still a party by appearing or by sending what amount to discovery requests.

2. The Receiver notes LaMonda did not confer with the other parties before filing his motion. LOCAL CIV. R. 7.1(b). The Receiver has conferred with the SEC and the Examiner and determined they are also opposed.

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/ Brent Rodine
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 by U.S. Mail to:

C. Keith LaMonda
Reg. No. 26060 – 018, Butner LSCI
P. O. Box 999
Butner, NC 27509

/s/ Brent Rodine