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

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

FILED

MAY 2 9 2001

CLERK, U.S. DISPRICT COURT

By

Depart

SECURITIES AND EXCHANGE
COMMISSION

Plaintiff,

VS.

FUNDING RESOURCE GROUP
a/k/a FRG TRUST, ET AL.

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Defendants.

NO. 3-98-CV-2689-M



ORDER SETTING HEARING

Michael J. Quilling, as Receiver for Howe Financial Trust, has filed a motion to establish procedures for the resolution of objections and payment of claims.¹ The Receiver was previously ordered to send claim forms to all known and possible claimants of this Estate. The completed forms were to be returned to the Receiver by March 31, 2001. *See* ORDER, 1/17/01. The Court now enters the following order to facilitate the prompt and efficient payment of claims in connection with the Howe Financial Trust Estate:

1. The Receiver shall file a written statement on or before <u>June 6, 2001</u> of each individual or entity who has filed a claim against the Howe Financial Trust Estate. This statement shall specify: (1) the name of the claimant; (2) the amount of the claim; and (3) whether the claim has been allowed or disallowed by the Receiver.

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¹ By order dated March 12, 2001, the Court authorized the Receiver to designate four receivership estates for purposes of handling claims and making distributions to defrauded investors. The four estates are: (1) Cord/Winterhawk; (2) Funding Resource Group; (3) Howe Financial Trust; and (4) Hammersmith Trust. See ORDER, 3/12/01.

2. If the claim has been disallowed, the Receiver shall file separate objections to that

claim by June 6, 2001. The objections shall be served on the SEC, counsel for defendants, and

the individual or entity who filed the disallowed claim.

An aggrieved claimant who seeks a ruling on a disallowed claim must file a written 3.

response to the Receiver's objection by June 29, 2001.

A hearing will be held on July 13, 2001 at 9:00 a.m. in the courtroom of 4.

Magistrate Judge Jeff Kaplan, 1100 Commerce Street, 16th Floor, Dallas, Texas. At that time,

the Court will authorize the payment of claims and rule on any objections filed by the Receiver.

Any claimant who wants to present evidence or argument pertaining to a disallowed claim must

appear at the hearing. If no personal appearance is made, the Court will consider only the written

response filed by the claimant.

The Receiver is ordered to post a copy of his motion and this Order on his website,

SECRECEIVER.COM. Appropriate links to the court's docket sheet shall also be provided on the

website.

SO ORDERED.

DATED: May 29, 2001.

D STATES MAGISTRATE JUDGE

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