

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
**FILED**  
SEP - 5 2001  
CLERK, U.S. DISTRICT COURT  
By \_\_\_\_\_ Deputy



**RECEIVER'S UNOPPOSED MOTION  
TO ALLOW REIMBURSEMENT OF EXPENSES**

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receivership and the appointment of the Receiver permanent for the duration of these proceedings, all as set forth in the Court's Order of January 12, 1999.

3. On July 23, 1999 the Court issued an Order expanding the receivership as to additional individuals and entities and appointed Michael J. Quilling to act as Receiver.

4. As authorized by each of the Orders appointing him as Receiver, the Receiver has employed attorneys to assist him with the conduct of his duties and responsibilities. During the course of these proceedings, the Receiver has filed twelve interim fee applications, each of which were approved by the Court. In its Order of January 5, 2001 wherein the Court approved the Receiver's Eleventh Interim Fee Application, the Court indicated that it would not approve any further fee applications "until such time as a procedure had been approved for the disbursement of proceeds to defrauded investors and such disbursements had commenced." However, the Court indicated it would continue to consider reimbursement of expenses.

5. This Motion seeks recovery of out-of-pocket expenses in the Main Case (Civil Action No. 3:98-CV-2689-M) from June 1, 2001 through August 31, 2001 which total in the aggregate \$5,417.53. Set forth below is a month-by-month breakdown of the requested expenses as to each of the four different receivership estates.<sup>1</sup>

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<sup>1</sup>No amounts are sought with respect to the Cord and Howe receivership estates because those expenses are the subject of the Receiver's Final and Interim Reports respectively.

### EXPENSES

	<u>June, 2001</u>	<u>July, 2001</u>	<u>August, 2001</u>
Cord	\$ 0.00	0.00	0.00
Funding	\$ 1,431.46	870.96	252.72
Howe	\$ 0.00	0.00	0.00
Hammersmith	\$ <u>2,285.56</u>	<u>576.83</u>	<u>0.00</u>
	\$ 3,717.02	1,447.79	252.72

**Grand total requested — \$ 5,417.53**

Attached hereto as Exhibit A is a detailed itemization of the requested expenses. Receipts are attached for those items which exceed \$500.00. If approved, the expenses will be paid by the Receiver from funds in the respective receivership estates as indicated above.

WHEREFORE, PREMISES CONSIDERED, the Receiver prays that upon final hearing and consideration of this Motion that the Court allow the Receiver to reimburse the out-of-pocket expenses as set forth above, and for such other and further relief, both general and special, at law or in equity, to which the Receiver may show himself justly entitled.

Respectfully submitted,

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

By: 

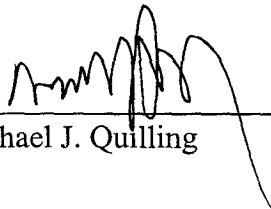
Michael J. Quilling  
State Bar No. 16432300

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Dallas, Texas 75201  
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(214) 871-2111 (Fax)

ATTORNEYS FOR THE RECEIVER

**CERTIFICATE OF CONFERENCE**

I certify that prior to filing this Motion I conferred with Bob Brunig of the SEC who does not oppose the Motion. It is not anticipated that any of the other Defendants will oppose the Motion.

  
\_\_\_\_\_  
Michael J. Quilling

**CERTIFICATE OF SERVICE**

I hereby certify that on the 5<sup>th</sup> day of September, 2001 a true and correct copy of the foregoing document was served via first class mail, postage pre-paid, to the following parties:

Robert B. Brunig  
Securities & Exchange Commission  
801 Cherry Street, 19th Floor  
Fort Worth, Texas 76102

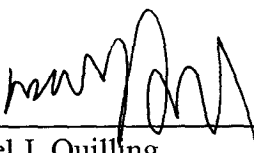
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Houston, Texas 77095

This Motion will also be posted on the Receiver's website [www.receiver.com](http://www.receiver.com) immediately after filing.

  
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Michael J. Quilling