

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

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FILED
OCT 25 2002
CLERK, U.S. DISTRICT COURT
By Deputy

Plaintiff,

VS.

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

Defendants.

NO. 3-98-CV-2689-M



Michael J. Quilling, as Receiver for Funding Resource Group and related entities, has filed a motion to allow Cindy Meir to file a claim out of time. As grounds for the motion, the Receiver explains that Meir recently contacted him about filing a \$10,000 claim against the Funding Resource Group Estate. This claim is consistent with the books and records of the Receiver. However, Meir never received a claim form and was unable to submit her claim by the original deadline of March 31, 2001.¹ If approved, her *pro rata* interim distribution will be \$1,229.34. In view of these facts, the Receiver seeks court approval of the claim and authority to make an interim distribution to Meir.

The Receiver was ordered to post a copy of this motion on his website with instructions to all interested parties that any objections must be filed by October 21, 2002. No objections have been received by the Receiver or the court. A hearing was held on October 25, 2002. The

¹ Evidently, Meir has moved several times and the Receiver did not have her current address.

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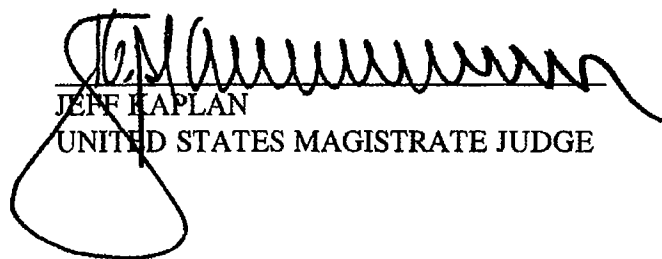
Receiver advised all interested parties of this hearing by posting notice on his website. No one appeared at the hearing or otherwise objected to the motion. The Securities and Exchange Commission, by and through its regional counsel, does not oppose the relief sought. The court finds that Cindy Meir has demonstrated good cause for filing her claim out of time. Accordingly, the Receiver's motion to allow this claim should be granted.

RECOMMENDATION

The Receiver's motion to allow Cindy Meir's \$10,000 claim against the Funding Resource Group Estate should be granted. The Receiver should be authorized to make an interim distribution to Meir in the amount of \$1,229.34.

The Receiver is ordered to post a copy of this report and recommendation on his website, WWW.SEC RECEIVER.COM. Any claimant or interested party may file written objections to this recommendation by **November 8, 2002**. The failure to file written objections shall bar the aggrieved party from appealing the factual findings and legal conclusions of the magistrate judge that are accepted or adopted by the district court, except upon grounds of plain error or manifest injustice. *See Douglass v. United Services Automobile Ass'n*, 79 F.3d 1415, 1417 (5th Cir. 1996).

DATED: October 25, 2002.


JEFF KAPLAN
UNITED STATES MAGISTRATE JUDGE