



1. On December 18, 2006, this Court entered an Order approving the Receiver's Settlement Agreement with Robert Reese, individually and d/b/a Excel Financial, Inc. ("Reese"). [Dkt. No. 244] (3:05-CV-1328).

2. As part of that agreement, the parties consented to entry of the Agreed Judgment attached as Exhibit "A" and fully incorporated for all purposes. On February 7, 2007 counsel for the parties conferred and consented to entry of the Agreed Judgment at this time.

WHEREFORE, premises considered, the Receiver respectfully requests that this Court enter the attached Agreed Judgment against Robert Reese, individually and d/b/a Excel Financial, Inc., according to the parties' approved Settlement Agreement.

Respectfully submitted,

QUILLING SELANDER CUMMISKEY & LOWNDS, P.C.  
2001 Bryan Street, Suite 1800  
Dallas, Texas 75201-4240  
(214) 871-2100 (Telephone)  
(214) 871-2111 (Facsimile)

By: /s/ Brent J. Rodine  
Michael J. Quilling  
Texas State Bar No. 16432300  
Email: [mquilling@qsclpc.com](mailto:mquilling@qsclpc.com)  
Brent J. Rodine  
Texas State Bar No. 24048770  
Email: [brodine@qsclpc.com](mailto:brodine@qsclpc.com)

ATTORNEYS FOR PLAINTIFF

**CERTIFICATE OF SERVICE**

On the 7th day of February, 2007, a true and correct copy of the above and foregoing was served by the Court's electronic filing system to all interested parties.

/s/ Brent J. Rodine

**CERTIFICATE OF CONFERENCE**

Pursuant to Local Civil Rule 7.1, the undersigned held a telephone conference with Barry Zisman on February 7, 2007, and it was determined that the requested relief would be unopposed.

/s/ Brent J. Rodine