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4 Attorneys for Plaintiff
SECURITIES AND EXCHANGE COMMISSION
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9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA
11 SACRAMENTO DIVISION
12

13
14 SECURITIES AND EXCHANGE COMMISSION,

15 Plaintiff,

16 v.

17 SECURE INVESTMENT SERVICES, INC.,
AMERICAN FINANCIAL SERVICES, INC.,
18 LYNDON GROUP, INC., DONALD F. NEUHAUS,
and KIMBERLY A. SNOWDEN,

19 Defendants.
20

Case No. 2:07-CV-01724-LEW-CMK

PLAINTIFF'S NOTICE OF MOTION
AND MOTION TO SUBSTITUTE
SUCCESSOR TO DEFENDANT
DONALD F. NEUHAUS [FRCP 25(a)]

21 TO THE PARTIES AND ALL COUNSEL OF RECORD, AND TO LINDA NEUHAUS
22 AS REPRESENTATIVE OF THE ESTATE OF DONALD F. NEUHAUS:

23 On April 4, 2008 at 10 a.m., or as soon thereafter as the matter may be heard, before the
24 Honorable Ronald S.W. Lew, in the U.S. District Court for the Eastern District of California,
25 501 I Street, Sacramento, California, the Plaintiff Securities and Exchange Commission
26 ("Commission") will move for an Order of Substitution regarding Defendant Donald F. Neuhaus,
27 who died during the pendency of this action. The Commission seeks an Order substituting Linda
28

1 Neuhaus, in her capacity as the personal representative of the estate of Mr. Neuhaus, into this
2 action as the successor and representative to Mr. Neuhaus.

3 A Statement of Fact of Death regarding Mr. Neuhaus was filed with the Court on
4 December 5, 2007. On January 28, 2008, Mr. Neuhaus' wife Linda Neuhaus was named the
5 administrator of Mr. Neuhaus' estate by the Probate Court of Shasta County, California. The
6 Letters of Administration issued by the Probate Court is attached to this motion as Exhibit 1. As
7 the appointed administrator and personal representative of the estate, Linda Neuhaus is the
8 appropriate party to be substituted in this action for the deceased party Donald Neuhaus under
9 Rule 25 of the Federal Rules of Civil Procedure.

10 The Commission requests that the Court order the substitution of Linda Neuhaus in her
11 capacity as successor and representative to Donald Neuhaus. A proposed order has been
12 submitted to the Court with this motion.

13
14 Dated: February 29, 2008

Respectfully submitted,

15
16 /S/ Lloyd Farnham

MARC J. FAGEL

JOHN S. YUN

THOMAS J. EME

LLOYD A. FARNHAM

Attorneys for Plaintiff

SECURITIES AND EXCHANGE COMMISSION

Exhibit 1

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, state bar number, and address): Sandra L. Johnson (SBN: 138721) JOHNSON LAW OFFICES 1923 Court Street Suite A Redding, CA 96001		TELEPHONE AND FAX NOS.: 530-244-7777 530-246-2836	FILED JAN 28 2008 CLERK OF THE SUPERIOR COURT BY C. CRABTREE DEPUTY CLERK
ATTORNEY FOR (Name): Linda A. Neuhaus			
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Shasta			
STREET ADDRESS: 1500 Court Street MAILING ADDRESS: CITY AND ZIP CODE: Redding, CA BRANCH NAME: Redding, CA			
ESTATE OF (Name): Donald Fred Neuhaus		DECEDENT	
LETTERS			CASE NUMBER: 25658
<input type="checkbox"/> TESTAMENTARY <input type="checkbox"/> OF ADMINISTRATION WITH WILL ANNEXED		<input checked="" type="checkbox"/> OF ADMINISTRATION <input type="checkbox"/> SPECIAL ADMINISTRATION	

LETTERS

- The last will of the decedent named above having been proved, the court appoints (name):
 - executor.
 - administrator with will annexed.
- The court appoints (name): Linda A. Neuhaus
 - administrator of the decedent's estate.
 - special administrator of decedent's estate
 - with the special powers specified in the Order for Probate.
 - with the powers of a general administrator.
 - letters will expire on (date):
- The personal representative is authorized to administer the estate under the Independent Administration of Estates Act with full authority with limited authority (no authority, without court supervision, to (1) sell or exchange real property or (2) grant an option to purchase real property or (3) borrow money with the loan secured by an encumbrance upon real property).
- The personal representative is not authorized to take possession of money or any other property without a specific court order.

AFFIRMATION

- PUBLIC ADMINISTRATOR: No affirmation required (Prob. Code, § 7621(c)).
- INDIVIDUAL: I solemnly affirm that I will perform the duties of personal representative according to law.
- INSTITUTIONAL FIDUCIARY (name):

I solemnly affirm that the institution will perform the duties of personal representative according to law. I make this affirmation for myself as an individual and on behalf of the institution as an officer.
(Name and title):

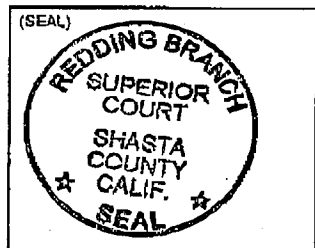
4. Executed on (date): Jan. , 2008
at (place): Redding , California.



(SIGNATURE)
Linda A. Neuhaus

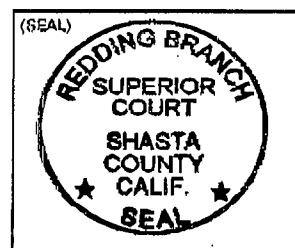
CERTIFICATION


I certify that this document is a correct copy of the original on file in my office and the letters issued the personal representative appointed above have not been revoked, annulled, or set aside, and are still in full force and effect.

WITNESS, clerk of the court, with seal of the court affixed.



Date: 1-28-08
Clerk, by

(DEPUTY)



Date: JAN 31 2008
Clerk, by

(DEPUTY)