



affected parties to agree on a briefing schedule and file a motion. On August 1, 2012, the Court set the F&B Group's Amended Motion for Relief from Stay for hearing on August 30, 2012 (Dkt. No. 99).

3. On August 23, 2012, Movants received notice that Defendants did not oppose the deadlines to which the Receiver, Movants, and the F&B Group had previously agreed. The Receiver, Movants, and the F&B Group had previously agreed to the following briefing schedule related to the Finch and Barry Group's Amended Motion for Relief from Stay:

- a. All Responses to Finch and Barry Group's Amended Motion for Relief from Stay must be filed by **August 15, 2012**.
- b. Reply briefs, if any, must be filed by **August 24, 2012**.

4. The Receiver and Movants complied with this agreement and filed their Responses on August 15, 2012. The F&B Group and Movants conferred on August 21, 2012 and again confirmed their agreement to the above dates for Responses and Replies. The Securities and Exchange Commission and Defendants do not oppose the above briefing schedule. Therefore, Movants request that the Court enter an order confirming the briefing schedule.

DATE: August 23, 2012.

Respectfully submitted,

LOEWINSOHN FLEGLE DEARY, LLP

/s/ Jim L. Flegle

JIM L. FLEGLE

Texas Bar No. 07118600

MICHAEL J. DONLEY

Texas Bar No. 24045795

12377 Merit Drive, Suite 900

Dallas, Texas 75251

(214) 572-1700

(214) 572-1717 (fax)

**ATTORNEYS FOR MOVANTS**

**CERTIFICATE OF CONFERENCE**

Movants complied with the meet and confer requirement in Local Rule CV-7(h). Counsel for Movants conferred with: (1) counsel for the Receiver (Jay Krystinik); (2) counsel for the Finch and Barry Group (Allen Pennington); (3) the Securities and Exchange Commission (David Reece); and (4) counsel for Defendants (John Helms). The Receiver, Movants, and the F&B Group agreed to the briefing schedule. The Securities and Exchange Commission and Defendants do not oppose the briefing schedule.

/s/ Michael J. Donley

Michael J. Donley

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above pleading was served on the parties identified below on August 23, 2012:

H. Allen Pennington, Jr.  
Pennington Hill, LLP  
509 Pecan Street, Suite 101  
Fort Worth, Texas 76012  
Fax – 817-488-4545

*Via Facsimile*

Bradley J. Purcell  
Jay L. Krystinik  
Bryan Cave, LLP  
JP Morgan Chase Tower  
2200 Ross Avenue, Suite 3300  
Dallas, Texas 75201

*Via ECF*

David B. Reece  
Securities and Exchange Commission  
Fort Worth Regional Office  
801 Cherry Street, 19<sup>th</sup> Floor  
Fort Worth, Texas 76102

*Via ECF*

John Helms  
Helms Roberts & Diaz  
6060 N. Central Expressway, Suite 560  
Dallas, Texas 75206

*Via ECF*

Michael Quilling  
Quilling, Selander, *et al.*  
2001 Bryan Street, Suite 1800  
Dallas, Texas 75201  
Fax – 214-871-2111

*Via Facsimile*

/s/ Michael J. Donley

Michael J. Donley

