

IN THE DISTRICT COURT OF POTTOWATOMIE COUNTY
STATE OF OKLAHOMA

FILED
IN THE DISTRICT COURT
OCT 31 2007
POTTAWATOMIE COUNTY, OK
RETA HEAD, COURT CLERK
BY _____ DEPUTY

Oklahoma Department of Securities)
ex rel. Irving L. Faught,)
Administrator,)
)
Plaintiff,)

v.)

Case No. C-03-1239

The Hickman Agency, Inc., an Oklahoma)
corporation; Merl William Hickman, Sr.,)
an individual; Sarah L. Hickman,)
an individual; and Merl William)
Hickman, Jr., an individual,)
)
Defendants,)

and)

Stephanie Hickman Matthews,)
an individual; Angela Friguletto,)
an individual; Peter Friguletto,)
an individual; Sandra Friguletto,)
an individual; and Christy Hickman,)
an individual,)

Defendants Solely For)
Purposes of Equitable Relief.)

SUPPLEMENT TO ORDER OF DISMISSAL AND
DISSOLUTION OF RECEIVERSHIP

On December 17, 2003, Plaintiff filed a *Petition for Permanent Injunction and other Equitable Relief* ("Petition") against Defendants The Hickman Agency, Inc., Merl William Hickman, Sr., Sarah L. Hickman and Merl William Hickman, Jr., (Defendants) pursuant to Section 406.1 of the Oklahoma Securities Act ("Act"), Okla. Stat. Ann. tit. 71, §§ 1-413, 501, 701-703 (West 2004).

On October 3, 2006, an *Order of Dismissal and Dissolution of Receivership* was issued by this Court. The Order of Dismissal provided that certain funds owing and/or payable to Defendant The Hickman Agency, Inc., for the renewal of existing life and/or health insurance

policies, received after the dissolution of the receivership (Future Income), would be paid to the Oklahoma Department of Securities Investor Education Revolving Fund, in partial payment of the civil penalty imposed pursuant to the *Order of Permanent Injunction and Order of Restitution* issued by this Court on July 1, 2004 (Order of Restitution).

It has recently come to the attention of the Department that the Oklahoma State Treasurer has identified unclaimed property of The Hickman Agency, Inc., Merl William Hickman, Bill Hickman, Maryl William Hickman, Merl W. Hickman, and Merly William Hickman (Unclaimed Property). The cost to distribute the Unclaimed Property on a pro rata basis to victims will exceed the amount of the Unclaimed Property.

IT IS THEREFORE ORDERED that any funds or other property held by or coming into the hands of the Unclaimed Property Division of the Oklahoma State Treasurer, in the names of Defendants and/or Bill Hickman, Maryl William Hickman, Merl W. Hickman, or Merly William Hickman, shall be paid to the Oklahoma Department of Securities Investor Education Revolving Fund, 120 North Robinson, Suite 860, Oklahoma City, Oklahoma 73102, until satisfaction of the civil penalty pursuant to the Order of Restitution.

THIS ORDER IS ENTERED this 30 day of October, 2007.



DISTRICT COURT JUDGE

Approved as to form and substance:



Patricia A. Labarthe, OBA #10391
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, OK 73102
(405) 280-7700
Attorney for Plaintiff