

imposed upon the solicitation or sale of securities by the defendant.

Under the plea order approved by the Court, defendant Elkins agreed to provide annual certifications from his clients that he has not engaged in the solicitation or sale of securities, all with the understanding that the sale of life insurance or other insurance products such as fixed annuities would not be considered within the scope of the prohibition. In order to properly reflect this feature of the prohibition in the annual certificates executed by defendant Elkins' clients, in January 2008, counsel for the defendant submitted to the Department a modified Client Certification, attached hereto as Exhibit A.

After negotiating the details of the appropriate modifications to the Client Certification, counsel for the Department indicated that the attached Certification was satisfactory. Defendant's counsel, then prepared and submitted a joint application for entry of the modifying order. No approval of the order was ever received from the Department in spite of counsel's representation that the modified Certification was acceptable.

The proposed amended Client Certification form accurately reflects the agreement of the parties and cures any potential misinterpretation or ambiguity in the scope of Elkin's permitted activities and, accordingly, defendant Elkins respectfully requests that the Final Order, Judgment and Permanent Injunction in the above case be amended by this Court in order to permit utilization of the modified form of the Client Certification.

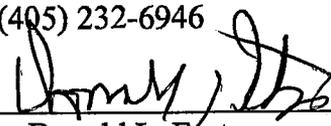
Dated: March 11, 2008

Kirk D. Fredrickson, OBA #3115
McDonald & Fredrickson, P.C.
24 West Park Place
Oklahoma City, Oklahoma 73103
Tel: (405) 232-4774

and

Donald L. Easter, OBA #2597
228 Robert S. Kerr Ave., Suite 340
Oklahoma City, Oklahoma 73102
Tel: (405) 232-6946

By:

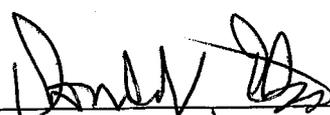

Donald L. Easter

Attorneys for defendant Eddie Elkins

CERTIFICATE OF SERVICE

I hereby certify that on this 11 day of March, 2008, a true and correct copy of the above and foregoing Motion to Amend was served by United States mail and electronic transmission to the following:

Patricia A. Labarthe, Esq.
Shaun Mullins, Esq.
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, Oklahoma 73102
Attorneys for plaintiff


Donald L. Easter

Client Certification

I, _____, state that during the past 12 months neither Clyde Edward Elkins nor any employee or agent of Elkins & Associates, Inc. discussed with, recommended to, offered or sold to me or to my spouse any type of security or investment product.

I further state that neither Clyde Edward Elkins nor any employee or agent of Elkins & Associates, Inc. discussed with, recommended to or advised me to consult, confer or transact any securities or investment related business with any person.

I understand that life insurance or other insurance products such as fixed annuity contracts are not considered securities or investment products within the meaning of this certification.

This certification is provided voluntarily and without coercion, promise or inducement from Clyde Edward Elkins nor any employee or agent of Elkins & Associates, Inc.

Name (Please Print)

Signature

Date

Exhibit 1