

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

AUG 27 2010

PATRICIA PRESLEY, COURT CLERK
by _____
DEPUTY

OKLAHOMA DEPARTMENT OF SECURITIES)
ex rel. IRVING L. FAUGHT, Administrator, et al.,)
)
Plaintiffs,)
v.)
)
ROBERT W. MATHEWS, et al.,)
)
Defendants.)
_____)

Case No. CJ-2005-3796

MOTION TO REQUIRE JUDGMENT DEBTOR
TO APPEAR AND ANSWER AS TO ASSETS

Plaintiffs, Oklahoma Department of Securities *ex rel.* Irving L. Faught, Administrator, and Douglas L. Jackson, in his capacity as court appointed receiver for the benefit of the claimants and creditors of Marsha Schubert and Schubert and Associates, move this Court for an Order requiring the Judgment Debtor named below to appear at a date certain and answer concerning his property and assets.

Plaintiffs are Judgment Creditors, having obtained judgment and costs in the above-captioned case against the Defendant set forth below in the following amounts:

Defendant	Judgment Date	Judgment Amount	Costs
Raymond Laubach	August 2, 2010	\$24,727.65	\$75.00

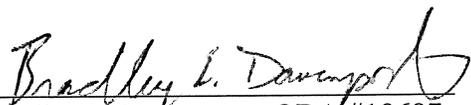
with interest accrued and accruing on the judgment amount at the statutory rate from the judgment date, until paid in full. A copy of the Journal Entry of Judgment for the Defendant is attached as *Exhibit A*.

The Defendant has property which he unjustly refuses to apply toward the satisfaction of the judgment; and Plaintiffs are entitled to an order of this Court requiring the Defendant to appear and answer concerning his property and assets before the Judge of this Court.

Plaintiffs further move that the Court enter an order against the Defendant restraining him from transferring or otherwise disposing of any property which he may have, either real or personal, pending the outcome of the hearing of this matter before the Court and subject to any other order of this Court.

Wherefore, Plaintiffs request that the Court enter an order requiring and directing the Defendant, Raymond Laubach, to appear before the Judge of this Court at a specified time and place to answer concerning property and assets belonging to him.

Respectfully submitted,


Bradley E. Davenport, OBA #18687
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Attorneys for Plaintiff/Receiver, Douglas L. Jackson

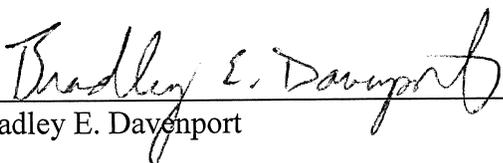
CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the above and foregoing instrument was mailed this 27th day of August, 2010, with postage prepaid, to:

Amanda Cornmesser
Gerri Stuckey
Melanie Hall
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, OK 73102
(405) 280-7700 PH (405) 280-7742 FAX
Attorneys for Plaintiff, Oklahoma Department
of Securities

G. David Bryant
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720 N.E. 63rd Street
Oklahoma City, OK 73105
Attorney for Defendants, Raymond Laubach, *et al.*

Kenneth and Leslie Young
6020 NW 85th
Oklahoma City, OK 73132
Pro Se Defendants



Bradley E. Davenport

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

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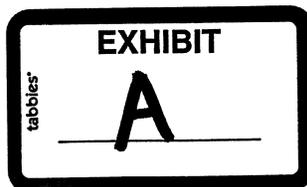
JOURNAL ENTRY OF JUDGMENT

NOW on the 2nd day of August 2010, the *Motion for Summary Judgment* relative to Raymond Laubach (Defendant Laubach), came on for hearing. The Department appeared by and through its attorneys, Amanda Cornmesser and Gerri Kavanuagh. The Plaintiff Receiver appeared by and through his attorney, Bradley Davenport. Defendant Laubach failed to oppose the Motion.

Based on the briefs filed, the arguments of counsel, and being fully advised in the premises, this Court finds as follows:

1. There is no genuine issue of material fact pertaining to Plaintiffs' unjust enrichment cause of action against Defendant Laubach; and,
2. Plaintiffs' *Motion for Summary Judgment* against Defendant Laubach should be and hereby is granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that summary judgment is entered against Defendant Laubach on Plaintiffs' unjust enrichment cause of action, and Defendant Laubach is ordered to disgorge and/or repay to Plaintiffs the amount of



\$18,346.20, plus prejudgment in the amount of \$ 6381.45 and post-judgment interest at the statutory rate, and costs of the action in the amount of \$75.00.

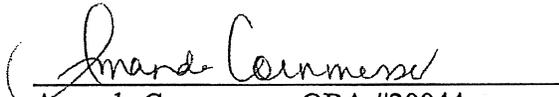
IT IS FURTHER ORDERED that Defendant Laubach shall disgorge and/or repay the sums of money set forth above, including interest, to Plaintiff/Receiver, Douglas L. Jackson.

Date: 8/2/10

PATRICIA G. PARRISH

Honorable Patricia G. Parrish
Judge of the District Court

Approved as to Form:



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Attorneys for Defendant

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Brenda London