

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

JAN 30 2015

TIM RHODES
COURT CLERK

OKLAHOMA DEPARTMENT OF SECURITIES,)
EX. REL. IRVING L. FAUGHT, ADMINISTRATOR)

Plaintiff,)

v.)

SEABROOKE INVESTMENTS LLC, AND)
OKLAHOMA LIMITED LIABILITY COMPANY,)
ET. AL,)

Defendants.)

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Case No. CJ-2014-4515

**AGREED ORDER MODIFYING TEMPORARY INJUNCTION AS TO OAKBROOKE
LAWTON PROPERTY, AND RELEASING SAME FROM
RECEIVERSHIP ESTATE**

This matter comes on for consideration pursuant the Motion to Modify Temporary Injunction as to Oakbrooke Lawton Property, and to Release Same From Receivership Estate, Combined with Brief in Support, filed on December 19, 2014 ("Motion") by First National Bank & Trust Company of Weatherford, N.A. ("FNB-Weatherford"), and as supplemented and clarified by the Supplement filed on January 7, 2015. In the Motion, FNB-Weatherford requested that court's September 5, 2014 order of Temporary Injunction and Ancillary Relief ("Temporary Injunction") be modified to lift the freeze, restraints, restrictions, injunction, jurisdictional reservations, and various prohibitions and other terms (collectively "Stays") with respect to the following described real property, and that the same be released from this receivership estate, free and clear of any lien (if any), claims, rights, charges, and/or interests (of whatever type or description) of the receiver and/or this receivership estate:

Lot 1, Block Twelve (12) Turnpike Industrial Park, Part Nine, to the City of Lawton, Comanche County, State of Oklahoma, according to the recorded plat thereof,

together with all the buildings and other improvements located or constructed on the real estate, all fixtures and personal property used on or in, and all appurtenances to the real estate (“Oakbrooke Lawton Property”).

The Plaintiff, Receiver, and FNB–Weatherford desire to modify the Temporary Injunction by releasing the Oakbrooke Lawton Property from the receivership (and none of the Defendants nor any other party-in-interest opposed the Motion), and it is hereby ORDERED, ADJUDGED, AND DECREED, as follows:

1. All Stays of the Temporary Injunction related to the Oakbrooke Lawton Property are hereby modified to allow FNB Weatherford to exercise its state law remedies to the fullest extent allowed by applicable law, including but not limited to, foreclosing the same by judicial and/or power of sale foreclosure;
2. The Oakbrooke Lawton Property is hereby released from this receivership estate, free and clear of any lien (if any), claims, rights, charges, and/or interests (of whatever type or description), of the Receiver and/or the receivership estate, and it is further decreed that said property is no longer an Asset (as defined in the Temporary Injunction) in the receivership, and said property is further released from any terms, conditions, and/or restrictions of the Temporary Injunction;
3. FNB–Weatherford is authorized to serve the receiver with any foreclosure related notices (judicial and/or non-judicial) for Oakbrooke Homes that it reasonably deems necessary and/or advisable;
4. Any lis pendens notice (related to this proceeding) filed against the Oakbrooke Lawton Property is hereby released;
5. Subject to applicable law, FNB–Weatherford is hereby authorized to seek, and obtain, in personam money judgments against Oakbrooke Homes, Tom Seabrooke, and Karyn Seabrooke;
6. Subject to applicable law, FNB–Weatherford is hereby authorized to seek, and obtain, in personam deficiency money judgments against Oakbrooke Homes,

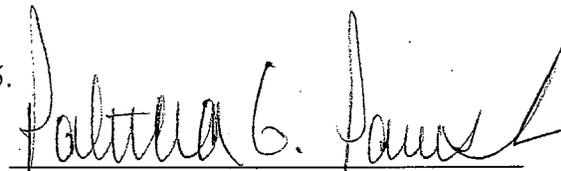
Tom Seabrooke, and Karyn Seabrooke; and

7. FNB-Weatherford shall not, unless authorized by a subsequent order of this court, attempt to collect, or collect, any deficiency judgment(s) except by way of the receivership's claim process established (or to be established) in this case; and
8. If FNB-Weatherford holds any claims against the Plaintiff and/or the Receiver for any wrongful act and/or omission, actual or alleged, committed and/or allowed by them, or any of them, related to the Oakbooke Lawton Property, the same are hereby released, and FNB-Weatherford further agrees to indemnify them from and against all liability, loss, debts, and/or obligations arising from any such released claim.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all other provisions of the Temporary Injunction and any other orders issued herein shall remain in effect.

IT IS SO ORDERED.

Dated this 29th day of January, 2015.


PATRICIA PARRISH
JUDGE OF THE DISTRICT COURT

Prepared by:

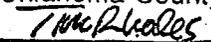

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CERTIFIED COPY
AS FILED OF RECORD
IN DISTRICT COURT

JAN 30 2015

TIM RHODES Court Clerk
Oklahoma County


Approved:

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*Agreed Order Modifying
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Oakhollow Lawton Property
FNB Weatherford
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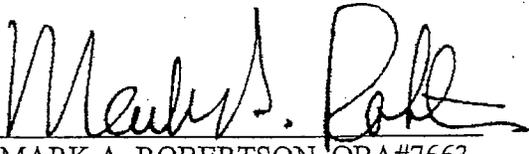
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*Agreed Order Modifying Temporary
Injunction As to Oakbrook
Landon Property*



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as to Oakbrook Property FNB-Weatherford
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