

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FEB 23 2016

TIM RHODES
COURT CLERK

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Oklahoma Department of Securities)
ex rel. Irving L. Faught, Administrator,)
)
Plaintiff,)
)
vs.)
)
Seabrooke Investments, LLC, et al.,)
)
Defendants.)

Case No. CJ-2014-4515

**SUPPLEMENT TO OBJECTION TO RECEIVER'S REPORT ON CLAIMS AND
RECOMMENDATION FOR CLASSIFICATION OF CLAIM OF WAYNE DOYLE**

COMES NOW Intervenor and Claimant, Wayne Doyle ("Claimant" or "Doyle"), and hereby provides this Court a short supplement to its objection to the Receiver's proposed treatment and classification of the claim of Wayne Doyle to clarify the relief requested by Wayne Doyle. In supplement thereto, Doyle states the following:

1. The Receiver, Ryan Leonard, filed its Receiver's Report on Claims and Recommendation for Classification of Same on December 22, 2015, proposing that Wayne Doyle be excluded from participation in the proceeds of the Receivership.
2. The Receiver's Report proposed to treat all other capital contributors (except Doyle) exactly the same with each capital contributor's claim being equal to the total funds they invested minus any sums repaid. No interest is being paid on such amounts. The claims proposed to be paid by the Receiver which consist of capital contributions are Claim #3, Claim #4, Claim #8, Claim #12 and Claim #18 (mixed loan and capital contribution).
3. On January 21, 2016, Doyle filed its Objection to Receiver's Report on Claims and

Recommendation for Classification of Claim of Wayne Doyle. The Objection requests Doyle be treated the same as all other capital contributors and share in a pro-rata distribution from the Receivership estate. The Objection also requests that the amount of Doyle's claim be determined in accordance with this Court's Findings of Fact and Conclusions of Law entered on August 21, 2015.

4. On February 16, 2016, the Receiver filed its Response to Doyle's Objection. In said Response, it appears there is some confusion as to the relief requested by Doyle. The Receiver claims that if this Court approves of Doyle's claim, he would be entitled to 54% of all distributions from this receivership. This claim is simply in error.

5. This supplement is filed solely to alleviate such confusion as to the relief requested by Wayne Doyle.

6. During the pendency of these proceedings, Wayne Doyle originally filed a claim against the Receivership estate in the amount of \$3,288,498.38, a significant portion of which was unpaid interest.

7. Subsequently thereto, a two day evidentiary hearing was held relating to the disbursement of proceeds from the sale of the Bricktown Hotel from Bricktown Capital, LLC. Following the hearing, this Court entered its Findings of Fact and Conclusions of Law on August 21, 2015.

8. The Findings of Fact and Conclusions of Law adjudged that Doyle and/or his entities invested \$2,355,200 to Tom Seabrooke or his entities.

9. The Findings of Fact and Conclusions of Law also determined that Doyle received repayment of sums in the amount of \$681,577.43.

10. The Findings of Fact and Conclusions of Law determined that all of Doyle's

investments with Tom Seabrooke or his entities be deemed capital contributions.

11. Neither the Receiver, the Oklahoma Department of Securities, Doyle or any other party disputed or appealed these findings.

12. Doyle's Objection simply requests that he be treated the same as all other capital investors are being treated as required by law; i.e., the claim being equal to the sum of his investment minus those amounts repaid to him. His claim amount, pursuant to the Findings of Fact and Conclusions of Law, equals \$1,673,622.57.¹

13. Any allegation that Doyle is seeking preferential treatment to other investors or any amounts beyond that set forth above are in error, and should be disregarded by this Court.

WHEREFORE, having supplemented its earlier Objection to correct the referenced confusion, Wayne Doyle requests this Court grant him the relief requested in that Objection to Receiver's Report on Claims and Recommendation for Classification of Wayne Doyle, and such other and further relief as this Court deems just and proper.



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¹ Should this Court recognize only a portion of Doyle's investment as a proper claim to a date certain, the amounts repaid to Doyle as of said date could be calculated to determine the value of Doyle's claim.

CERTIFICATE OF MAILING

The undersigned certifies to the Court and to all parties that a true and correct copy of the above and foregoing pleading was deposited into the United States Mails, first-class postage pre-paid thereon this 23 day of February, 2016 and addressed to the following persons:

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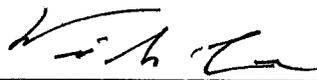
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