

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

JUN - 8 2011

PATRICIA PRESLEY, COURT CLERK
~~BY~~ DEPUTY

Oklahoma Department of Securities,)
<u>ex rel.</u> Irving L. Faught, Administrator,)
)
Plaintiff,)
)
v.)
)
Accelerated Benefits Corporation, a Florida)
Corporation, <i>et al.</i> ,)
)
Defendants.)

Case No. CJ-99-2500-66
Judge Daniel L. Owens

MOTION OF THE CONSERVATOR TO STRIKE REPLY BRIEF

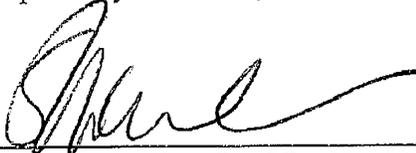
The Conservator respectfully moves the Court to strike the Reply Brief in Support of Motion for Authorization to Purchase ABC Investors' Interest in Conservatorship Assets ("Reply Brief") filed by Acheron Portfolio Trust ("Acheron") on Monday, June 6, 2011.

Acheron's Motion is set for hearing on Friday, June 10, 2011. Local Court Rule 37 states:

- C. All briefs shall be filed and a copy delivered to the assigned trial judge at least five (5) days prior to any hearings.
- D. Any brief filed in violation of this rule shall not be considered by the assigned judge and shall be stricken from the record.

Acheron's Reply was not filed five (5) days prior to the hearing. In accordance with the mandates of Local Court Rule 37, the Conservator moves the Court to strike Acheron's Reply from the record.

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned certifies that on the 8th day of June, 2010, a true and correct copy of the foregoing was served via facsimile on:

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