

STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
THE FIRST NATIONAL CENTER
120 NORTH ROBINSON, SUITE 860
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

Geary Securities, Inc. *fka* Capital West Securities, Inc.;
Keith D. Geary; Norman Frager; and CEMP, LLC,

Respondents.

ODS File No. 09-141

**NOTICE OF APPLICATION FOR JUDICIAL ENFORCEMENT OF
SUBPOENAS PURSUANT TO ORDER DATED MARCH 16, 2012**

The Geary Respondents do hereby give notice that they have this day applied to the Administrator of the Oklahoma Department of Securities to take immediate action to obtain judicial enforcement of the Subpoenas previously issued by the Hearing Officer and served on six individuals identified as the "Third Party Directors" by the Hearing Officer's Order filed March 16, 2012, all of whom have previously been endorsed by the Department as witnesses and all of whom have, to date, failed and refused to comply with the Subpoenas and the Order of the Hearing Officer. See, Exhibit "A" hereto, confirming the application made by the Geary Respondents.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Joe M. Hampton".

Joe M. Hampton, OBA No. 11851
Amy J. Pierce, OBA No. 17980
A. Ainslie Stanford II, OBA No. 18843

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**ATTORNEYS FOR RESPONDENTS
GEARY SECURITIES, INC., KEITH D.
GEARY, AND CEMP, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on April 2, 2012, a copy of the foregoing document was served on the following by electronic mail:

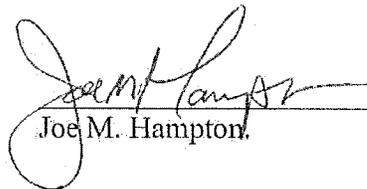
Hearing Officer Bruce Kohl, Esq.
201 Camino del Norte
Santa Fe, NM 87501

Brenda London, Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, OK 73102; and

Melanie Hall, Director of Enforcement
Terra Shamas Bonnell, Enforcement Attorney
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, OK 73102;

Donald A. Pape, Esq.
Donald A. Pape, P.C.
401 West Main Street, Suite 440
Norman, OK 73069;

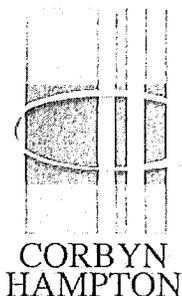
Susan Bryant
sbryant@bryantlawgroup.com



Joe M. Hampton

EXHIBIT

A



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April 2, 2012

VIA E-MAIL

STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
Attention: Shaun Mullins, Attorney
120 North Robinson, Suite 860
Oklahoma City, OK 73102

Re: *ODS v. Geary Securities, Inc., et al*; ODS File No. 090141

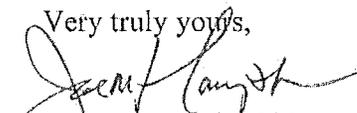
Dear Mr. Mullins:

As you may be aware, the Hearing Officer conducted a hearing on March 15, 2012 and issued an Order, filed on March 16, 2012, that addressed the Geary Respondents' request to depose six individuals who are Directors of the Bank of Union. The Hearing Officer's Order denied the BOU Directors' Motion to Quash the previously-issued deposition subpoenas and entered a protective order governing the depositions.

The Hearing Officer's Order directs the depositions to be conducted within 45 days. By letter dated March 15, 2012 (copy enclosed for your reference), the Geary Respondents provided the BOU Directors' counsel with 17 available dates for the Directors' depositions and asked counsel to elect dates and respond by March 23rd. Counsel did not respond. Based on comments made by counsel for the BOU Directors at the conclusion of the March 15th hearing, it is reasonable to assume that the Directors do not intend to comply with the deposition subpoenas or the Hearing Officer's Order.

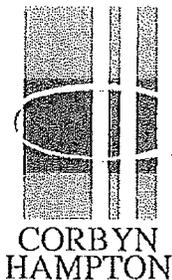
This letter represents the Geary Respondents' request and application, pursuant to Paragraph 13 of the Order and Rule 660:2-9-4(e)(1), that the Administrator of the Oklahoma Department of Securities take immediate action to obtain judicial enforcement of the Subpoenas. Please copy me on all action taken by the Department in response and compliance with this request and application.

Very truly yours,



JOE M. HAMPTON
For the Firm

cc: Hearing Officer Bruce Kohl, Esq. (via e-mail)
Terra Bonnell, Esq. and Melanie Hall, Esq. (via e-mail)
Donald A. Pape, sq. (via e-mail)



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March 15, 2012

VIA EMAIL AND FIRST CLASS MAIL

John Schirger
Matthew Lytle
MILLER SCHIRGER LLC
4520 Main Street, Suite 1570
Kansas City, MO 64111
Email: jschirger@millerschirger.com

Re: *In the Matter of Geary Securities, Inc. fka Capital West Securities, Inc.; Keith D. Geary; Norman Frager; and CEMP, LLC; ODS File No. 09-141*

Dear Counsel:

This letter is to follow up on this morning's hearing with the Hearing Officer and his Order directing that the six BOU Directors' depositions be conducted in the next 45 days, which expires April 29, 2012.

The Geary Respondents are available on the following dates:

- March 26, 27, 28; and
- April 4, 5, 9, 10, 11, 12, 13, 17, 18, 23, 24, 25, 26, 27.

Please confer with your clients and advise us by March 23rd of the date and time you select for each witness.

We are willing to conduct these depositions at the ODS office or, if you prefer, the Bank. Let us know your preference so that we can schedule the court reporter.

Very truly yours,

JOE M. HAMPTON
For the Firm

cc: Oklahoma Department of Securities – Melanie Hall, Terra Bonnell
Norman Frager – Donald Pape, Susan Bryant