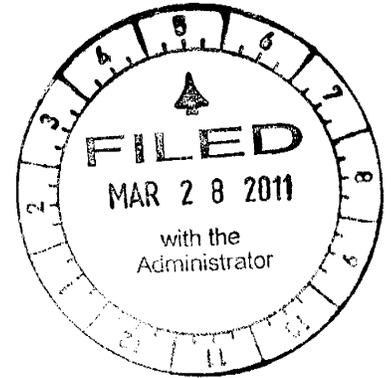


STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
THE FIRST NATIONAL CENTER
120 NORTH ROBINSON, SUITE 860
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

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

Respondents.

ODS File No. 09-141

**GEARY RESPONDENTS' OBJECTION TO AMENDED FINAL LIST OF WITNESSES
FILED OUT OF TIME AND RENEWED REQUEST FOR HEARING ON MOTION FOR
PRECLUSION ORDER STRIKING WITNESSES FROM DEPARTMENT'S FINAL
WITNESS LIST BASED ON THE DEPARTMENT'S NON-COMPLIANCE WITH THE
AGREED AMENDED SCHEDULING ORDER**

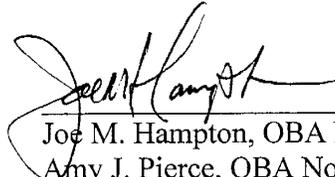
On March 28, 2011, Respondents Geary Securities, Inc. (formerly known as Capital West Securities, Inc.), Keith D. Geary, and CEMP, LLC (the "Geary Respondents") filed their "Motion for Preclusion Order Striking Witnesses from Department's Final Witness List Based on the Department's Non-Compliance with the Agreed Amended Scheduling Order" (the "Motion"). In an apparent reaction to the Geary Respondents' filing of the Motion, the Department filed its Amended Final List of Witnesses on March 28, 2011. The Geary Respondents do hereby respectfully object to such filing, reiterate the request for relief presented by the Motion and renew their request for a hearing on the Motion. In this regard, the Geary Respondents respectfully show the following:

1. The Agreed Amended Scheduling Order established a deadline of March 25, 2011, for the Department to file its final witness list. The Department filed its Final List of Witnesses on March 25, 2011. The mandatory requirements of the Agreed Amended

Scheduling Order and the deficiencies in the Department's List are detailed in the Motion.

2. The Agreed Amended Scheduling Order does not contain any provision for the filing of an amended final witness list after expiration of the mandatory deadline.
3. The Geary Respondents object to the Department's untimely filing of its Amended Final List of Witnesses and request that it be stricken.¹ The Geary Respondents adopt and incorporate herein by reference the contents and request for relief contained in the Motion, and renew their request for a hearing on the Motion.

Respectfully submitted,



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¹ Counsel for the Geary Respondents notified the Department's counsel on March 28, 2011 that the Motion would be filed. Counsel for the Department asked whether the Geary Respondents would refrain from filing the Motion if the Department belatedly complied with the mandatory requirements of the Agreed Amended Scheduling Order by providing addresses and telephone numbers of the Department's witnesses that are the subject of the Motion. Counsel for the Geary Respondents declined the Department's request and proceeded to file the Motion in accordance with the express, mandatory language of the Agreed Amended Scheduling Order.

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

CERTIFICATE OF SERVICE

I hereby certify that on March 28, 2011, a copy of the foregoing document was served on the following via electronic mail:

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