

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

UNITED STATES SECURITIES)
AND EXCHANGE COMMISSION,)

Plaintiff,)

Civil Action No. IP00-1265 C -T/G

KENNETH R. PAYNE,)
JOHANN M. SMITH,)
DANIEL G. DANKER, CONSTANCE)
BROOKS-KIEFER,)
HEARTLAND FINANCIAL SERVICES,)
INC., AND JMS INVESTMENT)
GROUP, LLC.)

Defendants.)

ENTRY ON RECEIVER'S MOTION FOR ORDER
INCLUDING THE ASSETS OF KENNETH PAYNE IN RECEIVERSHIP

James A. Knauer, the Receiver for certain of the Defendants in these proceedings, having filed with the court his *Receiver's Motion for Order Including the Assets of Kenneth Payne in the Receivership*, and the court being duly advised in the premises and having considered the facts set forth in the Receiver's motion now finds that, judgment having been entered in these proceedings on June 7, 2001 against Kenneth Payne upon the complaint filed herein by the United States Securities & Exchange Commission, the relief requested in the Receiver's motion should be granted and it is, therefore;

ORDERED: That the authority previously granted by this court to James A. Knauer to serve as a Receiver over certain of the Defendant's herein is hereby expanded to include all interests of Kenneth Payne in property of any type, real or personal, tangible or intangible;

FURTHER ORDERED: That the power granted to James A. Knauer by this order shall include the authority to act in all manner to defend, protect and preserve any interest of Kenneth Payne in a certain condominium in the country of Belize commonly known as Strata Lot Number 23D of the Royal Palm Villas Project situate at Ambergris Caye, country

of Belize.

Date: 7/5/2001, 2001

JOHN DANIEL TINDER

John Daniel Tinder, Judge United
States District Court

Distribution:

James A. Knauer, Esquire
William Bock, III Esquire
Kroger, Gardis & Regas, L.L.P.
111 Monument Circle, Suite 900
P.O. Box 44941
Indianapolis, Indiana 46244-0941

Dexter B. Johnson
Mallon & Johnson, P.C.
19 S. LaSalle Street
Suite 1202
Chicago, Illinois 60603

Paul A. Montoya
United States Securities and Exchange
Commission
500 West Madison Street
Suite 1400
Chicago, Illinois 60661

Dennis Zahn
Symmes, Voyles, Zahn, Paul & Hogan
700 Jefferson Plaza
One Virginia Avenue
Indianapolis, Indiana 46204

Kara M. Washington
United States Securities and Exchange
Commission
500 West Madison Street
Suite 1400
Chicago, Illinois 60661

Jeannette L. Lewis
United States Securities and Exchange
Commission
500 West Madison Street
Suite 1400
Chicago, Illinois 60661

Fred D. Scott
Attorney at Law
55 Monument Circle
Suite 814
Indianapolis, Indiana 46204