

FILED
U.S. DISTRICT COURT
INDIANA

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

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U.S. DISTRICT COURT
OF INDIANA
LAURA A. BRIGGS
CLERK

UNITED STATES SECURITIES)
AND EXCHANGE COMMISSION,)
)
Plaintiff,)
)
KENNETH R. PAYNE,)
JOHANN M. SMITH,)
DANIEL G. BANKER, CONSTANCE)
BROOKS-KIEFER,)
HEARTLAND FINANCIAL SERVICES,)
INC., AND JMS INVESTMENT)
GROUP, LLC.)
)
Defendants.)

Civil Action No.
IP00-1265 C

Judge J.D. Tinder

RECEIVERS MOTION FOR AUTHORITY TO LIQUIDATE SECURITIES

James A. Knauer, Receiver for Heartland Financial Services, Inc. ("Heartland") and JMS Investment Group, LLC. ("JMS"), in support of his motion for authority to liquidate securities states:

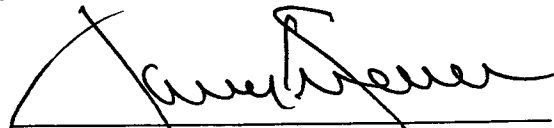
- 1 The Receiver, with the assistance of the United States Securities and Exchange Commission has located a brokerage account in the name of JMS Investment Group in the Detroit offices of H & R Block Financial Advisors (formerly known as "Olde Investments"), the same being account number 006-12450-JJ6.
2. As of August 23, 2000, the account contained marketable securities having an aggregate value of approximately Three Hundred Eighty Six Thousand Dollars (\$386,000.00).
3. The Receiver desires to sell the marketable securities and reduce this asset to cash by directing H & R Block Financial Advisors to sell the securities on behalf of the Receiver, deduct their regular commission charges and remit the balance to the Receiver to be held pursuant to further order of the Court.

THEREFORE, the Receiver requests that the Court approve the liquidation of the securities account of JMS Investment Group at H & R Block Investments and for all other

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proper relief.

KROGER, GARDIS & REGAS


James A. Knauer, Atty #5436-49

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CERTIFICATE OF SERVICE


The undersigned hereby certifies that the foregoing has been served upon the following parties by placing a copy of the same in the United States Mail, first class postage pre-paid, on this 21st day of August, 2000:

Paul A. Montoya
United States Securities and Exchange
Commission
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Chicago, Illinois 60661

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