

FILED
U.S. DISTRICT COURT
INDIANAPOLIS DIVISION

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

02 MAY 21 PM 12:11

SOUTHERN DISTRICT
OF INDIANA
LAURA A. BRIGGS
CLERK

JAMES A. KNAUER as the Court Appointed)
Receiver for HEARTLAND)
FINANCIAL SERVICES, INC., and JMS)
INVESTMENT GROUP, LLC,)

Plaintiff,)

CAUSE NO. IP01-1168-C-T/K

v.)

JONATHON ROBERTS FINANCIAL)
GROUP, INC.,)
ALLIANCE CAPITAL MANAGEMENT)
CORP.,)
ANDOVER SECURITIES INC.,)
FSC SECURITIES, CORPORATION, and)
FFP SECURITIES, INC.,)

Defendants.)

MOTION TO EXTEND DEADLINE FOR AMENDING PLEADINGS

Comes now James A. Knauer as Court Appointed Receiver for Heartland Financial Services, Inc. and JMS Investment Group, LLC, by counsel, to request an extension for filing amended pleadings and in support of such sets forth the following:

1. Parties entered into Case Management Plan setting the deadline for amending pleadings for April 20, 2002.

2. On or about April 18, 2002, parties agreed and stipulated to extending the deadline up to and including May 20, 2002.

3. On May 13, 2002, Plaintiff served counsel for FSC Securities Corporation a set of discovery pertaining to its acquisition of Andover Securities, Inc.

4. FSC Securities Corporation has not responded to the discovery requests.

5. Counsel for Defendants have been notified of Plaintiff's interest in extending the deadline for an additional thirty (30) days.


6. At the time of the filing of this Motion, Plaintiff's counsel has not received a response from counsel for FFP Securities. However, counsel for Jonathon Roberts Financial Group and FSC Securities Corp. do not object to the extension of time.

7. Such an extension of time will not delay the proceedings in this case nor will it prejudice Defendants in any way.

WHEREFORE, Plaintiff, James A. Knauer, Receiver, by counsel, respectfully requests the Court to extend the deadline for amending pleadings by an additional thirty (30) days.

Respectfully submitted,

KROGER, GARDIS & REGAS, LLP

By: 

WILLIAM BOCK, # 14777-49

REYNOLDS B. BRISSENDEN, #19989-49

Attorneys for Plaintiff James A. Knauer, Receiver

KROGER, GARDIS & REGAS, LLP
111 Monument Circle, Suite 900
Indianapolis, Indiana 46204-5125
(317) 692-9000

CERTIFICATE OF SERVICE

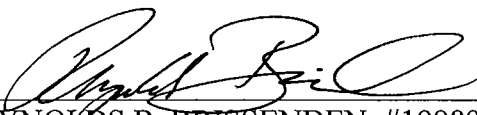
The undersigned hereby certifies that on the 20th day of May, 2002, a true and accurate copy of the above and foregoing pleading was served by depositing the same in the United States mail, first class, postage prepaid to:

James W. Riley, Jr., Esq.
Riley, Bennett & Egloff
One American Square, Suite 1810
Box 82035
Indianapolis, Indiana 46282

Thomas E. Wheeler, II, Esq.
Locke Reynolds, LLP
1000 Capital Center South Tower
201 North Illinois Street
Indianapolis, Indiana 46204-4210

Thomas E. Wack
Leo J. Asaro
Bryan Cave, LLP
One Metropolitan Square
211 N. Broadway
Suite 3600
St. Louis, Missouri 63102-2750

William L. O'Connor
Dan Pecar Newman & Kleiman, P.C.
One American Square, Suite 2300
Box 82008
Indianapolis, Indiana 46282



REYNOLDS B. BRISSENDEN, #19989-49

Reynolds B. Brissenden
KROGER, GARDIS & REGAS, LLP
111 Monument Circle, Suite 900
Indianapolis, Indiana 46204-5125
(317) 692-9000