

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

FILED
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
AUG 10 AM 10:27
LAURA A. BRIGGS
CLERK

UNITED STATES SECURITIES
AND EXCHANGE COMMISSION,

Plaintiff,

v.

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

Defendants.

CIVIL ACTION
FILE NO.

P 00-1265 C - T/G

MOTION FOR EXPEDITED DISCOVERY

Pursuant to Rules 30(a), 33(a), 34(a) and 36(a) of the Federal Rules of Civil Procedure, Plaintiff, Securities and Exchange Commission ("Commission"), by its attorneys, respectfully moves this Court for the entry of an Order:

- A. granting it leave to serve interrogatories, requests for documents and requests for admissions, take depositions and subpoena documents prior to the expiration of thirty days after the commencement of this action; and
- B. shortening the time allowed to respond to interrogatories, requests for production and requests for admissions to four days after a request is served.

In support of its Motion, Plaintiff states that: