

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

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.

IP00-1265 C - T/G

ORDER

This cause coming to be heard on Plaintiff's Motion for Expedited Discovery and it appearing to the Court, after being fully advised in the premises that there is just cause for such an order:

IT IS HEREBY ORDERED THAT:

1. Plaintiff and Defendant are granted 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 may do so immediately; and
2. the time allowed to respond to interrogatories, requests for production and requests for admissions is shortened to four days after a request is served unless otherwise ordered by the Court.

John Daniel Tinder

UNITED STATES DISTRICT COURT JUDGE

DATED: 8/10/00

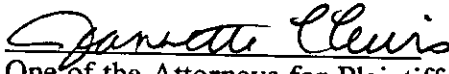
1. The Commission has filed a Complaint in this matter which seeks to temporarily restrain and preliminarily and permanently enjoin the Defendants from violating several provisions of the securities laws.

2. The Commission's Complaint also seeks ancillary relief including, among other things, a freeze of Defendants' assets, disgorgement and civil penalties.

3. The emergency nature of this matter as alleged in the Complaint and Motion for a Temporary Restraining Order and Memorandum in Support and the nature of the relief requested will require the Commission to take depositions, subpoena documents and conduct discovery in an expedited fashion.

WHEREFORE, the Commission respectfully moves this Court for entry of an Order granting its Motion for Expedited Discovery.

Respectfully submitted,


One of the Attorneys for Plaintiff
Securities and Exchange Commission
500 West Madison Street, Suite 1400
Chicago, IL 60661
(312) 353-7390

Dated: August 9, 2000