

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

UNITED STATES SECURITIES  
AND EXCHANGE COMMISSION,

Plaintiff,

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

Defendants.

Civil Action No. IP00-1265 C

Judge John D. Tinder

**SUBPOENA DUCES TECUM**


TO: UNION PLANTERS BANK  
c/o Zita Monica  
7650 Magna Drive  
Belleville, Illinois 46226-3981

You are hereby commanded to produce for inspection and/or copying on or before **October 30, 2000, at 9:00 a.m.** at the offices of Kroger, Gardis & Regas, LLP, 111 Monument Circle, Suite 900, Indianapolis, Indiana 46204, the following documents relating to **Union Planters checking account no. 001266190**, maintained in the name of **Lincoln Fidelity Escrow Services** (the "Account"):

1. Copies of all checks drawn from the Account from its inception to present;
2. Copies of all checks deposited into the Account from its inception to present;
3. Copies of all deposit slips pertaining to the Account from its inception to present;
4. Copies of all statements relating to the Account from its inception to present;
5. Copies of all documents presented to Bank One to open the Account;
6. Any and all other documents not specifically requested above which relate to the Account or the bearer thereof.

Fail not under penalty of law.

Sworn to before me and subscribed to in my presence this 29<sup>th</sup> day of September, 2000.

  
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William Bock, III, Attorney for Receiver, James A. Knauer

45