

FILED
U.S. DISTRICT COURT
INDIANA SOUTHERN DIVISION

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

00 DEC -4 PM 4:15

SOUTHERN DISTRICT
OF INDIANA
LAURA A. BRIGGS
CLERK

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 -T/G

**RECEIVER'S SECOND MOTION FOR EXTENSION OF TIME
TO FILE REPORT OF ACTS AND TRANSACTIONS**

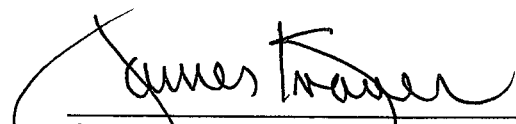
James A. Knauer, the Receiver for Heartland Financial Services, Inc., and JMS Investment Group, LLC, Defendants herein, in support of his motion states:

1. The undersigned was appointed Receiver for Heartland Financial Services, Inc., JMS Investment Group, LLC, and their related companies (the "Heartland Companies") on August 21, 2000.
2. The Order that appointed the Receiver directed that he should file with the Court an inventory and appraisal of all property and assets in his possession or in the possession of others (the "Inventory Report"), within sixty (60) days of his appointment as Receiver.
3. The Receiver timely filed his Inventory Report on October 20, 2000.
4. The order appointing the Receiver also directed that thirty (30) days after the filing of the Inventory Report and thereafter, quarterly, the receiver should file reports of his acts and transactions (the "Activity Reports") in his official capacity as Receiver.
5. The first Activity Report of the Receiver was due November 20, 2000.

70

6. When the Receiver filed his first Inventory Report thirty (30) days ago, the Receiver included a substantial amount of information that would normally have been part of the Activities Report in addition to the required information concerning the inventory of the estate and its estimated values. Thus, the initial Inventory Report contained considerable information about the activities of the Receiver through the date of that report (October 20, 2000).
7. The Heartland Companies Receivership is currently in the process of initiating a number of actions, preparing several court filings and pursuing several asset collections which it reasonably expected to complete within two weeks of the original due date of the first Activities Report to the Court and the Receiver requested that the court extend the reporting date for such two week period [since the next report would not be due for approximately three (3) months].
8. The court granted the Receiver's first request to extend the filing of the first Activities Report and directed such report to be filed by December 4, 2000.
9. Notwithstanding the efforts of the Receiver to complete the transactions which he sought to include in the first Activities Report during the two week extension granted by the court, such transactions were not completed and the Receiver requests that the court grant him an additional week within which to file his first Activities Report.

THEREFORE, the Receiver requests that the Court grant the Receiver an extension of time to file his first activities report to and including Monday, December 11, 2000.


James A. Knauer, Receiver for
Heartland Financial Services, Inc.
and JMS Investment Group, LLC

KROGER, GARDIS & REGAS, L.L.P.
111 Monument Circle, Suite 900
P.O. Box 44941
Indianapolis, Indiana 46244-0941

CERTIFICATE OF SERVICE

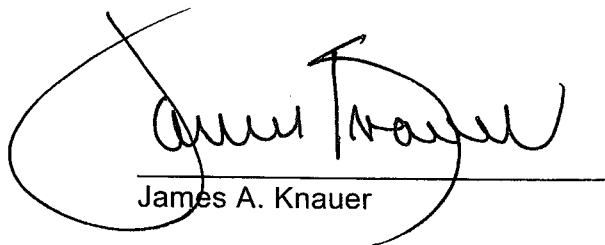
The undersigned hereby certifies that the foregoing has been served upon the following parties by placing a copy of the same in the United States Mail, first class postage pre-paid, on this 4 day of December, 2000:

Paul A. Montoya
Kara M. Washington
Jeannette L. Lewis
United States Securities and Exchange Commission
500 West Madison Street
Suite 1400
Chicago, Illinois 60661

Fred D. Scott
Attorney at Law
55 Monument Circle
Suite 814
Indianapolis, Indiana 46204

Dexter B. Johnson
Mallon & Johnson, P.C.
19 S. LaSalle Street
Suite 1202
Chicago, Illinois 60603

Dennis Zahn
Symmes, Voyles, Zahn, Paul & Hogan
700 Jefferson Plaza
One Virginia Avenue
Indianapolis, Indiana 46204



James A. Knauer

KROGER, GARDIS & REGAS, L.L.P.
111 Monument Circle, Suite 900
P.O. Box 44941
Indianapolis, Indiana 46244-0941