

10/9/01

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

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

Plaintiff,)

v.)

CAUSE NO.: IP 01-1168-C-T/K

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

Defendants.)

MOTION TO DISMISS BY FSC SECURITIES CORPORATION

Comes now the Defendant FSC Securities Corporation, by counsel, and pursuant to F.R.Civ. P. 12(B)1 and 12(B)6 hereby move to dismiss the Plaintiff's Complaint against it. In support of this Motion, the Defendant states that:

1. A brief in support of this Motion to Dismiss is filed contemporaneously.
2. FSC Securities Corporation also incorporates the arguments in brief to dismiss by FFP Securities, Inc. and Jonathon Roberts/Alliance.

WHEREFORE, FSC Securities Corporation respectfully requests that the court dismiss the causes of action against it for costs and for all other relief appropriate in the premises.

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Respectfully submitted,

KIGHTLINGER & GRAY

By 

William L. O'Connor #14925-22
Attorney for Defendant,
FSC Securities Corporation

CERTIFICATE OF SERVICE

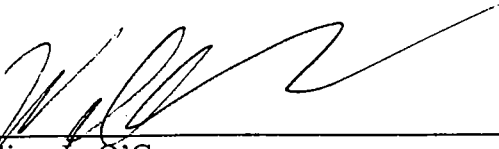
The undersigned hereby certifies that a copy of the foregoing was mailed this 7 day of October, 2001 to:

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