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FILED  
U.S. DISTRICT COURT  
INDIANAPOLIS DIVISION

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SOUTHERN DISTRICT  
OF INDIANA  
LAURA A. BRIGGS  
CLERK

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. )

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

Defendants. )

CAUSE NO. IP01-1168-C-T/K

**PLAINTIFF'S MOTION FOR EXTENSION OF TIME (ONE DAY) TO RESPOND TO  
DEFENDANT FSC SECURITIES CORPORATION'S MOTION TO DISMISS**

Comes now the Plaintiff, James A. Knauer, as the Court-Appointed Receiver for Heartland Financial Services, Inc. and JMS Investment Group, LLC ("Plaintiff"), by counsel, and respectfully moves the Court for an additional one (1) day extension of time up to, and including, Tuesday, January 15, 2002, in which to respond to the Motion to Dismiss by FSC Securities Corporation ("Motion to Dismiss"). In support of his motion, the Plaintiff would show the Court as follows:

1. On or about October 12, 2001 Plaintiff was served with Defendant, FSC Securities Corporation's ("Defendant"), Motion to Dismiss.
2. Plaintiff's response to Defendant's Motion is presently due on Monday, January 14,

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2002, and said time has not yet expired.

3. Due to illness, counsel for the Plaintiff reasonably requires a single additional day in order to fully frame his response to Defendant's Motion to Dismiss.

4. The Plaintiff requests an additional one (1) day extension of time up to, and including, Tuesday, January 15, 2002, in which to respond to Defendant's Motion to Dismiss.

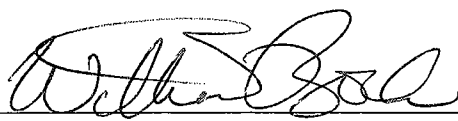
5. The extension of time requested herein has not been requested for the purpose of delay and will not prejudice any party herein.

6. Plaintiff's counsel has been unable to communicate with counsel for the Defendant prior to filing this request.

WHEREFORE, the Plaintiff, James A. Knauer, as the Court-Appointed Receiver for Heartland Financial Services, Inc. and JMS Investment Group, LLC, by counsel, respectfully requests that the Court grant an additional one (1) day extension of time up to, and including, Tuesday, January 15, 2002, in which to respond to Defendant's Motion to Dismiss, and for all other relief proper in the premises.

Respectfully submitted,

**KROGER, GARDIS & REGAS, LLP**

By:   
William Bock, III, Attorney No. 14777-49  
Counsel for James A. Knauer, Plaintiff

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**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 14<sup>th</sup> day of January, 2002:

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