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Texas Bar No. 24066296

ASSOCIATE COUNSEL

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CADLES OF GRASSY MEADOWS II,
L.L.C., as successor-in-interest to Judgment
Creditor RESOLUTION TRUST
CORPORATION AS RECEIVER OF FIRST
SAVINGS OF ARKANSAS, F.A.,

Applicant,

v.

TEXAS ROADRUNNER, LLC,
Respondent,

v.

DEAN H. MADDOX,

Judgment Debtor.

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CASE NO. 2:11-cv-00475

**JUDGMENT CREDITOR CADLES OF GRASSY MEADOWS II, L.L.C., AS
SUCCESSOR-IN-INTEREST TO JUDGMENT CREDITOR RESOLUTION TRUST
CORPORATION AS RECEIVER OF FIRST SAVINGS OF ARKANSAS, F.A.'S
APPLICATION FOR CHARGING ORDER**

Applicant **CADLES OF GRASSY MEADOWS II, L.L.C.** (“Cadles”), as successor-in-interest to Judgment Creditor Resolution Trust Corporation as Receiver of First Savings of Arkansas, F.A. in the judgment registered in this Court on November 10, 2010, under Case No. 2:10-ms-00112-NA (subsequently changed to Case No. 2:11-cv-00475), respectfully requests that the Court grant this Application for Charging Order (this “Application”) against the membership interest of Judgment Debtor Dean H. Maddox, individually, in Respondent Texas Roadrunner, LLC, pursuant to FEDERAL RULE OF CIVIL PROCEDURE 64, FEDERAL RULE OF CIVIL PROCEDURE 69, and NEVADA REVISED STATUTES SECTION 86.401, and Cadles shows the Court the following:

JURISDICTION AND PARTIES

1. This Court has Jurisdiction over this matter because the judgment against Maddox was registered in this Court, giving it the same force and effect as a judgment of this Court. 28 U.S.C. § 1963 (2006).
2. Cadles is a West Virginia limited liability company with its principal place of business in Ohio.
3. Texas Roadrunner, LLC (“Texas Roadrunner”) is a Nevada Limited Liability Company with its principal place of business in Nevada, and may be served with process through its registered agent, Incorp Services, Inc., at 2360 Corporate Circle, Suite 400, Henderson, Nevada 89074-7722, pursuant to Federal Rule of Civil Procedure 4(h)(1)(B).
4. Judgment Debtor Dean H. Maddox (“Maddox”) may be served with notice at 615 Peden Street, Houston, Texas 77006, pursuant to Federal Rule of Civil Procedure 4(e)(1).

SUPPORTING DOCUMENTS

5. This Application is supported by the Affidavit of Nick Davies (the “Davies Affidavit”), attached as **Exhibit A** and fully incorporated herein by reference, as well as the other Exhibits attached hereto.

OPERATIVE FACTS

6. Resolution Trust Corporation as Receiver of First Savings of Arkansas, F.A. (“RTC”), recovered a judgment (the “Judgment”) against Defendants Texas Moline, Ltd. and Dean H. Maddox, jointly and severally, in Cause No. H-92-1692, in the United States District Court for the Southern District of Texas, Houston Division, and the Judgment was duly registered in this Court on November 10, 2010.¹ The Judgment awarded RTC the principal sum of \$2,945,218.00, plus pre-judgment interest at eight percent (8%) from April 2, 1991 to the date of judgment, for a per diem accrual of \$645.53 on the \$2,945,218.00 sum, plus reasonable attorneys fees of \$4,000.00, plus additional fees in the event of appeal, plus judgment for all costs of Court, plus post-judgment interest on all sums at the rate of 3.38% per annum from the date of judgment until paid.² As of April 25, 2011, the total amount of principal due on the Judgment, with interest compounded annually pursuant to 28 UNITED STATES CODE SECTION 1961(b) (2006), is \$6,211,858.30, plus accrued interest as of that date in the amount of \$91,242.62, for a total of \$6,303,100.92 , with interest accruing at 3.38% per annum.³

7. In June 1995, RTC assigned the Judgment to JDC Finance Company (“JDC”).⁴ JDC assigned the Judgment to Value Recovery Group, Inc. (“VRG”),⁵ VRG assigned the

¹ A certified copy of the registered Judgment is attached as **Exhibit B**, and incorporated by reference.

² See **Exhibit B**.

³ See **Exhibit A** at ¶ 8; the amount owed under the Judgment will change pending payment on a related garnishment matter filed with the Court under this cause number on July 16, 2010, at document number 47.

⁴ A true and correct copy of the RTC’s Assignment of Judgment to JDC is attached as **Exhibit A-1**, and incorporated by reference.

⁵ True and correct copies of the Assignment and Bill of Sale and Power of Attorney to VRG are attached as **Exhibit A-2** and **Exhibit A-3**, respectively, and incorporated by reference.

Judgment to The Cadle Company (“Cadle”),⁶ and Cadle assigned the Judgment to Cadles,⁷ the current owner and holder of the Judgment.⁸ The Judgment remains in all things final, valid, subsisting and unsatisfied.⁹

8. Texas Roadrunner is a Nevada limited liability company engaged in carrying on business for profit, with its principal place of business in Nevada.¹⁰ Because Maddox and/or his d/b/a, The Maddox Interests, have a membership interest in Texas Roadrunner,¹¹ there are sums that are or will become due from Texas Roadrunner to Maddox. Texas Roadrunner should pay those sums directly to Cadles in order to pay the unsatisfied amount of the Judgment against Maddox.

9. After a diligent search, Cadles has not discovered assets of Maddox subject to execution sufficient to satisfy the Judgment.¹² Cadles is therefore entitled, pursuant to FEDERAL RULE OF CIVIL PROCEDURE 64 and NEVADA REVISED STATUTES SECTION 86.401, to have Maddox’s interest in Texas Roadrunner charged as set out above.

PRAYER

WHEREFORE, Cadles of Grassy Meadows II, L.L.C. requests that the Court grant this application and enter an order:

1. requiring Maddox to immediately produce copies of all agreements concerning his interest related to Texas Roadrunner, including a report of the amounts now due or that may become due and distributable to Maddox by virtue of his membership interest in Texas Roadrunner and copies of all regulations and articles of organization of Texas Roadrunner;
2. charging the interest of Maddox and/or his d/b/a, The Maddox Interests, in Texas Roadrunner in the manner set forth in this Application, in the amount of the

⁶ A true and correct copy of the assignment to Cadle is attached as Exhibit A-4, and incorporated by reference.

⁷ A true and correct copy of the assignment to Cadles is attached as Exhibit A-5, and incorporated by reference.

⁸ See Exhibit A at ¶ 6.

⁹ See *id.* at ¶ 8.

¹⁰ Certified copies of the Articles of Organization and Annual List are attached as Exhibit C and incorporated by reference.

¹¹ See Exhibits A-6.

¹² See Exhibit A at ¶ 9.

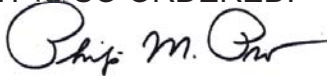
unsatisfied Judgment attached as **Exhibit B**, together with interest, costs and attorneys' fees as may be allowed;

3. requiring Texas Roadrunner to distribute all membership distributions, profits, cash, assets and other monies due or that shall become due to Maddox and/or his d/b/a, The Maddox Interests, directly to Cadles until the unsatisfied Judgment attached as **Exhibit B**, together with interest, costs and attorneys' fees as may be allowed, have been fully paid;
4. that Texas Roadrunner shall not distribute to any other person or entity any membership distributions, profits, cash, assets, or other monies due or that shall become due to Maddox and/or his d/b/a, The Maddox Interests;
5. charging all costs and attorneys' fees incurred by Cadles in drafting this Application and obtaining said order against Maddox; and
6. granting Cadles all other relief to which Cadles may be justly entitled.

Respectfully submitted,

ADAMS LAW GROUP, LTD.

IT IS SO ORDERED.



PHILIP M. PRO
U.S. DISTRICT JUDGE

Dated: June 28, 2011.

By: /s/ Assly Sayyar
Assly Sayyar, attorney-in-charge
Nevada Bar No. 9178

8681 W. Sahara Ave., Suite 280
Las Vegas, Nevada 89117
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Fax: 702-838-3636
assly@adamslawnevada.com

**ATTORNEYS FOR PLAINTIFF
CADLES OF GRASSY MEADOWS II, L.L.C.**

BELL NUNNALLY & MARTIN LLP

By: /s/ Jeffrey S. Lowenstein
Jeffrey S. Lowenstein, associate counsel
Texas Bar No. 24007574
Ross A. Williams, associate counsel
Texas Bar No. 24066296

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Fax 214-740-1499
jeffl@bellnunnally.com
rossw@bellnunnally.com

**ASSOCIATE COUNSEL FOR PLAINTIFF
CADLES OF GRASSY MEADOWS II, L.L.C.**

CERTIFICATE OF INTERESTED PARTIES

There are no known interested parties other than those participating in this Application.

/s/ Assly Sayyar
Assly Sayyar

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served on the 1st day of June, 2011, as follows:

VIA CMRRR #7160 3901 9849 2439 5033

Timothy J. Henderson
Attorney at Law
6300 West Loop South, Suite 280
Bellaire, Texas 77401

VIA CMRRR #7160 3901 9849 2439 2216

Texas Roadrunner, LLC
c/o its registered agent, Incorp Services, Inc.
2360 Corporate Circle, Suite 400
Henderson, Nevada 89074-7722

VIA CMRRR #7160 3901 9849 2439 5057

Steven D. Grossman
Sheiness, Scott, Grossman & Cohn LLP
1001 McKinney, Suite 1400
Houston, Texas 77002

VIA CMRRR #7160 3901 9849 2439 5064

Michael Mushkin
Mushkin & Associates
4475 S. Pecos Rd.
Las Vegas, Nevada 89121

/s/ Ross A. Williams
Ross A. Williams

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AFFIDAVIT OF NICK DAVIES

STATE OF OHIO

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§

COUNTY OF TRUMBULL

BEFORE ME, the undersigned authority, on this day personally appeared the undersigned affiant, who, being by me duly sworn, states on oath that:

1. “My name is Nick Davies. I am of sound mind and am competent to testify to the matters contained in this Affidavit. I am over the age of 21 years and have never been convicted of a felony or of any crime of moral turpitude. Every statement made in this affidavit is made on my personal knowledge and is true and correct.

2. “I am an Account Officer for Cadles of Grassy Meadows II, L.L.C. (“Cadles”).

3. “On June 1, 1995, Resolution Trust Corporation as Receiver of First Savings of Arkansas, F.A. (“RTC”) assigned all of its right, title and interest in the judgment in Cause No. H-92-1692, *Resolution Trust Corporation as Receiver of First Savings of Arkansas, F.A. v. Texas Moline, Ltd. and Dean H. Maddox, jointly and severally*, entered in the United States District Court for the Southern District of Texas, Houston Division, on November 19, 1993 (the “Judgment”), to JDC Finance Company (“JDC”). A true and correct copy of the RTC’s Assignment of Judgment to JDC Finance Company is attached hereto as **Exhibit A-1**.

4. “On September 8, 1998, JDC assigned all of its right, title and interest in the Judgment to Value Recovery Group, Inc. (“VRG”). True and correct copies of the Assignment and Bill of Sale and Power of Attorney executed by JDC are attached hereto as **Exhibits A-2 and A-3**, respectively.

5. “On July 26, 2001, VRG assigned all of its right, title and interest in the Judgment to The Cadle Company (“Cadle”). A true, correct, and certified copy of the Corrected Assignment of Judgment executed by VRG is attached hereto as **Exhibit A-4**.



6. “On August 4, 2008, Cadle assigned all of its right, title and interest in the Judgment to Cadles. A true, correct, and certified copy of the Assignment of Judgment executed by Cadle is attached hereto as Exhibit A-5. Cadles is the current owner and holder of the Judgment.

7. “The Judgment was awarded against Texas Moline, Ltd. and Dean H. Maddox, jointly and severally, as follows: in the principal sum of \$2,945,218.00; plus pre-judgment interest at eight percent (8%) from April 2, 1991, to the date of judgment for a per diem accrual of \$645.53 on the \$2,945,218.00 sum; plus reasonable attorneys fees of \$4,000.00; plus additional fees in the event of appeal; plus all costs of Court; plus post-judgment interest on all sums at the rate of 3.38% per annum from the date of judgment until paid.

8. “The Judgment is final, valid, subsisting and unsatisfied. As of April 25, 2011, the total amount of principal due on the Judgment, with interest compounded annually pursuant to 28 UNITED STATES CODE SECTION 1961(b) (2006), is \$6,211,858.30, plus accrued interest as of that date in the amount of \$91,242.62, for a total of \$6,303,100.92, with interest accruing at 3.38% per annum. Cadles is the owner and holder of the Judgment.

9. “After a diligent search, Cadles has not discovered assets of Maddox subject to execution sufficient to satisfy the Judgment.

10. “A true and correct copy of excerpts from the Oral Deposition of Dean H. Maddox, which was taken on February 10, 2011, is attached as Exhibit A-6. Those excerpts reflect that the Maddox Interests is a d/b/a of Dean H. Maddox, individually, and that Dean H. Maddox and/or his d/b/a, “The Maddox Interests,” holds an interest in Texas Roadrunner, LLC.”

FURTHER AFFIANT SAYETH NAUGHT.

Nick Davies
Nick Davies

SUBSCRIBED AND SWORN TO BEFORE ME on this the 5 day of
May 2011, to certify which hand and official seal.

Amanda Reed
Notary Public and for the State of Ohio

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Amanda Reed
Resident Mahoning County
Notary Public, State of Ohio
My Commission Expires: 09/28/2014

ASSIGNMENT OF JUDGMENT

STATE OF TEXAS §
 § KNOW ALL PERSONS BY THESE PRESENTS:
COUNTY OF DALLAS §

FOR VALUABLE CONSIDERATIONS, in hand paid, the receipt and adequacy of which are hereby acknowledged, Resolution Trust Corporation, as Receiver for First Savings of Arkansas, F.A. ("Assignor"), hereby sells, transfers, assigns and sets over to JDC Finance Company I, L.P. ("Assignee") all of Assignor's right, title and interest in and to the following Judgment, as described hereinbelow:

That certain Final Judgment signed November 16, 1993, in Civil Action No. H-92-1692 styled, "Resolution Trust Corporation As Receiver of *First Savings of Arkansas, F.A.*, Plaintiff, v. Texas Moline, Ltd. and Dean H. Maddox, jointly and severally, Defendants" then pending in the United States District Court for the Southern District of Texas, Houston Division, for the sum of \$2,945,218.00, plus pre-judgment interest as specified therein, attorney's fees and post-judgment interest at the rate of 3.38% per year. A copy of such Judgment is attached hereto as Exhibit "A" and incorporated herein by reference for all purposes;

IN WITNESS WHEREOF, the Assignor has caused this Assignment to be executed at ^{Cook} Dallas County, ^{Fla.} Texas this 1 day of June 1995, but effective as of the 17 day of MARCH 1995.

RESOLUTION TRUST CORPORATION, in its capacity as receiver for First Savings of Arkansas, F.A.

By: *Roy J. Lollar*
Name: ROY J. LOLLAR JR.
Attorney-In-Fact



ILLINOIS

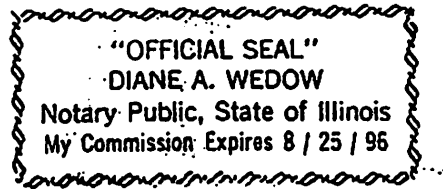
STATE OF ~~MISSOURI~~ §
 Cooe §
COUNTY OF ~~JACKSON~~ §

This instrument was acknowledged before me on the 2nd day of JUNE, 1995, by Ray S. Lowry, Jr. as attorney-in-fact of Resolution Trust Corporation, in its capacity as Receiver for First Savings of Arkansas, F.A., for the consideration therein expressed.

SUBSCRIBED AND SWORN TO before me on the 2nd day of JUNE, 1995.

Diane A. Wedow
Notary Public in and for the State of Texas

SDGITRAM167245.1



ASSIGNMENT AND BILL OF SALE

Pursuant to that certain Asset Purchase and Sale Agreement, dated as of September 8, 1998, made and entered into by and between JDC FINANCE COMPANY II, L.P. ("JDC"), a Delaware limited partnership, and VALUE RECOVERY GROUP, INC. ("VRG") which provides for the transfer to VRG, all of JDC's rights, title and interest, if any, in and to "the assets listed on Exhibit A attached hereto" (the "Assets") and VRG hereby agrees to accept the Assets from JDC.

JDC executed a Power of Attorney on September 8, 1998, providing VRG with the authority to execute an Assignment and Bill of Sale to transfer the Assets.

NOW THEREFORE KNOW ALL MEN BY THESE PRESENTS, that JDC, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, and intending to be legally bound, has bargained and sold, and by these presents, does hereby grant, bargain, sell, convey, transfer, assign, and deliver to VRG, its successors and permitted assigns, each of the Assets, "as is", without representation or warranty as to ownership, title, collectability, or any other matter.

TO HAVE AND TO HOLD the Assets unto VRG, its successors and permitted assigns, to and for its and their own proper use and benefit forever.

VRG shall have the right to collect or receive any monies due under the Assets, and any part thereof, or to release or discharge said Assets. VRG, by accepting this Assignment and Bill of Sale, does hereby hold JDC harmless from all costs incurred in the collection of the Assets.

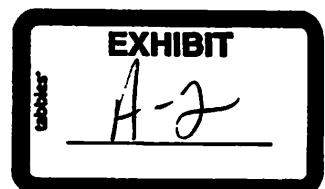
This Assignment and Bill of Sale shall be governed by and construed in accordance with the laws of the State of Ohio, without giving effect to principles thereof relating to conflicts of law.

IN WITNESS WHEREOF, the undersigned has duly executed this Assignment and Bill of Sale, or has caused this Assignment and Bill of Sale to be executed on its behalf, as of September 8, 1998.

JDC FINANCE COMPANY II, L.P.

By: Value Recovery Group, Inc.
Attorney-in-Fact

BY: [Signature]
Barry H. Fromm, President



STATE OF OHIO §
COUNTY OF FRANKLIN § ss.

The undersigned, a Notary Public in and for the above-said County and State, does hereby acknowledge that BARRY H. FROMM, as ATTORNEY IN FACT of JDC FINANCE COMPANY II, L.P., personally appeared before me this day, and being by me duly sworn, says that s/he, being informed of the contents, voluntarily executed the foregoing instrument for and on behalf of such entity.

WITNESS my hand and official seal, this 8th day of September, 1998.

Merrick L. Tate
Notary Public for the State of Ohio
My Commission Expires: 9/8/99

MERRICK L. TATE
NOTARY PUBLIC, STATE OF OHIO
My Commission Expires Sept. 8, 1999.

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JCD SYSTEM UNASSIGNED WITH FILES
 KANSAS CITY OFFICE

FIN NO: 7370

| LIBREA | TYPE | ELLE | ACCTNO | ASSETNAME | BALANCE | BOYNO |
|-----------------|------|------|---------|-----------------------------|--------------|-------|
| 45-699 | D | Y | 9450004 | HADDOX, DEAN H | 2,945,218.00 | H |
| 45-699 | D | Y | 9450020 | WEARY MICHAEL L | 982,500.00 | H |
| 45-699 | D | Y | 9450021 | WILSON CHARLES J | 982,500.00 | H |
| 46-699 | J | Y | 9460025 | BOLDEN, JAMES L | 3,592.07 | H |
| 46-699 | J | Y | 9460160 | JERIMIAH'S RESTAURANT, INC. | 1,155,262.08 | H |
| 46-699 | J | Y | 9460087 | NEULAND, JOHN R | 20,436.86 | H |
| | | | | | | |
| FIN 7370 TOTAL: | | | | | 6,089,509.01 | |

POOL 8

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, JDC Finance Company II, L.P., a Delaware limited partnership ("**Seller**"), hereby constitutes and appoints Value Recovery Group, Inc. ("**Buyer**"), its true and lawful attorney and agent, with power and authority to do the following with respect to those certain judgments, deficiencies, charge-offs and small-balance assets (the "**Assets**") described in Exhibit "A" attached to that certain Asset Purchase and Sale Agreement, dated as of September 8, 1998, between Seller, as seller, and Buyer, as buyer:

(i) Execute any and all documents and instruments necessary to transfer, convey and deliver to Buyer all the Seller's right, title, interest and possession of the Assets and the Asset Documents, and all of Seller's interest in any property, whether real or personal, securing the Assets;

(ii) Endorse Seller's name on checks, drafts, money orders or other evidence of payment made by any obligors or any other persons on any of the Assets and received by Seller or Buyer after the date hereof;

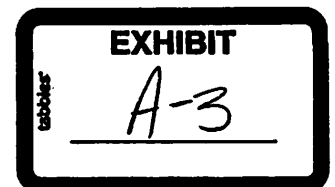
(iii) Endorse and sign Seller's name on assignments, continuation statements and other documents to be filed or recorded as public records with respect to the Assets;

(iv) Enforce, to the extent of its interest in the Assets, the provisions of any insurance policy that names Seller as insured, loss payee or lienholder;

Seller hereby ratifies and confirms all that Buyer as such attorney and agent shall do or cause to be done within the lawful scope hereof; provided, however, that such ratification and confirmation of the power granted to Buyer herein shall not create any obligation or impose any liability on Seller.

By acceptance hereof Buyer agrees to indemnify and hold harmless Seller, its officers, directors, agents, employees and representatives from and against any and all liabilities, claims, expenses, damages or losses, including without limitation reasonable fees of legal counsel, and related disbursements incurred by Seller and arising out of any actions by Buyer in the name of Seller. Upon notice and request by Seller, Buyer agrees to defend Seller or cause Seller to be defended in any legal action, suit, or proceeding arising out of any actions by Buyer in the name of Seller.

This Power of Attorney is coupled with an interest and may not be revoked unless Buyer exceeds the scope of the authority granted hereunder in the name of Seller and is non-transferable and non-assignable by Buyer.



IN WITNESS WHEREOF, the undersigned has executed this Power of Attorney as of the 8th day of September, 1998.

SELLER:

JDC FINANCE COMPANY II, L.P.,
a Delaware limited partnership

By: Prentiss/FMRC Joint Venture II, a Texas
general partnership, its General Partner

By: Prentiss Properties JDC, Inc., a
Delaware corporation, its General
Partner

By: Bruce Nozick
Name: Bruce Nozick
Title: Designated Representative

R:\2101\19\SALE\JDC\ZPOA-JDC2.WPD
CGC 9/7/98

| PPLNO | Name | Relationship | Current Book Value | PPLNO | Name | Relationship | Current Book Value |
|-------|----------------------------|------------------------------|--------------------|-------|-------------------------------|--------------------------------|--------------------|
| 2835 | HUNT, LLOYD | MIDWEST FEDERAL SAVINGS BANK | 43,000.00 | 2836 | HART, W. | MIDWEST FEDERAL SAVINGS BANK | 7,267.00 |
| 2836 | HAWKINS, SARAH | MADISON GUARANTY SBL | 2,422.00 | 2838 | HANDEW HOUSE | MINNEAPOLIS CORPORATE | 7,038.00 |
| 2838 | HAYS, WILLIAM J. (C/O PCS) | CROSS ROADS SBL ASSN, F.A. | 11,248.00 | 2837 | HEATH, W. | MIDWEST FEDERAL SAVINGS BANK | 8,622.00 |
| 2837 | HEATHCOCK, C. | MIDWEST FEDERAL SAVINGS BANK | 2,704.00 | 28372 | HENDERSON, BARBARA | COMMUNITY FEDERAL SBL ASSN | 5,738.00 |
| 28373 | HENDERICKSON, V. | MIDWEST FEDERAL SAVINGS BANK | 3,561.00 | 28374 | HENDRIX, TROY | MIDWEST FEDERAL SAVINGS BANK | 8,140.00 |
| 28375 | HENSON, JOEY | MIDWEST FEDERAL SAVINGS BANK | 3,130.00 | 28378 | HILL, REBEKAH | MIDWEST FEDERAL SAVINGS BANK | 540.00 |
| 28377 | HOGGES, FORREST H. | COMMUNITY SAVINGS AND LOAN | 4,343.00 | 28379 | HOLLEY, JOE & JUDY | PEOPLES FED SVGS ASSOC | 7,000.00 |
| 28378 | HORDA, RONALD | MIDWEST FEDERAL SAVINGS BANK | 481.00 | 28380 | HORNESBROOK, PETER | MADISON GUARANTY SBL | 30,733.00 |
| 28391 | HOULE, LINDA | MIDWEST FEDERAL SAVINGS BANK | 4,007.00 | 28382 | HOUTS, W WALLACE | MIDWEST SAV ASSN-MINNEAPOLIS | 688,727.00 |
| 28383 | HOVERSTEN, GARFIELD O | MIDWEST SAV ASSN-MINNEAPOLIS | 17,620.00 | 28384 | HUTCHESON, S. L. | PEOPLES MORTGAGE SAVINGS | 23,410.00 |
| 28385 | I N INVESTMENTS | SUPERIOR FEDERAL SAVINGS | 28,802.00 | 28388 | I N INVESTMENTS | SUPERIOR FEDERAL SAVINGS | 17,934.00 |
| 28387 | IRUEGAS | MIDWEST FEDERAL SAVINGS BANK | 1,841.00 | 28388 | JAMES THERESA L | HOME FSA OF KANSAS CITY | 11,131.00 |
| 28388 | JAMES, A CONTRA-LASS | MINNEAPOLIS CORPORATE | 2,048.00 | 28388 | JARRET, ALICIA | COMMUNITY FEDERAL SBL ASSN | 8,184.00 |
| 28394 | JENNINS, WALLACE | MIDWEST FEDERAL SAVINGS BANK | 1,237.00 | 28382 | JEROMANS RESTAURANT, INC. | FIRST SAVINGS OF ARIZONA | 1,190,202.00 |
| 28383 | JEWELL, LEROY LORI JR | FUTURE FED SAVINGS BANK | 818.00 | 28384 | JOHNSON HAROLD | MINNEAPOLIS CORPORATE | 2,587.00 |
| 28386 | JOHNSON, CAROL | COMMUNITY FEDERAL SBL ASSN | 30,282.00 | 28386 | JOHNSON, EDWIN | MIDWEST FEDERAL SAVINGS BANK | 670.00 |
| 28387 | JOHNSON, PATRICK | COMMUNITY FEDERAL SBL ASSN | 818.00 | 28388 | JOHNSON, ROBERT O. | MIDWEST FEDERAL SAVINGS BANK | 748.00 |
| 28388 | JONES DEBORAH J | FAR WEST FSB | 10,714.00 | 28400 | JONES, JR., RALPH | STATE FED SBL ASSN | 20,738.00 |
| 28401 | JONES, WILLIAM M | BROKEN ARROW SBL | 204.00 | 28402 | JORGENSEN, J. | MIDWEST FEDERAL SAVINGS BANK | 1,842.00 |
| 28403 | JUBARA, JULIE | MIDWEST FEDERAL SAVINGS BANK | 437.00 | 28404 | KARR | MIDWEST FEDERAL SAVINGS BANK | 4,034.00 |
| 28405 | KARRON, ABRAHAM | MIDWEST FEDERAL SAVINGS BANK | 1,340.00 | 28408 | KASSIN, LOUIS | COMMUNITY SAVINGS AND LOAN | 4,173.00 |
| 28407 | KASTEN, DAVID | COMMUNITY FEDERAL SBL ASSN | 8,577.00 | 28408 | KEEPSEAGLE, JOE | MIDWEST FEDERAL SAVINGS BANK | 830.00 |
| 28408 | KELLER, BRONDA | MIDWEST FEDERAL SAVINGS BANK | 2,773.00 | 28410 | KING, ERIC | MIDWEST FEDERAL SAVINGS BANK | 1,638.00 |
| 28411 | KRIZAN | MIDWEST FEDERAL SAVINGS BANK | 28,380.00 | 28412 | KIRK, JOE | MIDWEST FEDERAL SAVINGS BANK | 4,808.00 |
| 28413 | KLASTERMAN, K. | MIDWEST FEDERAL SAVINGS BANK | 8,580.00 | 28414 | KLEINBACH, MARY | COMMUNITY FEDERAL SBL ASSN | 2,823.00 |
| 28415 | KNAPP | MINNEAPOLIS CORPORATE | 8,606.00 | 28418 | KNORR, ROBERT | MIDWEST FEDERAL SAVINGS BANK | 30,088.00 |
| 28417 | KAUTSON, JONATHAN | MIDWEST FEDERAL SAVINGS BANK | 3,528.00 | 28418 | KOCHELL TODD | CONTINENTAL FBSLA | 488.00 |
| 28418 | KOHLER ERNEST | FIRST FED S & L- TOLEDO, OH | 877.00 | 28420 | KOLDEN, WILLIAM | DURAND FEDERAL S & L ASSOC. | 231.00 |
| 28421 | KOLTER THOMAS | MINNEAPOLIS CORPORATE | 51,080.00 | 28422 | KOPP, ROSAMARY | MIDWEST FEDERAL SAVINGS BANK | 4,471.00 |
| 28423 | KOPPES, JOSEPH | AMERICAN FEDERAL SAVINGS | 108.00 | 28424 | KRAFT | MIDWEST FEDERAL SAVINGS BANK | 2,284.00 |
| 28425 | KUCHERA, KEVIN | MIDWEST FEDERAL SAVINGS BANK | 3,240.00 | 28428 | KUSHNER SCOTT PROPERTY DAMAG | MIDWEST SAV ASSN-MINNEAPOLIS | 191.00 |
| 28427 | KVASNICKOFF MARYLS M | FAR WEST FSB | 2,358.00 | 28428 | LACT, JEFFREY | MIDWEST FEDERAL SAVINGS BANK | 4,511.00 |
| 28428 | LADONTE MARY SPARKS | CHESHOLM FED SAVINGS & LOAN | 18,503.00 | 28430 | LADUCER | MIDWEST FEDERAL SAVINGS BANK | 2,801.00 |
| 28431 | LAFRENIERE, MICHAEL | MIDWEST FEDERAL SAVINGS BANK | 9,504.00 | 28432 | LAHORA, KEITH | DURAND FEDERAL S & L ASSOC. | 381.00 |
| 28433 | LANE | MINNEAPOLIS CORPORATE | 18,480.00 | 28434 | LASS JAMES A | MINNEAPOLIS CORPORATE | 4,243.00 |
| 28436 | LAWRENCE, JOSEFA | MIDWEST FEDERAL SAVINGS BANK | 7,894.00 | 28436 | LEE, CAN CHAI | FAR WEST FSB | 60,721.00 |
| 28437 | LEE, RALPH | FIRST FED S & L- TOLEDO, OH | 7,002.00 | 28438 | LEFEBVRE, JOSEPH | FIRST OF KANSAS SAVINGS | 230.00 |
| 28438 | LELACHEUR, DONALD | FIRST FS & LA | 60,000.00 | 28440 | LENEY, RUSSEL O. & BARBARA L. | OLYMPIC FEDERAL SAVINGS | 18,000.00 |
| 28441 | LICK MORTON | RED RIVER FEDERAL SBL ASSN | 7,300.00 | 28442 | LEZBARD, STEVEN | MIDWEST FEDERAL SAVINGS BANK | 4,460.00 |
| 28443 | LILJENBERG, FRED, JR. | DURAND FEDERAL S & L ASSOC. | 10,000.00 | 28444 | LINDSTROM, JOHN | DURAND FEDERAL S & L ASSOC. | 15,000.00 |
| 28445 | LITTLEHIST, SHEILA | MIDWEST FEDERAL SAVINGS BANK | 4,232.00 | 28448 | LOISE, ROMERO | FIRST FS & LA OF SEMINOLE | 333.00 |
| 28447 | LOWE LOAN | MINNEAPOLIS CORPORATE | 301.00 | 28448 | LOWE LOAN P003 | SLIMM FIRST | 301.00 |
| 28448 | LUEDER, BOBBY | PLATTE VALLEY SAVINGS | 8,800.00 | 28450 | LUTZ, KATHI | COMMUNITY FEDERAL SBL ASSN | 2,313.00 |
| 28454 | MAADOX, RONNIE | RED RIVER FEDERAL SBL ASSN | 927.00 | 28482 | MADDOCK WILLIS MITZI | CONTINENTAL FBSLA | 12,201.00 |
| 28453 | MADDOCK, DEAN H | FIRST SAVINGS OF ARIZONA | 2,943,218.00 | 28454 | MAES E JOSEPH | CONTINENTAL FBSLA | 488.00 |
| 28453 | MAJARIAN, GARD | MIDWEST FEDERAL SAVINGS BANK | 41,008.00 | 28456 | MALCOLM-OLSON, BOBBI | HOME FSA OF KANSAS CITY | 3,560.00 |
| 28457 | MALEY, ROO | FIRST OF KANSAS SAVINGS | 4,343.00 | 28458 | MANAGEMENT, INC. | OCCIDENTAL NEBRASKA SAVINGS BK | 200,183.00 |
| 28458 | MAHOUR, DONALD | DURAND FEDERAL S & L ASSOC. | 2,100.00 | 28488 | MARNEAU, ROBERTMARIAD | GREAT AMERICAN FEDERAL SBL | 15,462.00 |
| 28481 | MARICSTALLER, GARY | BENJAMIN FRANKLIN FSLA | 50,483.00 | 28482 | MARTEN | MIDWEST FEDERAL SAVINGS BANK | 11,508.00 |
| 28483 | MARTIN JOHN EDWIN | COMMUNITY FEDERAL SBL ASSN | 408.00 | 28484 | MARTIN, MICHAEL | MIDWEST FEDERAL SAVINGS BANK | 5,404.00 |
| 28485 | MARTYCK, RICHARD | MIDWEST FEDERAL SAVINGS BANK | 3,841.00 | 28488 | MASON LARRY DEBRA | CONTINENTAL FBSLA | 11,360.00 |
| 28487 | MATHEWS, L MUELLER | MINNEAPOLIS CORPORATE | 2,828.00 | 28488 | MAYBERRY, KENTALS | FAMILY SAVINGS BANK | 10,448.00 |

**CORRECTED
ASSIGNMENT OF JUDGMENT**

FOR VALUE RECEIVED, the undersigned, Value Recovery Group, Inc., (hereinafter the "Assignor"), hereby transfers, assigns and conveys without recourse unto THE CADLE COMPANY, an Ohio corporation located at 100 North Center Street, Newton Falls, Ohio 44444 (hereinafter the "Assignee"), all its right, title, interest, powers and options in, if any, in the Judgment rendered against Defendant(s) in Civil Action No. H-92-1692, Case No. 00-20192, in the United States District Court, for the Southern District of Texas, Houston Division, wherein Resolution Trust Corporation as Receiver of First Savings of Arkansas, F.A. was the Plaintiff and Texas Moline, Ltd. and Dean H. Maddox were the Defendants. Said Judgment was assigned from Resolution Trust Corporation, an instrumentality of the United States of America to JDC Finance Company II, L.P., a Delaware limited partnership by Assignment and Bill of Sale dated March 17, 1995. Said Judgment was further assigned from JDC Finance Company II, L.P. a Delaware limited partnership to Value Recovery Group, Inc. by Assignment and Bill of Sale dated September 8, 1998. llc

THIS CORRECTED ASSIGNMENT OF JUDGMENT REPLACES AND CORRECTS THE PREVIOUS ASSIGNMENT FILED ON MAY 7, 2002 WITH THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT, HOUSTON DIVISION, TEXAS, REFLECTING THE CORRECT ASSIGNOR BEING VALUE RECOVERY GROUP, INC. AND NOT VALUE RECOVERY GROUP, L.P., A DELAWARE LIMITED PARTNERSHIP.

IN WITNESS WHEREOF, Assignor has executed this Assignment of Judgment as of June 07, 2002, but effective as of July 26, 2001.

Kathleen J. Bryner
Kathleen J. Bryner, Witness
Jo Beth Gibbs
Jo Beth Gibbs, Witness

VALUE RECOVERY GROUP, INC., BY THE CADLE COMPANY, ITS ATTORNEY IN FACT, W
BY POWER OF ATTORNEY, DATED JULY 26, 2001.

By: William E. Shaulis
William E. Shaulis
Its: Executive Vice President

STATE OF OHIO
COUNTY OF TRUMBULL

Before me, a Notary Public in and for said County and State, personally appeared William E. Shaulis who under penalty of perjury in violation of Section 2921.11 of the Revised Code represented to me to be said person and who signed the foregoing Instrument and acknowledged the same as his voluntary act and deed.

Executed this 7 day of June, 2002.

(Notarial Seal)

Kathryn T. Sabol
Kathryn T. Sabol, Notary Public

AFTER RECORDING RETURN TO:
THE CADLE COMPANY
100 North Center Street
Newton Falls, OH 44444-1321
(330) 872-0918
Dean H. Maddox
Our File No. WWB70002
C:\documents\WWB6-New.doc

RECORDERS MEMORANDUM
AT THE TIME OF RECORDATION, THIS INSTRUMENT WAS FOUND TO BE INADEQUATE FOR THE BEST PHOTOGRAPHIC REPRODUCTION BECAUSE OF ILLEGIBILITY, CARBON OR PHOTO COPY, DISCOLORED PAPER, ETC.

KATHRYN T. SABOL, NOTARY PUBLIC
STATE OF OHIO
MY COMMISSION EXPIRES MARCH 27, 2003

EXHIBIT
A-4

WWB70002
3225

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States District Court
Southern District of Texas
FILED

AUG 13 2008

Michael N. Milby
Clerk of Court

RESOLUTION TRUST CORPORATION AS
RECEIVER OF FIRST SAVINGS OF
ARKANSAS, F.A.,
Plaintiff,

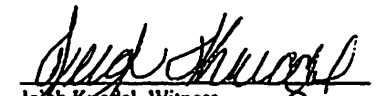
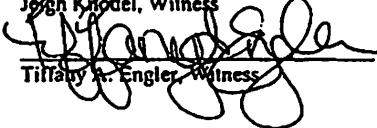
vs.
TEXAS MOLINE, LTD. and DEAN H.
MADDOX, Jointly and Severally,
Defendants.

C.A. NO. H-92-1692

ASSIGNMENT OF JUDGMENT

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged THE CADLE COMPANY, located at 100 North Center Street, Newton Falls, Ohio 44444 (hereinafter the "Assignor"), hereby transfers, assigns and conveys without recourse and without any representations or warranties, express or implied unto CADLES OF GRASSY MEADOWS II, L.L.C., a West Virginia limited liability company located at 100 North Center Street, Newton Falls, Ohio 44444 (hereinafter the "Assignee"), all of Assignor's right, title and interest, if any, in the Judgment rendered in C.A. NO. H-92-1692, filed on November 19, 1993, in the United States District Court, for the Southern District of Texas, Houston Division, wherein Resolution Trust Corporation as Receiver of First Savings of Arkansas, F.A., was the Plaintiff and Texas Moline, Ltd. and Dean H. Maddox, jointly and severally, were the defendants.

In witness whereof, the undersigned has hereunto set its hand by its duly authorized officer this 4th day of August, 2008.


Joseph Knodel, Witness

Tiffany A. Engler, Witness

THE CADLE COMPANY

By: 
William E. Shaulis
Its: Executive Vice President

STATE OF OHIO
COUNTY OF TRUMBULL

Before me, a Notary Public in and for said County and State, personally appeared William E. Shaulis who under penalty of perjury in violation of Section 2921.11 of the Revised Code represented to me to be said person and who signed the foregoing Instrument and acknowledged the same as his voluntary act and deed.

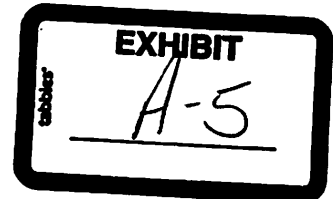
Executed this 4th day of August, 2008.



Amy A. Shaffer, Notary Public



Amy A. Shaffer
Resident Trumbull County
Notary Public, State of Ohio
My Commission Expires: 04/10/2013

PREPARED BY AND RETURN TO:
THE CADLE COMPANY
100 NORTH CENTER STREET
NEWTON FALLS, OH 44444-1321
(330) 872-0918, Attn: Gail London
Debtor: Dean H. Maddox
Our File No.: WWB70002
©2008, Underwritten by FIDELITY NATIONAL BANK OF OHIO



TRUE COPY I CERTIFY
ATTEST:
MICHAEL N. MILBY, CLERK
By: 
Deputy Clerk

DEAN H. MADDOX - FEBRUARY 10, 2011

Page 1

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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

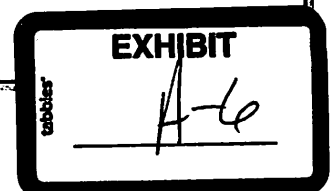
RESOLUTION TRUST CORPORATION AS
RECEIVER OF FIRST SAVINGS OF
ARKANSAS, F.A.,
Plaintiff,

VS. C.A. NO. H-92-1692
TEXAS MOLINE, LTD. and DEAN H.
MADDOX, Jointly and Severally,

Judgment Debtor.

ORAL DEPOSITION OF
DEAN H. MADDOX
FEBRUARY 10, 2011
VOLUME 1 OF 1

ORAL DEPOSITION of DEAN H. MADDOX, produced as
a witness at the instance of the Plaintiff, Cadles of
Grassy Meadows, II, L.L.C., and duly sworn, was taken in
the above-styled and numbered cause on February 10, 2011,
from 9:05 a.m. to 2:59 p.m., before Sandi LoCascio, CSR,
RPR in and for the State of Texas, by machine shorthand
method, at the offices of Timothy J. Henderson, 6300 West
Loop South, Suite 280, Bellaire, Texas 77401-2905,
pursuant to the Federal Rules of Civil Procedure and the
provisions as may be stated on the record or attached
hereto.



DEAN H. MADDOX - FEBRUARY 10, 2011

Page 13

1 A No.

2 Q Other than the Bank of America, Wells Fargo,
3 Compass Bank, or Capital One accounts, are there any other
4 bank accounts in your name?

5 A No.

6 Q Okay. And, by bank accounts, I mean checking
7 accounts, savings accounts, or a brokerage account.

8 A No.

9 Q The Maddox Interests, that is an unincorporated
10 name that you use to conduct business?

11 A Yes. I have for 30 years.

12 Q There's no -- it's not a corporation or limited
13 partnership or LLC; it's just a trade name that you use?

14 A It's a d/b/a.

15 Q A d/b/a.

16 Other than the accounts that we saw from
17 Whitney Bank for Maddox Interests, are there any other
18 bank accounts, savings accounts, or brokerage accounts in
19 the name Maddox Interests?

20 A No.

21 Q Have there been in the last five years?

22 A No.

23 Q We, being Cadles, garnished your Maddox
24 Interests account at Whitney Bank, correct?

25 A Yes, I'm aware of that.

DEAN H. MADDOX - FEBRUARY 10, 2011

Page 182

1 A Well, we changed that name to The Stetsons.

2 Cowboy hat, you know, The Stetsons? That guy.

3 Q Is that is operating --

4 A Yeah.

5 Q Is Stetsons still operating?

6 A Yes.

7 Q And, what percentage interest do you have in
8 Texas Roadrunner's, LLC?

9 A It would be in the same general area, four or
10 five percent.

11 Q And, Texas Roadrunner Management, LLC was the
12 managing member of Texas Roadrunner, LLC?

13 A Yes.

14 Q And, did you own 100 percent of Texas Roadrunner
15 Management, LLC?

16 A I think 99 percent -- 99.9, yeah.

17 Q And, did you own that up until December 2010?

18 A Yeah, in November. Isn't that -- we did this in
19 November?

20 Q Okay.

21 A Yeah, November 2010, yeah.

22 Q And, then, your interest was transferred to
23 Tuxedo Financial Services?

24 A Yes.

25 Q And, did Tuxedo Financial Services pay you

DEAN H. MADDOX - FEBRUARY 10, 2011

Page 215

CHANGES AND SIGNATURE

| PAGE | LINE | CHANGE | REASON |
|------|--|---|--------|
| 6 | 13 | MADDOX MIDDLE NAME IS Hamley, NOT Amy | |
| 10 | 10 | PLANE IS MISSPELLED | |
| 16 | 3 | ITS SHOULD BE IT | |
| ✓ | ✓ | FUNCTIONS SHOULD BE FUNCTIONS | |
| ✓ | ✓ | NDS SHOULD BA PR | |
| 17 | 23 | WERE SHOULD BE WAS | |
| 18 | 4 | MANAGING SHOULD BE INVESTMENT | |
| 32 | 11 | "FOL 4,004,000" SHOULD BE REMOVED | |
| 35 | 24 | ALEXANDER SHOULD BE ALLEN | |
| 40 | 2 | CUP SHOULD BE COUPLE | |
| 60 | 19 | CRIME SHOULD BE CREME | |
| 71 | 10, 20, 22 | ✓ ✓ ✓ ✓ | |
| 72 | 1, 8, 12, 14, 15, 17 | ✓ ✓ ✓ ✓ | |
| 72 | 20 | MANAGING SHOULD BE MADDOX | |
| 73 | 4, 6, 7, 8, 10, 12, 15, 19, 20, 21, 23 | CRIME SHOULD BE CREME | |
| 74 | 17 | ✓ ✓ ✓ ✓ | |
| 95 | 7 & 20 | ✓ ✓ ✓ ✓ | |
| 95 | 20 | INSERT THE WORD "KNOW" | |
| 98 | 23 | FATH SHOULD BE FAME | |
| 102 | 21 | INSERT A COMMA AFTER RIGHT REMOVE THE WORD AFTER | |
| 106 | 21 | BIRCH SHOULD BE BURCH | |
| 107 | 18 & 20 | CRIME SHOULD BE CREME | |
| 108 | 1 & 7 | ✓ ✓ ✓ ✓ | |

AMY MASSEY & ASSOCIATES

817-447-6721 1-866-4-MASSEY 817-447-6491 FAX

| PAGE | LINE | CHANGE |
|------|--------------------------|-------------------------------------|
| 108 | 5 | DROP THE WORD "COT" |
| 109 | 20 | CALING SHOULD BE CALING |
| 117 | 19+23 | HURS SHOULD BE HURD |
| 118 | 5 | ✓ ✓ ✓ ✓ |
| 122 | 24 | DIVORCED SHOULD BE DIVORCES |
| 137 | 14 | REPLACE INADDDIBLE WITH PARTNERSHIP |
| 143 | 21 | PARTNERS SHOULD BE PARTNERSHIPS |
| 145 | 13, 15, 16, 24 | CRFME SHOULD BE CREME |
| 146 | 4, 5, 17, 15, 17, 18, 21 | ✓ ✓ ✓ ✓ |
| 147 | 18 | ✓ ✓ ✓ ✓ |
| 150 | 13 | MILINCE SHOULD BE LYONS |
| 154 | 15 | INSERT THE WORD "BE" |
| ✓ | 16 | EQUALLY SHOULD BE EQUALLY |
| 156 | 15+17 | CRFME SHOULD BE CREME |
| 158 | 6 | ✓ ✓ ✓ ✓ |
| 159 | 7+9 | ✓ ✓ ✓ ✓ |
| 163 | 25 | REMOVE THE WORD "AND" |
| 172 | 12 | 2000 SHOULD BE 2010 |
| 175 | 2 | CAL'S SHOULD BE CALAS |
| 182 | 1 | REMOVE THE WORD "THE" |
| 183 | 15 | INVESTMENTS SHOULD BE ADVANCES |
| 186 | 3 | EXISTS SHOULD BE EXIST |
| 192 | 9 | "RMSG" SHOULD BE "RAISED" |
| 202 | 18+19 | CRFME SHOULD BE CREME |
| 210 | 17 | ✓ ✓ ✓ ✓ |

DEAN H. MADDOX - FEBRUARY 10, 2011

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I, DEAN H. MADDOX, have read the foregoing deposition and hereby affix my signature that same is true and correct, except as noted above.

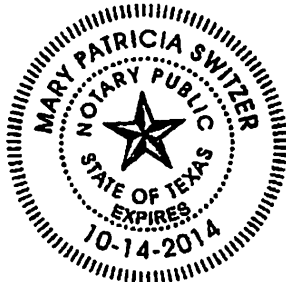
D. H. Maddox

DEAN H. MADDOX

THE STATE OF TEXAS)
COUNTY OF HARRIS)

Before me, Mary Switzer, on this day personally appeared, DEAN H. MADDOX, known to me (or proved to me under oath or through _____) (description of identity card or other document) to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office the 21st day of March, 2011.



Mary Patricia Switzer

NOTARY PUBLIC IN AND FOR

THE STATE OF TEXAS

DEAN H. MADDOX - FEBRUARY 10, 2011

Page 217

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF TEXAS
3 HOUSTON DIVISION

4 RESOLUTION TRUST CORPORATION AS
5 RECEIVER OF FIRST SAVINGS OF
6 ARKANSAS, F.A.,
7 Plaintiff,

8 VS. C.A. NO. H-92-1692
9 TEXAS MOLINE, LTD. and DEAN H.
10 MADDOX, Jointly and Severally,
11

Judgment Debtor.

12 REPORTER'S CERTIFICATE

FEBRUARY 10, 2011

DEAN H. MADDOX

13
14 I, Sandi LoCascio, Certified Shorthand
15 Reporter in and for the State of Texas, do hereby
16 certify that the facts as stated by me in the caption
17 hereto are true; that the above and foregoing answers
18 of the witness, DEAN H. MADDOX, to the interrogatories
19 as indicated were made to me by the said witness after
20 being first duly sworn/affirmed to testify to the
21 truth, and same were reduced to printing under my
22 direction; that the above and foregoing deposition as
23 set forth in printing is a full, true and correct
24 transcript of the proceedings had at the time of taking
25 said deposition.

1 I further certify that I am neither attorney
2 nor counsel for, nor related to or employed by any of
3 the parties to the action in which this deposition is
4 taken, and further that I am not a relative or employee
5 of any attorney or counsel employed by the parties
6 hereto, or financially interested in the action;

7 That the amount of time used by each party at
8 the deposition is as follows:

9 Mr. Jeffery S. Lowenstein - 4:42

10 Mr. Timothy J. Henderson - 0:00

11 Mr. Steven D. Grossman - 0:00

12 GIVEN under my hand and seal of office on
13 this the 22 day of February, 2011.

14
15 Sandi LoCascio
16 Sandi LoCascio
17 Texas CSR No. 7101
18 Expiration Date: 12-31-11
19 AMY MASSEY & ASSOCIATES, INC.
20 Firm No. 404
21 6724 Kirk Lane
22 Burleson, Texas 76028
23 Phone: 817.447.6721
24 Fax: 817.447.6491
25

AO 451 (Rev. 01/09) Clerk's Certification of a Judgment to be Registered in Another District

UNITED STATES DISTRICT COURT

for the

2010 NOV 10 P 12:32

Resolution Trust Corporation, As Receiver)

Plaintiff)

v.)

Texas Moline, Ltd & Dean H. Maddox)

Defendant)

Civil Action No. H-92-cv-1692

CLERK'S CERTIFICATION OF A JUDGMENT TO BE REGISTERED IN ANOTHER DISTRICT

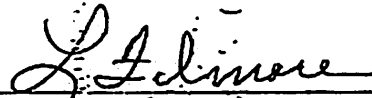
I certify that the attached judgment is a copy of a judgment entered by this court on (date) 11/19/1993.

I also certify that, as appears from this court's records, no motion listed in Fed. R. App. P. 4(a)(4)(A) is pending before this court and that no appeal has been filed or, if one was filed, that it is no longer pending.

Date: 11/03/2010

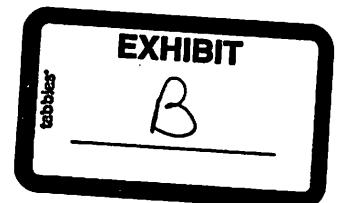
DAVID J. BRADLEY

CLERK OF COURT



-Signature of Clerk or Deputy Clerk

2:10-ms-00112-NA



IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS ENTERED

12

RESOLUTION TRUST CORPORATION AS RECEIVER OF FIRST SAVINGS OF ARKANSAS, F.A.,

Plaintiff,

VS.

TEXAS MOLINE, LTD. and DEAN H. MADDOX, Jointly and Severally,

Defendants.

§ § § § § § § § § §

NOV 19 1993

Michael N. Milby, Clerk By Deputy: [Signature]

C. A. NO. H-92-1692

FINAL JUDGMENT

In accordance with the Court's Order granting the Motion for Summary Judgment of Plaintiff RESOLUTION TRUST CORPORATION as Receiver of First Savings of Arkansas, F.A., the Court now enters Final Judgment. The Court is of the opinion that Final Judgment in favor of Plaintiff RESOLUTION TRUST CORPORATION as Receiver of First Savings of Arkansas, F.A. against Defendants, TEXAS MOLINE, LTD. and DEAN H. MADDOX, jointly and severally, should be entered as follows:

- (1) Judgment for this cause of action in the principal sum of \$2,945,218.00;
(2) Judgment for pre-judgment interest at eight (8%) percent from April 2, 1991 to the date of judgment, for a per diem accrual of \$645.53 on the \$2,945,218.00 sum;
(3) Judgment for post-judgment interest on all sums at the rate of 3.38 percent per annum from the date of judgment until paid;
(4) Judgment for reasonable attorney's fees of \$4,000.00 and additional fees in the event of appeal; and
(5) Judgment for all costs of Court.

It is accordingly,

TRUE COPY I CERTIFY ATTEST: NOV 03 2010 DAVID J. BRADLEY, Clerk of Court By [Signature] Deputy Clerk

ORDERED, ADJUDGED AND DECREED, that RESOLUTION TRUST CORPORATION AS Receiver of First Savings of Arkansas, F.A. has and shall recover from Defendants TEXAS MOLINE, LTD. and DEAN H. MADDOX, jointly and severally, the total principal sum of \$2,945,218.00, along with pre-judgment interest at eight (8%) percent from April 2, 1991 to the date of judgment on the \$2,945,218.00 sum for a per diem accrual of \$645.53. Further, that Plaintiff recover reasonable attorney's fees in the amount of \$4,000.00; plus fees of \$5,000.00 in the event of an appeal to the United States Court of Appeals, \$3,000.00 if a writ of error is sought to the United States Supreme Court, and \$2,000.00 if a writ of error is granted; together with post-judgment interest on all said sums at the rate of 3.38 percent per annum and costs of court which are hereby taxed against the Defendants. RESOLUTION TRUST CORPORATION AS RECEIVER OF FIRST SAVINGS OF ARKANSAS, F.A. shall be entitled to all writs of execution necessary to enforce this judgment. All relief not expressly granted herein is denied.

This is a FINAL JUDGMENT.

SIGNED at Houston, Texas this 16th day of November, 1993.


UNITED STATES DISTRICT JUDGE

STATE OF NEVADA

ROSS MILLER
Secretary of State



SCOTT W. ANDERSON
Deputy Secretary
for Commercial Recordings

OFFICE OF THE
SECRETARY OF STATE

Certified Copy

April 25, 2011

Job Number: C20110421-1318
Reference Number: 00003089927-98
Expedite:
Through Date:

The undersigned filing officer hereby certifies that the attached copies are true and exact copies of all requested statements and related subsequent documentation filed with the Secretary of State's Office, Commercial Recordings Division listed on the attached report.

| Document Number(s) | Description | Number of Pages |
|--------------------|--------------------------|------------------|
| 00000953775-56 | Articles of Organization | 1 Pages/1 Copies |
| 20100637345-81 | Annual List | 1 Pages/1 Copies |

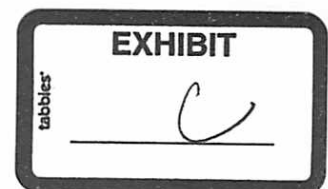


Respectfully,

ROSS MILLER
Secretary of State

Certified By: Christine Rakow
Certificate Number: C20110421-1318
You may verify this certificate
online at <http://www.nvsos.gov/>

Commercial Recording Division
202 N. Carson Street
Carson City, Nevada 89701-4069
Telephone (775) 684-5708
Fax (775) 684-7138





DEAN HELLER
 Secretary of State
 206 North Carson Street
 Carson City, Nevada 89701-4299
 (775) 684 5708
 Website: secretaryofstate.biz

**Articles Of Organization
 Limited-Liability Company**
 (PURSUANT TO NRS 86)

| | |
|--|---|
| Filed in the office of <i>Dean Heller</i> Dean Heller Secretary of State State of Nevada | Document Number 00000953775-56 |
| | Filing Date and Time 08/21/2006 6:25 AM |
| | Entity Number E0627552006-2 |

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| | |
|---|---|
| 1. Name of Limited-Liability Company | Texas Roadrunner, LLC Check box if a Series Limited-Liability Company <input type="checkbox"/> |
| 2. Resident Agent Name and Street Address: <small>(must be a Nevada address where process may be served)</small> | Incorp Services, Inc. Name 3155 East Patrick Lane · Suite 1 Physical Street Address Las Vegas City NEVADA 89120-3481 State Zip Code |
| 3. Dissolution Date: <small>(OPTIONAL-see instructions)</small> | Latest date upon which the company is to dissolve (if existence is not perpetual): |
| 4. Management: <small>(check one)</small> | Company shall be managed by <input checked="" type="checkbox"/> Manager(s) OR <input type="checkbox"/> Members |
| 5. Names Addresses of Manager(s) or Members: <small>(attach additional pages as necessary)</small> | Texas Roadrunner Management LLC Name 3708 Audubon Place Address Houston City TX 77006 State Zip Code Name Address City State Zip Code Name Address City State Zip Code |
| 6. Names, Addresses and Signatures of Organizers <small>(if more than one organizer attach additional page)</small> | Dean H. Maddox Name 3708 Audubon Place Address <i>Dean H. Maddox</i> Signature Houston City TX 77006 State Zip Code |
| 7. Certificate of Acceptance of Appointment of Resident Agent: | I hereby accept appointment as Resident Agent for the above named limited-liability company. <i>Dean H. Maddox</i> Authorized Signature of R.A. or On Behalf of R.A. Company Date Aug 9, 2006 |

This form must be accompanied by appropriate fees.

ANNUAL LIST OF MANAGERS OR MANAGING MEMBERS AND REGISTERED AGENT AND STATE BUSINESS LICENSE APPLICATION OF:

TEXAS ROADRUNNER, LLC

FILE NUMBER
E0627552006-2

NAME OF LIMITED-LIABILITY COMPANY

FOR THE FILING PERIOD OF 8/2010 TO 8/2011



110401

****YOU MAY FILE THIS FORM ONLINE AT www.nvsos.gov****

The entity's duly appointed registered agent in the State of Nevada upon whom process can be served is:

INCORP SERVICES, INC. (Commercial Registered Agent)
375 N STEPHANIE ST STE 1411
HENDERSON, NV 89014-8909 USA

A FORM TO CHANGE REGISTERED AGENT INFORMATION IS FOUND AT: www.nvsos.gov

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| Filed in the office of Ross Miller Secretary of State State of Nevada | Document Number 20100637345-81 |
| | Filing Date and Time 08/25/2010 1:38 PM |
| | Entity Number E0627552006-2 |
| | |

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USE BLACK INK ONLY - DO NOT HIGHLIGHT

Return one file stamped copy. (If filing not accompanied by order instructions, file stamped copy will be sent to registered agent.)

IMPORTANT: Read instructions before completing and returning this form.

- Print or type names and addresses, either residence or business, for all manager or managing members. A Manager, or if none, a Managing Member of the LLC must sign the form. **FORM WILL BE RETURNED IF UNSIGNED.**
- If there are additional managers or managing members, attach a list of them to this form.
- Annual list fee is \$125.00. A \$75.00 penalty must be added for failure to file this form by the deadline. An annual list received more than 90 days before its due date shall be deemed an amended list for the previous year.
- State business license fee is \$200.00. Effective 2/1/2010, \$100.00 must be added for failure to file form by deadline.
- Make your check payable to the Secretary of State.
- Ordering Copies:** If requested above, one file stamped copy will be returned at no additional charge. To receive a certified copy, enclose an additional \$30.00 per certification. A copy fee of \$2.00 per page is required for each additional copy generated when ordering 2 or more file stamped or certified copies. Appropriate instructions must accompany your order.
- Return the completed form to: Secretary of State, 202 North Carson Street, Carson City, Nevada 89701-4201, (775) 684-5708.
- Form must be in the possession of the Secretary of State on or before the last day of the month in which it is due. (Postmark date is not accepted as receipt date.) Forms received after due date will be returned for additional fees and penalties. Failure to include annual list and business license fees will result in rejection of filing.

ANNUAL LIST FILING FEE: \$125.00 LATE PENALTY: \$75.00 BUSINESS LICENSE FEE: \$200.00 LATE PENALTY: \$100.00

| | | | |
|------------------------------------|--|---|--|
| Complete only if applicable | | Section 7(2) Exemption Codes | |
| <input type="checkbox"/> | Pursuant to NRS, this corporation is exempt from the business license fee. Exemption code: _____ | 001 - Governmental Entity | |
| <input type="checkbox"/> | Month and year your State Business License expires: _____ 20____ | 002 - 501(c) Nonprofit Entity | |
| | | 003 - Home-based Business | |
| | | 004 - Natural Person with 4 or less rental dwelling units | |
| | | 005 - Motion Picture Company | |
| | | 006 - NRS 680B.020 Insurance Co. | |

| | | | |
|---|--|--|------------------------|
| NAME Texas Roadrunner Management LLC | (DOCUMENT WILL BE REJECTED IF TITLE NOT INDICATED) | | |
| | <input checked="" type="checkbox"/> MANAGER | <input type="checkbox"/> MANAGING MEMBER | |
| ADDRESS 375 N. Stephanie St. - Suite 1411, USA | CITY Henderson | STATE NV | ZIP CODE 89014-8909 |

| | | | |
|---------|--|--|----------|
| NAME | (DOCUMENT WILL BE REJECTED IF TITLE NOT INDICATED) | | |
| | <input type="checkbox"/> MANAGER | <input type="checkbox"/> MANAGING MEMBER | |
| ADDRESS | CITY | STATE | ZIP CODE |

| | | | |
|---------|--|--|----------|
| NAME | (DOCUMENT WILL BE REJECTED IF TITLE NOT INDICATED) | | |
| | <input type="checkbox"/> MANAGER | <input type="checkbox"/> MANAGING MEMBER | |
| ADDRESS | CITY | STATE | ZIP CODE |

| | | | |
|---------|--|--|----------|
| NAME | (DOCUMENT WILL BE REJECTED IF TITLE NOT INDICATED) | | |
| | <input type="checkbox"/> MANAGER | <input type="checkbox"/> MANAGING MEMBER | |
| ADDRESS | CITY | STATE | ZIP CODE |

I declare, to the best of my knowledge under penalty of perjury, that the above mentioned entity has complied with the provisions of sections 6 to 18 of AB 146 of the 2009 session of the Nevada Legislature and acknowledge that pursuant to NRS 239.330, it is a category C felony to knowingly offer any false or forged instrument for filing in the Office of the Secretary of State.

X Dean H Maddox
Signature of Manager or Managing Member

Title: Manager Date: 8/25/2010 1:37:45 PM