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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Securities and Exchange Commission,)
Plaintiff,)
vs.)
U.S. Reservation Bank & Trust; Higher)
Investments Technologies, Inc.; Global-Link)
Capital Markets, Ltd.; Edward J. Driving)
Hawk, Sr.; Leo R. Driving Hawk, Sr.; John)
M. Adams; Edmund J. Smedley; Kenneth S.)
Harrison; William J. Herisko; and Thomas)
T. Emerton, III;)
Defendants,)
and)
Oyate Development, Inc.; Oyate Enterprises,)
LLP; Oyate Trust; River Walk)
Development, LLC; HPHC, Inc.;)
Ringthunder Racing Stables, Inc.; James R.)
Driving Hawk; and Orpha Jane Johnston;)
Defendants Solely for)
Purposes of Equitable Relief.)

No. CIV 02-0581-PHX-EHC

ORDER

Upon consideration of the Motion for Voluntary Dismissal of All Unadjudicated Claims against All Defendants and Relief Defendants (Dkt. 787) filed by Plaintiff Securities and Exchange Commission (“Commission”),

IT IS ORDERED that all unadjudicated claims filed by the Commission against the Defendants are dismissed.

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IT IS FURTHER ORDERED that all unadjudicated claims filed by the Commission against the Relief Defendants are dismissed.

IT IS FURTHER ORDERED that the Plaintiff and all remaining Defendants and Relief Defendants shall bear their own costs, except as otherwise ordered by the Court.

Dated this 11th day of December, 2009.



Earl H. Carroll
United States District Judge