

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

THOMAS L. TAYLOR, III SOLELY IN §
HIS CAPACITY AS COURT-APPOINTED §
RECEIVER FOR KALETA CAPITAL §
MANAGEMENT, INC., BUSINESS- §
RADIO NETWORK, L.P., d/b/a §
BizRadio and DANIEL FRISHBERG §
FINANCIAL SERVICES, INC., d/b/a §
DFFS CAPITAL MANAGEMENT, INC. §

Plaintiffs

v.

DANIEL S. FRISHBERG, ELISEA T. §
FRISHBERG, ALBERT F. KALETA §
BARRINGTON FINANCIAL ADVISORS §
INC., and WILLIAM C. HEATH §

Defendants

Civil Action No. 4:09-cv-03674

ORDER GRANTING
DEFENDANTS' BARRINGTON FINANCIAL ADVISORS, INC., AND
WILLIAM C. HEATH'S MOTION TO DISMISS PURSUANT TO RULE 9,
OR IN THE ALTERNATIVE, MOTION FOR MORE DEFINITE STATEMENT

On this day came on to be heard the Defendants' Barrington Financial Advisors, Inc., and William C. Heath's Motion to Dismiss Pursuant to Rule 9, or in the Alternative, Motion for More Definite Statement ("the Motion"). The Court after considering the Motion is of the opinion that the relief requested therein should be granted. All claims against the Defendants' Barrington Financial Advisors, Inc., and William C. Heath are hereby DISMISSED.

Signed this the ____ day of _____, 2011..

Hon. Nancy Atlas