CAUSE NO. D-1-GV-10-000454

STATE OF TEXAS,	8	IN THE 126 th
Plaintiff,	2 2 2	
V.	<i>\$\tag{\tau}\tau\tau\tau\tau\tau\tau\tau\tau\tau\tau</i>	
RETIREMENT VALUE, LLC, RICHARD H. "DICK" GRAY, and	9 8	
BRUCE COLLINS,	3 & &	DISTRICT COURT OF
Defendants,	<i>๛๛๛๛๛๛</i>	
AND	3 8	
KIESLING, PORTER, KIESLING, & FREE, P.C.,	~ @ @ @	
Relief Defendant.	§ §	TRAVIS COUNTY, TEXAS

SECOND AGREED ORDER EXTENDING FIRST AMENDED TEMPORARY RESTRAINING ORDER AGAINST DEFENDANT BRUCE COLLINS

On this day the Court considered the agreement of the Plaintiff, the State of Texas ("State"), the Receiver, Eduardo S. Espinosa of K&L Gates, LLP ("Receiver"), and Defendant Bruce Collins ("Collins") to extend the FIRST AMENDED TEMPORARY RESTRAINING ORDER (also referred to herein as "First Amended TRO") as it pertains to Defendant Collins in the above-captioned cause. The Court finds that an extension should be granted for the following reasons:

On May 5, 2010, the Court issued the First Amended TRO which was extended, by agreement of all parties, until the hearing on the State's application for temporary injunction scheduled for June 2, 2010 at 2:00 p.m., or by further orders of the Court.

On May 28, 2010, the Court issued an Agreed Temporary Injunction Order Against Defendants Retirement Value, LLC and Richard H. "Dick" Gray and the Relief

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Filed in The District Court of Travis County, Texas Defendant and Order Appointing Receiver ("Gray TI and Order Appointing Receiver")

which, by its terms, dissolved the First Amended TRO only to the extent it pertained to

Defendants Retirement Value, LLC, and Richard H. "Dick" Gray and the Relief

Defendant, Kiesling, Porter, Kiesling & Free, P.C.

The day prior to the hearing on the State's application for temporary injunction

and appointment of receiver scheduled for June 2, 2010 ("TI Hearing"), the State, the

Receiver and Defendant Collins reached an agreement for the entry of an agreed

permanent injunction order and final judgment as to Defendant Collins. However, such

agreement requires the Court's approval for which the Receiver must file a motion and

set for hearing.

Since there is not sufficient time for the Receiver to file the motion for approval of

the settlement agreement and set the matter for hearing prior to the TI Hearing, the

parties hereto agree there is a need to extend the First Amended TRO as it pertains to

Defendant Collins until such time as the Court can approve the parties' agreement; or if

said agreement is not approved, until the Court issues an order following the hearing on

the State's application for temporary injunction against Defendant Collins.

IT IS THEREFORE ORDERED that the First Amended Temporary Restraining

ORDER issued on May 5, 2010 shall continue as it pertains to Defendant Collins until the

Court approves the agreement between the State, the Receiver and Defendant Collins;

or should such agreement not be approved, until the hearing on the State's application

for temporary injunction against Defendant Collins.

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IT IS FURTHER ORDERED that the State's application for temporary	njunction
against Defendant Bruce Collins is set for hearing on the day of	<u>l.</u> ,
2010 at 1:00 7.m.	
SIGNED at Austin, Travis County, Texas, this the day of June, 2	:010, at
La Ce De	0
JUDGE PRESIDING	

APPROVED & ENTRY REQUESTED BY:

OFFICE OF THE ATTORNEY

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