



IN THE DISTRICT COURT IN AND FOR TULSA COUNTY
STATE OF OKLAHOMA

DISTRICT COURT
FILED

SEP - 5 2012

BALLY HOWE SMITH, COURT CLERK
STATE OF OKLA. TULSA COUNTY

LARRY SMOOT, CONNIE SMOOT
and C&L RESTORATION
SERVICES, LLC

Plaintiffs,

vs.

vs.

Case No. CJ-2007-2299

Judge Rebecca Brett Nightingale

BRANDON HOPPER, JULIE HOPPER
and B&J RESTORATION SERVICES
INC., a/k/a B&J RESTORATION, INC.

ORDER STRIKING PLEADINGS

NOW on this 5th day of September, 2012, this matter comes on before
the court by way of following pleadings: (1) Notice of Failure to Timely Deliver Filed
Pleadings filed August 23, 2012; and (2) Plaintiffs' Response to Mark Lyons' Filing
Titled "Notice of Failure to Timely Deliver Filed Pleadings" filed August 29, 2012. The
Court enters this Order striking both above referenced pleadings.

There are specific state and local rules governing the necessary form for the filing
of motions. District Court Rule 4 and Local Rule CV 17. There is also a specific state
statute establishing duties on attorneys governing their behaviors when in the presence of
the court. Okla. Stat. tit. 5 § 3 (Fifth), states that an attorney is to "abstain from all
offensive personalities". Neither of the above referenced pleadings can be found in the
pleading code nor do they follow the guidelines for Motions and Responses. The
pleadings fail to burden the court with legal authority. Both pleadings engage in
offensive personalities on behalf of the attorneys signing the pleadings.

12 SEP - 5 AM 11:17
BALLY HOWE SMITH
COURT CLERK

This court recognizes that parties are often engaged in acrimonious relationships. However, attorneys who represent warring parties are called to a higher standard. The practice of law is a profession, rather than a mud wrestling contest.

It will do well for the attorneys, Mark Lyons and Jasen Corns, engaged in the current battle lacking professionalism, to remember the words of John F. Kennedy:

"So let us begin anew - remembering on both sides that civility is not a sign of weakness, and sincerity is always subject to proof."

THEREFORE IT IS ORDERED, ADJUDGED AND DECREED that the pleadings titled (1) Notice of Failure to Timely Deliver Filed Pleadings filed August 23, 2012; and (2) Plaintiffs' Response to Mark Lyons' Filing Titled "Notice of Failure to Timely Deliver Filed Pleadings" filed August 29, 2012 are stricken.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Mark Lyons and Jasen Corns are ordered by the court to follow the Oklahoma Code of Professional Conduct for Attorneys and Counselors. These attorneys shall conduct their legal affairs before this court with great caution. Any diversion from the Oklahoma Code of Professional Conduct for Attorneys and Counselors will result in action by the court.

IT IS SO ORDERED.

This 5th day of September, 2012.



Rebecca Brett Nightingale
Judge of the District Court
Fourteenth Judicial District

Case No. CJ-7-2299

Notice to:

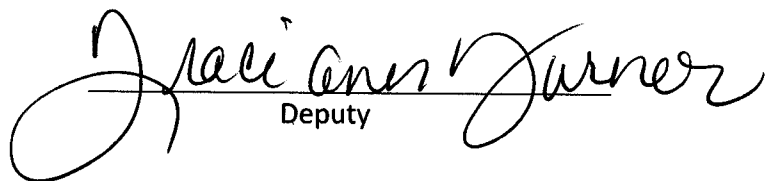
Jasen Corns
P.O. Box 410
Jenks, OK 74037

Mark Lyons
616 S. Main
Suite 201
Tulsa, OK 74119

AFFIDAVIT OF MAILING

I, Sally Howe Smith, Court Clerk of Tulsa County, hereby certify that on the 5th day of September, 2012 a true and correct copy of the foregoing Notice was mailed to each of the parties listed above and a true and correct copy of the foregoing notice was filed in each of the above foregoing cases.

SALLY HOWE SMITH, COURT CLERK


Deputy