



Richard Roper, in his capacity as the court-appointed Receiver for Millennium Bank (the "Receiver"), United Trust of Switzerland S.A., UT of S, LLC, Millennium Financial Group, William J. Wise d/b/a Sterling Administration, William J. Wise d/b/a Sterling Investment Services, and William J. Wise d/b/a Millennium Aviation ("Millennium Bank Entities"), files this motion for summary judgment against Atlanta Northside Aviation, Inc.. Each of the matters required by Local Rule 56.3(a) are set for in the Receiver's Brief accompanying this motion. Summary judgment on the entirety of the Receiver's claims at issue in this lawsuit is sought, but for a total judgment in the amount of \$445,000. Further, an appendix in support of this motion is being filed, and is specifically referenced in the Receiver's brief.

Based on the materials, arguments, and authorities contained in the contemporaneously filed brief and appendix in support of this motion, the Receiver requests that Atlanta Northside Aviation be ordered to return the \$445,000 in funds transferred from the SEC defendants to the Receivership Estate, and that summary judgment be entered against Atlanta Northside Aviation and in favor of the Receiver for \$445,000. In the case that the funds were spent to acquire any real or personal property, the Receiver requests that a constructive trust be imposed upon the property, and an order that it must immediately be turned over to the Receiver. Further, the Receiver requests that it be granted any other relief, both special and general, to which it may be justly entitled.

Dated this 13th day of January, 2012.

Respectfully submitted,

**THOMPSON & KNIGHT, LLP**

/s/ Jennifer Ecklund

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**CERTIFICATE OF SERVICE**

On January 13, 2012, I electronically submitted the foregoing document to the Clerk of the Court for the United States District Court for the Northern District of Texas using the electronic case filing system of the Court.

/s/ Jennifer Ecklund  
Jennifer Ecklund