

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

FILED
U.S. DISTRICT COURT
INDIANAPOLIS DIVISION

01 AUG 13 AM 11:24

SOUTHERN DISTRICT
OF INDIANA
LAURA A. BRIGGS
CLERK

UNITED STATES SECURITIES)
AND EXCHANGE COMMISSION,)

Plaintiff,)

v.)

) CIVIL ACTION

JOHN E. BRINKER, JR.,)

GARY J. BENTZ,)

CASTLEROCK CONSULTING, LLC,)

GUARDIAN FIRST LIMITED, INC.)

(A NEVADA CORPORATION),)

GUARDIAN FIRST LIMITED, INC.)

(A GRENADA CORPORATION),)

WELLINGTON BANK AND TRUST, LTD.,)

WELLINGTON CAPITAL HOLDINGS,)

LTD., INC.,)

WELLINGTON CAPITAL HOLDINGS, LTD.,)

WELLINGTON INTERNATIONAL)

INVESTMENTS, INC.,)

WELLINGTON FIRST INTERNATIONAL)

INVESTMENTS, INC., AND ALL)

SUBSEQUENTLY NUMBERED)

WELLINGTON INTERNATIONAL)

INVESTMENTS, INC. ENTITIES,)

Defendants,)

and)

ALPHA ADVANTAGE II, INC.,)

ELEVEN-EIGHTY-FIVE, LP AND)

STEADFAST MINISTRIES, INC.)

Relief Defendants.)

) CASE NO. IP01-0259-C-H/G

NOTICE CONCERNING MOOTNESS OF RECEIVER'S MOTION TO
APPROVE SALE OF PROPERTY OF THE ESTATE
(BAJA MODEL #272 MERCUISER BOAT)

The Receiver herein, James A. Knauer, by counsel, for his Notice Concerning

Mootness of Receiver's Motion to Approve Sale of Property of the Estate (Baja Model #272 Mercuriser) shows the Court as follows:

1. On July 31, 2001, the Receiver filed his Motion to Approve Sale of the Estate Property (Baja Model #272 Mercuriser Boat) ("Motion").

2. On August 1, 2001, the Court issued its Order approving the Motion.

3. Near the close of business on July 31, 2001, counsel to the Receiver was advised that the potential purchaser of the Boat declined to proceed with a closing on the boat sale.

4. Based upon information and belief, the purchaser's failure to proceed with the closing was due in large part to the requirement that any sale be approved by the Court. For this reason, and to avoid any further lost sales, the Receiver will shortly file a motion for authority to sell the boat without the defendants' consent, provided that any such sale falls within a previously court-approved price range.

Respectfully submitted,

KROGER, GARDIS & REGAS, L.L.P.

By: 
Brett R. Fleitz

Kroger, Gardis & Regas
111 Monument Circle, Suite 900
Indianapolis, Indiana 46204-5125
(317) 692-9000

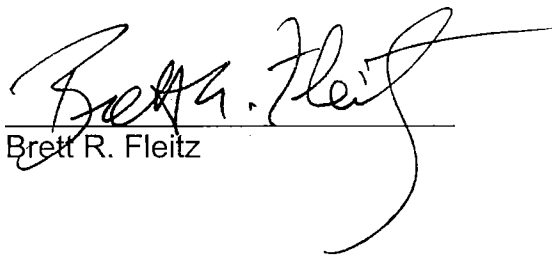
CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing has been served upon the following parties by placing a copy of the same in the United States Mail, first class postage pre-paid, on this 13th day of August, 2001:

Thomas J. Eme
Scott Hlavacek
United States Securities and Exchange Commission
500 West Madison Street
Suite 1400
Chicago, Illinois 60661-2511

John E. Brinker, Jr.
9378 Mason–Montgomery Road,#102
Mason, OH 45440

Gary J. Bentz
11961 Fallcreek Lane
Loveland, Ohio 45140-4809


Brett R. Fleitz

Kroger, Gardis & Regas, L.L.P.
111 Monument Circle, Suite 900
Indianapolis, Indiana 46204-2152