

IN THE IOWA DISTRICT COURT FOR LEE COUNTY AT FORT MADISON

TONY ROSS, et al.,

Plaintiffs,

-vs-

Case No. LALA003946

FILED
03 JAN -6 PM 2:29
DISTRICT COURT
LEE COUNTY, IOWA
CLERK

THOUSAND ADVENTURES OF IOWA, INC., et al.,

Defendants.

**MOTION TO VOLUNTARILY DISMISS DEFENDANT
RECEIVABLE FINANCING CORPORATION WITHOUT PREJUDICE**

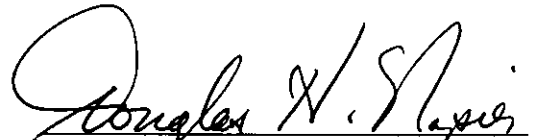
COME NOW, the Plaintiffs, by and through their counsel, Douglas H. Napier, and for their Motion to Voluntarily Dismiss Defendant Receivable Financing Corporation Without Prejudice state to the Court as follows:

1. In good faith, Plaintiffs commenced this action against Receivable Financing Corporation on the belief and assumption that Receivable Financing Corporation was the holder of certain retail installment contracts which form the subject matter of this litigation.
2. After conducting limited discovery, Plaintiffs have been provided a sworn affidavit of David W. Campbell, who is the Chairman of Harbourton Financial Corporation which was formerly known as Allstate Financial Corporation. (The affidavit is attached as Exhibit "A".)
3. Allstate Financial Corporation is a separate defendant in the above captioned matter.
4. According to Mr. Campbell's affidavit, Receivable Financing Corporation is an "inactive wholly-owned subsidiary of Harbourton". Furthermore, Mr. Campbell testifies that Receivable Financing Corporation does not currently hold and, to the best of Mr. Campbell's knowledge, has never held any retail installment contracts obtained from Thousand Adventures. (Affidavit, paragraph 4).
5. On information and belief, Receivable Financing Corporation, at best, acted as a servicing agent for Allstate Financial Corporation who Plaintiffs believe were the actual holders of the retail installment contracts which form the subject matter of this

litigation.

6. Plaintiffs believe that their interest and the interest of the class of members will not be prejudiced by the voluntarily dismissal of Receivable Financing Corporation. The Plaintiffs continue to assert claims against Allstate Financial Corporation.
7. Pursuant to I.R.C.P. Rule 1.271, Plaintiffs request that the Court set a date and time for hearing on this motion, and prescribe notice of the same. Plaintiffs suggest that notice to all Defendants in this matter and posting notice of this motion on the website of the National Association of Members (www.natlassoc.com) will be sufficient for purposes of this motion.

WHEREFORE, Plaintiffs pray that the Court set a date and time for hearing on this motion, prescribe notice of the same, and after notice and hearing grant Plaintiffs' Motion to Voluntarily Dismiss Defendant Receivable Financing Corporation Without Prejudice.



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(319)372-6764 fax

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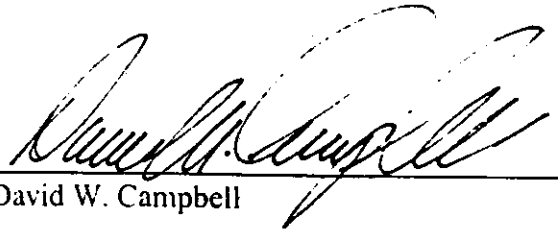
AFFIDAVIT OF DAVID W. CAMPBELL

David W. Campbell, being first duly sworn, states as follows:

1. I am presently the Chairman of Harbourton Financial Corporation ("Harbourton"), formerly known as Allstate Financial Corporation. On May 1, 2001, Allstate Financial Corporation changed its name to Harbourton Financial Corporation.
2. Receivable Financing Corporation ("RFC") is an inactive wholly-owned subsidiary of Harbourton. RFC has no individual assets and has no employees.
3. I had no involvement in the acquisition of the retail installment contracts from Thousand Adventures. None of the people who were involved in the acquisition are currently employees by Harbourton.
4. Based upon my review of the available documentation relating to the Thousand Adventures documents, I reasonably believe that RFC does not currently hold and, to the best of my knowledge, has never held any retail installment contracts obtained from Thousand Adventures.

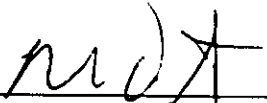
EXHIBIT
A

FURTHER AFFIANT SAYETH NOT.



David W. Campbell

Subscribed and sworn to before me this 30th
day of December, 2002.



Notary Public

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