



2. Defendant Robert A. Helms is not admitted to practice law in the United States Federal District Court system, nor admitted to practice before the United States District Court for the Western District of Texas.

3. On February 21, 2014 Plaintiff Securities and Exchange Commission filed its Motion for Clerk's Entry of Default as to Defendant Robert A. Helms. (Dkt. 42) Plaintiff's certificate of service asserts that Plaintiff served Defendant Helms via email, but in fact but failed to deliver electronic service of the motion to Defendant Helms. The Clerk of the Court entered the Clerk's Entry of Default as to Robert A. Helms on February 24, 2014 (Dkt. 44.) Defendant Helms was not served plaintiff's motion and had no notice of the filing of Plaintiff's motion and the Clerk's Entry of Default until February 26, 2014 via UPS delivery. Defendant Robert A. Helms intends to file his motion to set aside the Clerk's Entry of Default by February 28, 2014. See Declaration of Robert A. Helms (Exhibit 1).

4. In order to properly and efficiently defend this suit, it is necessary for Defendant Robert A. Helms to participate in the CM/ECF system to ensure proper notice of pleadings, and file pleadings with the Court in a timely manner. In order to do so, this Court should enter an Order allowing Defendant Robert A. Helms to register with the CM/ECF system and file his pleadings electronically, and to receive notice of electronic filing as a Filing User participant in the system.

5. Defendant Robert A. Helms has registered with PACER.

6. The United States District Court Western District of Texas E-Filing and E-Notification Registration Form requires approval of the Court to proceed as a non-prisoner pro se litigant.

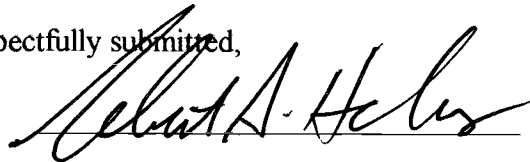
7. Defendant Robert A. Helms is not incarcerated, on probation or supervised release and is otherwise eligible to register for electronic filing with this Court to become a registered Filing User.

WHEREFORE, premises considered, Defendant Robert A. Helms respectfully requests that the Court enter an Order permitting him to register with CM/ECF and become a registered Filing User.

DATED: February 28, 2014.

Respectfully submitted,

By:

A handwritten signature in black ink, appearing to read "Robert A. Helms", written over a horizontal line.

Robert A. Helms  
11708 Rydalwater Lane  
Austin, Texas 78754  
(512) 450-4700  
Email: [roberthelms1964@gmail.com](mailto:roberthelms1964@gmail.com)

**CERTIFICATE OF SERVICE**

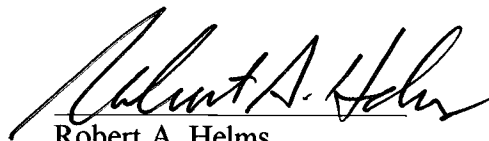
I hereby certify that on February 28, 2014 I filed the foregoing document with the Clerk of the Court for the Western District of Texas, Austin Division and that I notified all parties in the manner listed below:

By Email:

Timothy S. McCole  
Christopher Davis  
801 Cherry Street  
Fort Worth, Texas 76102  
*Counsel for the Securities and Exchange Commission*

Thomas L. Taylor III Court-Appointed Receiver  
4550 Post Oak Place Drive, Suite 241  
Houston, Texas 77027-3117  
[info@vendettaroyaltyreceivership.com](mailto:info@vendettaroyaltyreceivership.com)  
*Counsel for Defendants Vendetta Royalty Partners, Ltd., Vendetta Royalty Management, LLC, Vesta Royalty Partners, LP, Vesta Royalty Management, LLC, Iron Rock Royalty Partners, LP, Iron Rock Royalty Management, LLC, Arcady Resources, LLC, Barefoot Minerals, G.P., G3 Minerals, LLC, Haley Oil Company, Inc., Lake Rock, LLC, Sebud Minerals, LLC and Technicolor Minerals, G.P.*

Janniece S. Kaelin, Deven Sellers, Roland Barrera and William Barlow  
*Pro Se Defendants*



Robert A. Helms  
11708 Rydalwater Lane  
Austin, Texas 78754  
(512) 450-4700  
Email: [roberthelms1964@gmail.com](mailto:roberthelms1964@gmail.com)



4. On February 21, 2014 Plaintiff Securities and Exchange Commission filed its Motion for Clerk's Entry of Default as to Defendant Robert A. Helms (Dkt. 42) but failed to deliver electronic service of the motion to Defendant Helms' Gmail account as alleged in its Certificate of Service.

5. The Clerk of the Court entered the Clerk's Entry of Default as to Robert A. Helms on February 24, 2014 (Dkt. 44.)

6. I was not served plaintiff's motion either electronically or by personal service, and had no notice of the filing of Plaintiff's motion and the Clerk's Entry of Default until February 26, 2014 via UPS Next Day Air, Tracking #1Z A37 81X A2 9950 6120 addressed to 11708 Rydalwater Lane, Austin, Texas. I signed for the UPS Express Envelope. I was not served either physical or electronic copies of Plaintiff's motion or the Clerk's Entry of Default until delivery of the pleadings on February 26, 2014.

7. I intend to file my motion to set aside the Clerk's Entry of Default by February 28, 2014.

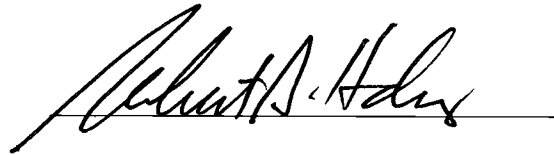
8. I am not registered with the CM/ECF system, therefore I did not receive a notice of filing from the Clerk of Court. In order to properly and efficiently defend this suit, it is necessary for me to participate in the CM/ECF system to ensure proper notice of pleadings, and file pleadings with the Court in a timely manner as a Filing User participant in the system.

9. I have registered with PACER.

10. I am not incarcerated, on probation or supervised release and I am otherwise eligible to register for electronic filing with this Court to become a Filing User.

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED ON February 28, 2014.

A handwritten signature in black ink, appearing to read "Robert A. Helms", written over a horizontal line.

Robert A. Helms  
11708 Rydalwater Lane  
Austin, Texas 78754  
(512) 450-4700  
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of electronic filings as a participant in the CM/ECF system and have the ability to file pleadings electronically using the system and that the Court hereby **GRANTS** the motion.

**IT IS THEREFORE ORDERED:**

Defendant Robert A. Helms is hereby allowed to register with the CM/ECF system and is permitted to use this Order as evidence of the Court's approval to register with the CM/ECF system as required by the United States District Court Western District of Texas E-Filing and E-Notification Registration Form.

Dated: \_\_\_\_\_, 2014

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Honorable Judge Lee Yeakel  
UNITED STATES DISTRICT JUDGE