

1 SULLIVAN, HILL, LEWIN, REZ & ENGEL
A Professional Law Corporation
2 James P. Hill, CA SBN 90478 (Pro Hac Vice)
Christine A. Roberts, NV SBN 6472
3 Elizabeth E. Stephens, NV SBN 5788
228 South Fourth Street, First Floor
4 Las Vegas, NV 89101
Telephone: (702) 382-6440
5 Fax Number: (702) 384-9102

Electronically Filed: July 15, 2010

6 Attorneys for Chapter 7 Trustee,
William A. Leonard, Jr.
7

8 UNITED STATES BANKRUPTCY COURT
9 DISTRICT OF NEVADA

10 In re) CASE NO. BK-S-09-22035-LBR (Lead Case)
11 CONSOLIDATED RESORTS, INC., et al.,) (Jointly Administered with Case Nos.
12 Debtors.) 09-22030 through 09-22043)
13) Chapter 7
14) Date: July 20, 2010
15) Time: 9:30 a.m./1:30 p.m.
16) Ctrm: LBR - Courtroom 1
Foley Federal Building
300 Las Vegas Blvd. South
Las Vegas, NV 89101
17) Judge: Hon. Linda B. Riegler

18 Affects:

- 18 All Debtors)
- 19 Destinations Unlimited, LLC, 09-22030)
- 20 Consolidated Realty, Inc., 09-22031)
- 21 Consolidated Media, LLC, 09-22032)
- 22 CRI Travel Holdings, LLC, 09-22033)
- 23 Consolidated Resorts Travel, LLC, 09-22034)
- 24 Consolidated Resorts, Inc., 09-22035)
- 25 Consolidated Maui, Inc., 09-22036)
- 26 Consolidated Kona, Inc., 09-22037)
- 27 Lahaina Ticket Company, Inc., 09-22038)
- 28 Soleil PS, LLC, 09-22039)
- Soleil LV, LLC, 09-22040)
- Consolidated Tahiti, Inc., 09-22041)
- Consolidated Orlando, Inc., 09-22042)
- Consolidated Tickets, LLC, 09-22043)

DECLARATION OF DANA A. BASNEY, CPA IN SUPPORT OF MOTION FOR ORDER (I) APPROVING SALE PROCEDURES FOR THE SALE OF SUBSTANTIALLY ALL OF THE DEBTORS' ESTATES' UNENCUMBERED ASSETS AND CERTAIN ENCUMBERED ASSETS, (II) AUTHORIZING THE SALE OF ALL OF THE DEBTORS' ESTATES' UNENCUMBERED ASSETS AND CERTAIN ENCUMBERED ASSETS FREE AND CLEAR OF ALL LIENS, CLAIMS, INTERESTS AND ENCUMBRANCES, (III) AUTHORIZING THE ASSUMPTION AND ASSIGNMENT OF CERTAIN EXECUTORY CONTRACTS AND UNEXPIRED LEASES IN CONNECTION THEREWITH, (IV) APPROVING MUTUAL GENERAL RELEASES, AND (V) GRANTING RELATED RELIEF



1 I, Dana A. Basney, declare and state as follows:

2 1. I am a Certified Public Accountant licensed to practice since 1977. I declare under
3 penalty of perjury that the statements contained herein are true and correct to the best of my
4 knowledge, except as to those matters stated on information and belief and, as to those matters, I
5 believe them to be true. I have personal knowledge of the following facts and if sworn as a witness,
6 I could and would competently testify thereto. I make this declaration in support of the above-
7 captioned motion. All terms not defined herein shall have the meaning given them in the motion.

8 2. I am a shareholder in the accounting firm of Mayer Hoffman McCann, P.C. and a
9 Director of CBIZ MHM LLC, located at 10616 Scripps Summit Court, Suite 100, San Diego,
10 California, 92131. We are a national firm with offices in 30 cities. I am the Director in charge of the
11 San Diego office's due diligence, litigation and insolvency services. A summary of my professional
12 qualifications is attached as Exhibit "A" hereto.

13 3. I have over 36 years' experience in public accounting. During my career, I have
14 provided business consulting, financial statement attestation (audits, reviews, etc.) and preparation of
15 complex income tax returns, tax planning and consulting services to a number of businesses with
16 primary operations representative of a broad spectrum of industries. In addition, I have performed
17 numerous consulting services for business planning transactions and in connection with dispute
18 resolution (i.e., litigation related services) including: valuation of businesses; determination of
19 income and economic losses; and other similar analyses involving present value calculations,
20 discount rate analysis, and determination of income. I have assisted many businesses with
21 divestiture and acquisition consulting services; management consulting in connection with business
22 planning; cash flow analysis; evaluation and development of reorganization plans, disclosure
23 statements and supporting financial projections; and litigation services, including but not limited to
24 analysis of economic, financial and accounting data (including prospective financial data), economic
25 damage analysis, and asset tracing.

26 4. I have provided accounting or related financial analysis and consulting services to
27 many parties in bankruptcy cases throughout the country, including in California and Nevada,
28 primarily providing services to trustees, debtors, secured creditors, and creditor committees. In the

1 course of my career, I have assisted trustees in pursuing avoidable preferences, insider transfers and
2 fraudulent conveyances. I have testified in bankruptcy proceedings on the issue of debtor solvency
3 in order to pave the way for recovery by the estate of transfers made while the debtor was insolvent.
4 My most recent testimony of this type in the District of Nevada in which I qualified and presented
5 testimony as an accounting expert was in the bankruptcy case of National Audit Defense Network
6 (Case No. BK-S-03-17306-BAM) before the Hon. Bruce A. Markell in 2006.

7 5. In addition to being a CPA, I am also a Certified Insolvency and Restructuring
8 Advisor, a Certified Fraud Examiner, and a Certified Valuation Analyst. I am also accredited in
9 Business Valuations (ABV) and Certified in Financial Forensics (CFF) by the American Institute of
10 Certified Public Accountants. I am a member of the American Institute of Certified Public
11 Accountants, the California Society of Certified Public Accountants, the Institute of Management
12 Accountants, the Association of Insolvency and Restructuring Advisors, the Institute of Business
13 Appraisers, Inc., the San Diego Bankruptcy Forum, and the National Association of Certified
14 Valuation Analysts. I have co-chaired both the Ethics committee and the Litigation Support
15 committee for the San Diego Chapter of the California Society of Certified Public Accountants.

16 6. My firm has been employed by William A. Leonard, Jr. ("Trustee"), the chapter 7
17 bankruptcy trustee in the Consolidated Resorts, Inc. related bankruptcy cases, BK-S-09-22035-LBR
18 (Lead Case), jointly administered with case numbers 09-22030 through 09-22043. Our employment
19 was approved by this Court by order entered November 23, 2009 (Docket No. 244). Our firm was
20 hired by the Trustee to advise the Trustee regarding the tax and accounting issues arising in these
21 complex multiple-entity cases, including reviewing the tax consequences of various dispositions of
22 assets of the estates, and advising the Trustee relating to accounting issues as they affect
23 administration of the estates generally.

24 7. The Debtors are 100% beneficially owned and controlled by W2007/ASNY Holdings,
25 LLC ("W2007"), which was majority (75%) owned by Whitehall Global Real Estate Limited
26 Partnership 2007, a real estate investment fund sponsored and substantially capitalized by Goldman
27 Sachs, and minority (25%) owned by The ASNY Company, LLC, a private company owned by
28 Arthur Spector.

1 8. Many of the Debtors in these cases are subsidiaries of The ASNY Corporation
2 (“ASNY Corp.”), which served as parent in a complicated consolidated group of entities. In our
3 capacity as tax and accounting advisors to the Trustee, we inspected the prior tax filings and the
4 books and records of the entities involved in these cases. The Trustee also requested that we do an
5 inspection of the Debtors’ and ASNY Corp.’s books and records to see if there appeared to be any
6 indications of irregularities or transfers to W2007, ASNY Corp. or The ASNY Company, LLC or
7 other insiders that might be avoidable by the Trustee and result in recoveries to the estates. As
8 instructed, we inspected the accounting records to identify any discrepancies that might require a
9 more complete inspection to resolve, and to see if a more comprehensive review of ASNY Corp. and
10 the Debtors’ records might be worthwhile and potentially cost-effective.

11 9. Financial investigations can be extremely expensive. The Trustee instructed us to
12 perform an initial review as a prudent prerequisite to considering a larger-scale investigation or
13 audit. I have seen other estates where the unbounded enthusiasm of a trustee’s lawyers and
14 accountants consumed all the estates’ assets in investigating to find potential wrongdoings which
15 ultimately proved to be non-existent. In the instant cases, I advised the Trustee that, with the
16 existing audited financial statements by a national accounting firm, a staged investigation to obtain
17 an overview of ASNY Corp. and the Debtors’ accounting and operations was prudent and entirely
18 appropriate. Therefore, I was tasked with doing such a staged inspection of the client records in
19 addition to our other duties.

20 10. In the course of performing our work, my staff and I first inspected and reviewed a
21 large number of financial documents of the Debtors and of ASNY Corp, including the schedules and
22 statement of affairs of the Debtors, a summary of which is attached as Exhibit “B” hereto. The
23 documents reviewed comprise a comprehensive cross-section of the financial records of the Debtors.

24 11. Thereafter, on April 26, 2010, I (accompanied by my fellow director and colleague,
25 Tim Willis) visited the Debtors’ CPA firm, Ernst & Young (“E&Y”) in Las Vegas to follow up on our
26 inspection of the accounting records. We reviewed additional files and interviewed Jennifer
27 LaFrance, the E&Y CPA who handled the Debtors’ and ASNY Corp.’s accounting work. We were
28 subsequently provided with unfettered access to the accountants’ audit work papers. Prior to the

1 bankruptcy filings, E&Y prepared the Debtors' and ASNY Corp.'s tax returns, and performed
2 certified audits on the consolidated group which contained both ASNY Corp. and the Debtor
3 subsidiaries. E&Y is one of the largest accounting firms in the country, and is a highly professional
4 firm. As a result, I and the Trustee received some assurance simply because of the fact of E&Y's
5 involvement and audits. The firm gave us access to their files without hesitation and answered our
6 questions to our satisfaction.

7 12. The next day we (together with one of the Trustee's attorneys, Joseph Marshall)
8 visited the ASNY Corp.'s offices in Las Vegas and interviewed various personnel, including Ken
9 Chupinsky (ASNY Corp.'s Treasurer); Kevin Blair (ASNY Corp.'s general counsel); and Ross La
10 Jeunesse (ASNY Corp.'s controller). While at the ASNY Corp. offices, we requested copies of
11 general ledgers and trial balances from Mr. La Jeunesse for each of the Debtor entities. ASNY Corp.
12 maintained separate general ledgers and trial balances for each of the entities, and he promptly
13 provided them to me and my staff. All records we received indicate that the underlying accounting
14 records for each Debtor were kept contemporaneously, accurately and separately.

15 13. As a result of our staged review of the requested accounting records and interviews of
16 the key individuals, my general impression was that the ASNY Corp. accounting personnel were all
17 very professional, were well advised both legally and in the tax and accounting areas, and
18 maintained adequate accounting records. I did not see any evidence suggesting that undisclosed
19 transfers or fraudulent conveyances might have occurred. I did not detect any attempts to mislead us
20 in any way, and we were not hindered in reviewing the accounting records or talking to the company
21 representatives. Quite frankly, the professionalism and competence that I saw in the ASNY Corp.
22 people were in stark contrast to my experience in a many bankruptcy cases, where records tend to be
23 poor or non-existent, and the debtor representatives tend to be unhelpful or uninformed. In the
24 discharge of my professional responsibilities to the Trustee, I would have advised him if our review
25 of the records caused any suspicion or provided a basis for recommending further investigation.

26 14. Based on the records we inspected and the dealings we had with the ASNY Corp.'s
27 management and its outside accountants, I advised the Trustee that in our opinion there was no
28 indication that additional procedures or auditing of the Debtors records would have uncovered any

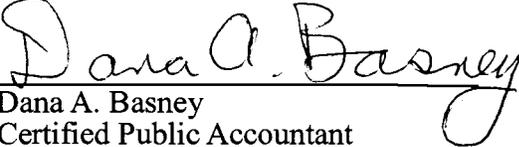
1 wrongdoing or been cost-effective. As of the date of this Declaration, the fees and costs of my firm
2 incurred in connection with the work of my firm, including the work described in this declaration,
3 total approximately \$46,000. An audit of the 14 Debtors would be extremely expensive, likely
4 costing several hundred thousand dollars, if not more. The Trustee and I simply had no reason to
5 believe that there would be any benefit to going on what I viewed to be a “fishing expedition,”
6 beyond the investigation we performed. I believed that doing more than was done would be very
7 expensive, time-consuming, unlikely to result in recoveries by the Trustee, and thus not in the best
8 interests of creditors and the estates.

9 15. While the procedures we performed did not constitute an audit, a review, or a
10 compilation of the Debtors’ financial statements or financial records, or an examination of
11 compliance with laws, regulations or other matters, in my professional opinion the procedures were
12 adequate under the circumstances. Our performance of the described procedures did not result in the
13 expression of an opinion, or other form of assurance, regarding the Debtors’ financial statements or
14 any part thereof; nor of an opinion or any other form of assurance on the Debtors’ internal control
15 systems or its compliance with laws, regulations, or other matters. The procedures performed were
16 recommended by us, and requested and approved by the Trustee. There is of course a risk that
17 material errors or fraud could exist which were not detected by us. Had we become aware of any
18 indication of material errors or fraud, we would have informed the Trustee and suggested an
19 expansion of the procedures performed.

20 16. In sum, at the request of the Trustee, we inspected a significant amount of financial
21 documentation and interviewed key personnel at the Debtors’ accounting firm and the ASNY Corp.
22 offices. In our inspection of these records, we were looking for preferences, insider transfers and
23 fraudulent conveyances that might be recoverable to the estates. Based on the procedures
24 performed, we found ASNY Corp.’s and the Debtors’ records to be properly prepared and well-
25 maintained. As we did not do a certified audit, we cannot give assurances as to the Debtors’
26 financial statements or their records according to professional standards. However, nothing came to
27 our attention in the course of our review that would have caused us to recommend an expansion of
28 our procedures or to believe that a more extensive (and expensive) inquiry into the Debtors’ records

1 (such as an audit) was warranted or would have been cost effective. And as stated above, our review
2 of E&Y's prior work also does not reveal that a more extensive examination is warranted.

3 I declare the foregoing is true and correct to best of my knowledge and belief under penalty
4 of perjury, and that this declaration was signed on July 15TH 2010 at San Diego, California.

5 
6 Dana A. Basney
7 Certified Public Accountant

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT "A"



DANA A. BASNEY
MSBA, CPA, ABV, CFF, CIRA, CVA, CFE

CURRICULUM VITAE

Director of CBIZ MHM, LLC
Shareholder of Mayer Hoffman McCann P.C.

10616 Scripps Summit Court | San Diego, CA 92131
Phone: (858) 795-2018 | Email: dbasney@cbiz.com

Professional Credentials:

Mr. Basney holds the following professional credentials:

- Certified Public Accountant licensed to practice in the state of California (CPA);
- Certified Fraud Examiner (CFE);
- Certified Reorganization and Insolvency Accountant (CIRA);
- Certified Valuation Analyst (CVA);
- Accredited in the area of Business Valuation by the American Institute of Certified Public Accountants (ABV);
- Certified in Financial Forensics by the American Institute of Certified Public Accountants (CFF); and
- Master's Degree in Business Administration and Accounting (MSBA).

Employment:

Mr. Basney is a Shareholder in the Certified Public Accounting Firm of Mayer Hoffman McCann P.C., and is a Director of CBIZ MHM, LLC in San Diego. He is the Director in charge of the San Diego office's Forensic Accounting Services Group, which performs due diligence, business valuation, litigation support, investigative accounting, and insolvency services. He has practiced public accounting since 1973 and received his CPA certificate in January of 1977. He has extensive experience in the tax, audit and consulting areas servicing a large number of clients in virtually every field of enterprise. He has performed services for both publicly held and closely held entities. He has represented numerous taxpayers before federal, state and local taxing authorities in cases involving complex legal and valuation issues.

Litigation Experience:

Mr. Basney has qualified and testified as an expert witness on numerous occasions in cases involving accounting, valuation and tax matters before the Federal District and Bankruptcy Courts and California Superior Courts. Additionally, Mr. Basney has acted as a consultant to attorneys in both civil and criminal cases in Federal District Court, state courts, and the High Courts of Guam and American Samoa. Mr. Basney has testified in cases involving:

1. Business losses and economic damages in commercial litigation;
2. Class Action Securities litigations;

3. Business valuations in bankruptcy, family law and Superior Court matters;
4. Accounting principles and auditing standards;
5. Valuations in gift, estate, buy sell and corporate dissolution matters;
6. Tracing assets in fraudulent conveyance and bankruptcy matters;
7. Income tax matters;
8. Determination of income in divorce and contractual disputes;
9. Damages from personal injuries, wrongful death, and wrongful termination;
10. Arbitrations and litigation regarding losses in securities and investments; and
11. Losses incurred due to premature lease terminations.

Mr. Basney has also been appointed by the courts as special master, conservator, and joint expert in matters of valuation and accounting. He has served as mediator and settlement referee in a number of cases involving accounting, valuation and financial issues. Mr. Basney has acted as accountant for trustees, debtors and creditors in numerous bankruptcy cases and has assisted in reorganizing both public and closely held businesses.

Academic Experience:

Mr. Basney has taught a variety of accounting and business classes since 1978. From 1978 to 1984, he taught undergraduate and graduate courses at National University. Since 1982, he has taught accounting classes at the University of California San Diego including classes in Advanced Accounting which consisted of accounting for consolidations, mergers, and acquisitions; Managerial Accounting; Financial Statement Analysis; Business Valuation; and the State Board of Accountancy approved Professional Ethics and Conduct for Accountants class. Mr. Basney teaches the University of San Diego's graduate class in Fraud Examination and Forensic Accounting. He coauthored and teaches the California CPA Education Foundation Course on Ethical and legal Standards for CPAs. He is also a curriculum advisor to the University of California San Diego Extension's accounting program, and has served on the Deans Advisory Counsel and the counsel's curriculum committee for the San Marcos State University School of Business.

Board of Directors Experience:

Mr. Basney has served on the following Boards of Directors:

1. The San Diego Arena Lease Company, a non-profit corporation, which owned the San Diego Sports Arena and related bonded debt. Mr. Basney served as treasurer of this company, which was formed to shield the City of San Diego's credit rating from the debt associated with building the San Diego Sports Arena. The arena was turned over to the City without encumbrances upon complete payment of all outstanding bonded debt.
2. The San Diego Bankruptcy Forum, a professional group of more than two hundred attorneys, appraisers, judges, accountants, and bankers practicing in the bankruptcy area.
3. The San Diego Center for Children Foundation, a non-profit organization that supports a residential care facility for emotionally disturbed and abused children.

Education:

Mr. Basney holds a Bachelor's Degree in Liberal Arts from Bates College in Lewiston, Maine, awarded in 1970. He received a Master's Degree in Business Administration and Accounting in 1975 from San Diego State University. While at San Diego State University, he was elected to the academic Honor Society of Phi Kappa Phi.

Professional Associations:

Mr. Basney is a member of the American Institute of Certified Public Accountants, the California Society of Certified Public Accountants, the Institute of Managerial Accountants, the Association of Insolvency Accountants, the Institute of Business Appraisers, Inc., the National Association of Certified Valuation Analysts, the Association of Fraud Examiners and the Bankruptcy Forum. He has served on the Family Law Bar's Business Valuation Subcommittee. He has also co-chaired both the Ethics Committee and the Litigation Support Committee for the San Diego Chapter of the California Society of Certified Public Accountants.

Recent Articles and Publications

Mr. Basney has been quoted by the Associated Press, SmartMoney, The Los Angeles Times, The San Diego Union, and numerous other publications in articles related to Fraud, Accounting, or Economic matters. He has also written the following articles:

- *The Case of the Vacant Office: Lessons in Due Diligence* (San Diego Daily Transcript, March 21, 2002)
- *The Ten Commandments for Using Accountants as Expert Witnesses* (San Diego Daily Transcript, May 22, 2002)
- *Accounting Misdeeds Prompt Improved Curriculum* (San Diego Business Journal, August 12, 2002)
- *Intangible Assets: Difficult to Value, Fleeting in Nature, but Critical in Business Today* (San Diego Daily Transcript, August 6, 2003)
- *"Selected Case Studies in Financial Statement Fraud"*, Chapter 11 in *Basics of Accounting and Finance, What Every Practicing Lawyer Needs to Know* (Practicing Law Institute, Winter 2004)
- *"The Ten Commandments for Expert Witnesses"*, Chapter 1 in *Expert Witnessing in Forensic Accounting* (Journal of Forensic Accounting, book supplement, May 2005) *In July of 2006, this article won the AICPA's national contest for best article on Forensic Accounting. In October of 2007 this article was republished by the National Litigation Consultant's Review.
- *Fraud in Small Businesses* (Published on the Association of Certified Fraud Examiners web site, April, 2005)
- *Preventing Fraud – Tips for Small Business Owners* (Published by Mayer Hoffman and McCann P.C. nationwide as an informational piece for clients, September 2005, reprinted in the San Diego Business Journal, November 19, 2007)

- *Ethical and Legal Standards for CPA's* (Written for The California CPA Education Foundation, March 2007). A course approved by the California State Board of Accountancy to meet the CPA's professional ethics educational requirements. Co-authored with Heather Rosing, Esq., President of the San Diego County Bar Association.
- *Value to Whom? Avoiding Faulty Standards in Forensic Valuations* (Published by the National Litigation Consultant's Review, May 2008, Volume 7, Issue 12. Co-Authored with Christopher Britton, J.D.)

Recent Speeches and Presentations

Mr. Basney is often asked to speak at conferences and professional events. The California CPA Education Society recently awarded him its **Outstanding Conference Speaker of the Year** award for 2008 – 2009.

- *Accounting Scams and Scandals – Lessons To Be Learned* (Presented to the Institute for Management Accountants on September 18, 2002)
- *My Career in Forensic Accounting* (Presented to USD Accounting Society on October 12, 2002)
- *Sarbanes-Oxley Act – Corporate Governance* (Presented to the San Diego Chamber of Commerce on October 25, 2002)
- *Accounting Principles and Standards in the Software Industry – Sarbanes-Oxley Act of 2002* (Presented to the UCSD Tax and Accounting Institute on November 16, 2002)
- *Professional Ethics and Conduct for CPA's* (Presented to a UCSD class for CPA's to meet the State Board of Accountancy Ethics Course Requirement on December 7, 2002)
- *Forensic Accounting* (Presented to the North County Chapter of the Institute of Management Accountants on April 24, 2003)
- *Forensic Accounting* (Presented to the San Diego County Chapter of the Institute of Management Accountants on June 12, 2003)
- *Accounting and Auditing Update* (Presented to the National Convention of the American Society of Woman Accountants on September 2, 2003)
- *Accounting Scandals and The Sarbanes Oxley Act* (Presented to the National Convention of the American Society of Woman Accountants on September 26, 2003)
- *Forensic Accounting* (Presented to the California CPA Society and UCSD Tax and Accounting Institute on November 13, 2003)
- *Accounting and Auditing Update* (Presented to the California CPA Society and UCSD Tax and Accounting Institute on November 14, 2003)
- *Ethical Conduct for Insolvency Professionals* (Presented to the Bankruptcy Forum and Women's Insolvency Network on January 20, 2004)
- *Select Mini Case Studies of Various Financial Statements* (Presented to the Practicing Law Institute, "Basics of Accounting & Finance Winter 2004: What Every Practicing Lawyer Needs to Know" on February 23, 2004)

- Career Opportunities in Forensic Accounting (Presented at Accounting Day, San Diego on May 12, 2004)
- GAAP Update (Presented to the CFO Roundtable on June 16, 2004)
- Software Revenue Recognition and Capitalization (Presented to the San Diego Chapter of the Institute of Management Accountants on July 8, 2004)
- Accounting Scams and Scandals (Presented to the San Diego Chapter of The American Society of Woman Accountants on August 19, 2004)
- Being an Expert Witness (Presented to the litigation support interest group of the San Diego Chapter of the California Society of Certified Public Accountants on August 24, 2004)
- The Ins, Outs & Ethics of Experts (Panel member with attorneys David Berman, Peggy Onstott, Heather Rosing, Deputy District Attorney Wendy Patrick, and the Honorable J. Richard Haden in a continuing education program for the San Diego County Bar Association which was presented on October 14, 2004)
- Business Valuation Update (Presented to the California CPA Society and UCSD Tax and Accounting Institute on November 11, 2004)
- GAAP Update (Presented to the California CPA Society and UCSD Tax and Accounting Institute on November 12, 2004)
- Accounting Scams and Scandals (Presented to the California CPA Society and UCSD Tax and Accounting Institute on November 12, 2004)
- Forensic Accounting (Presented as a guest lecturer to University of San Diego accounting students on March 9, 2005)
- Fraud (Presented at Accounting Day, San Diego on May 18, 2005)
- Fraud in Small Businesses (Presented at the California CPA Education Foundation's 2005 Financial Statement and Tax Fraud Conference in Long Beach, CA on June 16, 2005 and in San Francisco on June 17, 2005)
- GAAP Update – Financial Interpretations 45, 46R and 47 (Presented to the CFO Roundtable on August 17, 2005)
- Occupational Fraud (Presented to the California CPA Society, San Diego Chapter Accounting Principles Interest Group on September 7, 2005)
- Careers in Accounting (Presented at University of California San Diego open house for the Extension Program in Accounting on September 7, 2005)
- Fraud (Presented to the San Diego Chapter of the American Society of Woman Accountants on September 15, 2005)
- Fraud and The Accounting Profession's Response to It (Presented as a guest lecturer to University of San Diego accounting students on October 19, 2005)
- What is Forensic Accounting? (Presented to the San Diego State University Chapter of the Beta Alpha Psi accounting group on October 29, 2005)

- Buy/Sell Agreements (Presented to the Financial Executives Networking Group in La Jolla, California on November 2, 2005)
- Occupational Fraud and the CPA Profession (Presented to the California CPA Society and UCSD Tax and Accounting Institute on November 3, 2005)
- Generally Accepted Accounting Principles Update (Presented to the California CPA Society and UCSD Tax and Accounting Institute on November 4, 2005)
- Buy/Sell Agreements, Tax and Business Valuation Issues for the Departing Shareholder (Presented to The North County Estate Planning Group on November 22, 2005)
- Protecting Your Business from Fraud (Presented to the Old Mission Rotary Club on November 29, 2005)
- What Little I've Learned in 20 Years as an Expert Witness (Presented to the San Diego Chapter of the Forensic Expert Witness Association on January 31, 2006)
- Fraud and the Accounting Profession (Presented to the San Diego State University Chapter of the Beta Alpha Psi accounting group on February 25, 2006)
- Fraud and the Accounting Profession (Presented to the University of San Diego senior accounting students on March 8, 2006)
- Fraud, Its Discovery and Prevention (Presented to the CFO Roundtable on March 15, 2006)
- How to be a World Class Expert Witness (Presented at the Forensic Expert Witness Association's Annual Meeting on April 1, 2006)
- Fraud From Discovery to Recovery (Presented as the Keynote Address at Accounting Day in San Diego, CA on May 15, 2006)
- When Fraud Finds You (A three hour class presented at Accounting Day in San Diego, CA on May 15, 2006)
- When Fraud Finds You – Ethical Issues for Practitioners (Presented at The California CPA Education Foundation's Fraud in Audit, Accounting and Tax Conference in Burbank, CA on June 21, 2006 and in San Francisco, CA on June 22, 2006)
- Statements of Auditing Standards Update (Presented at The American Society of Women Accountants and the American Woman's Society of Certified Public Accountants Joint National Conference in Las Vegas, Nevada on September 19, 2006)
- Protecting Your Non-Profit Organization From Fraud (Presented to The Non-Profit Entities Interest Group of the San Diego CPA Society in San Diego, CA on September 20, 2006)
- The Ten Commandments for Expert Witnesses (Presented to the American Society of Certified Public Accountants National Conference on Fraud and Litigation Services in Las Vegas, Nevada on September 28, 2006)
- The Ten Commandments for Expert Witnesses (Presented to the Los Angeles Chapter of the American Society of Certified Public Accountants Litigation Services Interest Group in Los Angeles, CA on October 11, 2006)

- *Fraud and Forensic Accounting* (Presented at the CBIZ National Directors Conference in Denver Colorado on October 26, 2006)
- *When Fraud Finds You – Professional Responsibilities* (Presented at the California CPA Society and UCSD 10th Annual Tax and Accounting Institute in San Diego, CA on November 2, 2006)
- *Forensic Accounting* (Presented as a guest speaker to the San Diego State University Fraud and Forensic Accounting Class on November 6, 2006)
- *Statements on Auditing Standards Update* (Presented as a nationwide web cast for The American Woman’s Society of CPA’s on November 14, 2006)
- *Protecting Your Business From Fraud* (Presented to the Orange County CFO Roundtable on January 24, 2007)
- *Fraud and the Accounting Profession* (Presented to senior accounting students at the University of San Diego on March 7, 2007)
- *Generally Accepted Accounting Principles for Lawyers* (Presented to a major law firm in San Diego on April 4, 2007)
- *Fraud and the CPA Profession* (Presented at Accounting Day in San Diego on May 16, 2007)
- *The Ethics of Experts: Truth and Consequences* (Panel participant with Judge John Hargrove and attorneys Margaret Mann and Radmila Fulton for presentation to the San Diego County Bar Association in San Diego on May 31, 2007)
- *Fraud – Business Consequences: New Professional Requirements, Preemptive Strategies, Discovery, & Prevention* (Presented at California CPA Education Foundation Fraud Institute in San Francisco on June 7, 2007 and in Universal City on June 8, 2007)
- *Ethical and Legal Standards for CPA’s in Private Industry* (Presented to the Institute of Management Accountants in San Diego on June 13, 2007)
- *When Fraud Finds You* (A web cast presented nationally by the American Society of Women CPA’s on September 20, 2007)
- *Fraud and your Accounting Career* (Presented to the University of San Diego Beta Alpha Si Accounting group on October 11, 2007)
- *Fraud Issues for the Profession* (Presented to the National Joint Conference of the American Society of Women Accountants and the American Society of Women CPA’s at Disneyworld in Orlando Florida on October 27, 2007)
- *Ethical and Legal Standards for CPA’s* (Presented as an 8 hour class for the California CPA Education Foundation) This class was approved by the State Board of Accountancy to fulfill the ethics requirements for CPAs, and was presented in Orange County, San Jose, Sacramento, and Las Vegas in October and November of 2007 and is presented about 6 times a year by the CA CPA Education Foundation. It is currently scheduled into 2010 at least.)
- *Real Life Fraud Experiences* (Presented to the American Society of Women Accountants, Orange County Chapter on November 14, 2007)

- Conducting Tax Audits – IRS Circular 230 Requirements (Presented at the California CPA Society and the UCSD 11th Annual Tax and Accounting Institute in San Diego, CA on November 15, 2007)
- Business Valuation Case Update (Presented at the California CPA Society and the UCSD 11th Annual Tax and Accounting Institute in San Diego, CA on November 16, 2007)
- Fraud (presented to the Orange County Litigation Support Section of the California CPA Society on February 22, 2008)
- Ethics is Back (Presented at Accounting Day in San Diego, CA on May 12, 2008)
- Tips for Fraud Detection and Prevention (Presented at California CPA Education Foundation Fraud Institute in San Francisco on June 20, 2008 and in Universal City on June 19, 2008)
- Why is Fraud so Hard to Find? (Presented to the Controller’s Council of the Institute of Management Accountants on July 23, 2008)
- Fraud (Presented to the North County Branch of the Institute of Management Accountants in San Diego, CA on June 26, 2008)
- Spotting Fraud in the Workplace (Presented to the Controller’s Counsel of the Institute of Management Accountants, in San Diego, CA on July 23, 2008)
- Best Practices for Litigation Support Professionals (A panel presented with Attorney Ron Klein, head of the loss prevention department of CAMICO, and malpractice defense attorney Stephan Tully at the American Institute of Certified Public Accountants Annual Fraud and Litigation Conference in Las Vegas, Nevada on September 26, 2008)
- Fraud and the Accounting Profession’s Response To It (Presented as a guest lecturer to Mira Costa College accounting students in Salona Beach CA, on October 13, 2008 and October 20, 2008)
- GAAP Update - FAS 141(R) and FAS 160 (Presented to the CFO Roundtable in San Diego, CA on October 15, 2008)
- Fraud, How to Find It and Prevent It (Presented as a guest lecturer to the auditing students at the University of San Diego, October 23, 2008)
- Ethical and Legal Considerations for CPAs (Presented as an in house professional education course at the White Nelson CPA firm in Irvine CA, on October 28, 2008)
- Fraud and The Accounting profession (Presented at the UCSD CA CPA Society Tax and Accounting Institute, on November 19, 2008)
- Performing Due Diligence (Presented at the UCSD CA CPA Society Tax and Accounting Institute, on November 21, 2008)
- Red Flags for Ponzi Schemes (A live discussion presented as a guest commentator on the Bloomberg Television Network on nationwide TV, on December 26, 2008)
- Due Diligence - Detecting Fraud Through Inquiry and Targeted Procedures (Presented to San Diego Commercial Real Estate Banking Group on March 24, 2009)
- Due Diligence (Presented at Accounting Day, San Diego, CA on May 18, 2009)

- *The Role of The Accounting Profession In the Mortgage Collapse* (Testimony given at an informational Hearing before the California State Assembly Banking And Finance Committee at the request of the California Society of Certified public Accountants on June 8, 2009)
- *Ethical and Legal Considerations for CPAs* (Presented as an in house professional education course at the J.H. Cohn CPA firm in Woodland Hills, CA, on June 9, 2009)
- *Due Diligence Techniques to Find Fraud and Misrepresentations* (Presented at the CA CPA Education Foundations Fraud Conference on June 23, 2009 in Burbank, June 24, 2009 in San Francisco and also as a Webcast)
- *Ethics For Accountants in Private Practice* (Presented for the Controller's Council of the San Diego Institute of Management Accountants, on July 23, 2009)
- *Fraud in the Construction Industry* (Presented to National Association of Women in Construction San Diego Chapter, on August 11, 2009)

EXHIBIT "B"

Correspondence:

1. October 27, 2009 Email from J. Hill re CRI_info needed by Dana Basney and his firm for conflicts search
2. November 4, 2009 Email from J. Hill re Consolidated Resorts Bankruptcy tax accounting engagement
3. November 24, 2009 Email from J.Hill re Estates and Assets
4. December 16, 2009 Email from T. Willis re Consolidated Resorts Analysis
5. December 22, 2009 Email from J. Hill re Consolidated Resorts and Textron Financial tax issues
6. December 23, 1009 Email from D. Silverman re Due Diligence Request and List
7. December 29, 2009 Email from J. Marshall re Consolidated Resorts and Textron Financial
8. December 29, 1009 Email from S.Fox re Textron Financial Corp Involvement
9. December 29, 2009 Email from T. Willis re Consolidated Resorts and Textron financial
10. January 5, 2010 Email from S.Fox re Textron Financial Corp Balances
11. January 14, 2010 Email from J. Hill re Contact Info for Trustee's Bankruptcy and Tax Accountants
12. January 15, 2010 Email from J. Hill re CRI_Real Property Tax Refund for Hawaii
13. January 15, 2010 Email from J. Marshall re contact info for Trustees Bankruptcy and Tax Accountants
14. January 15, 2010 Email from J.Hill re Tax Analysis
15. January 18, 2010 Email from T. Willis re Request for Docs
16. January 19, 2010 Email from J. Hill re CRI_Impact of HSBC Collateral and Foreclosure
17. January 24, 2010 Email from T. Willis re Questions on Received Working Docs
18. February 3, 2010 Email from J. Hill re CRI Meeting with ASNY and Ernst & Young re tax papers
19. February 10.02.05_Email from T Willis re Consolidated Resorts
20. March 31, 2010 Email from J. Marshall re Taxes and E&Y
21. April 15, 2010 Email from J. Marshall re Fees for review of ASNY Workpapers by CBIZ
22. April 16, 2010 Email from D. Basney re Summary of Assets
23. April 26, 2010 Email from D. Basney re information requested

Legal Pleadings

24. Summary of Assets – August 21, 2009
25. Certificate of Service – November 10, 2009
26. Declaration of Dana Basney – November 19, 2009
27. Trustee’s Application to Employ Dana Basney – November 29, 2009
28. Agenda and Status Report for Hearing – December 1, 2009
29. Order from Trustee to Employ Dana Basney and CBIZ MHM LLC

CBIZ Research

30. Research regarding Tax Sharing in the Absence of a Tax Sharing Agreement
31. Research regarding Deconsolidation as a Result of Bankruptcy

Tax Returns/Tax Documents

32. ASNY Corporation and Subsidiaries 2008 Corporate Tax Documentation
33. ASNY Corporation, Inc. 2008 Federal Tax Return
34. ASNY Corporation and Subsidiaries 2008 Federal Tax Return
35. ASNY Corporation and Subsidiaries 2009 Draft Federal Tax Return
36. Consolidated Resorts, Inc. and Subsidiaries 2008 Federal Tax Return
37. Consolidated Resorts, Inc. and Subsidiaries 2008 Hawaii Tax Return

Trial Balances

38. Consolidated Orlando Trial Balance – Trial Balance 2008
39. Consolidated Orlando Trial Balance – Trial Balance 2009
40. Consolidated Resorts, Inc. – Trial Balance 2008
41. Consolidated Tahiti – Trial Balance 2008
42. Consolidated Tahiti – Trial Balance 2009
43. Consolidated Tickets, LLC – Trial Balance 2008
44. Consolidated Tickets, LLC – Trial Balance 2009
45. Lahaina Ticket Company - Trial Balance 2008
46. Lahaina Ticket Company - Trial Balance 2009

- 47. Soleil LV, LLC – Trial Balance 2008
- 48. Soleil LV, LLC – Trial Balance 2009
- 49. Travel – Trial Balance 2008
- 50. Travel – Trial Balance 2009

Miscellaneous

- 51. ANSY 2009 Workpapers
- 52. ANSY Amortization (Projected) Year End December 31, 2009
- 53. ANSY Balance Sheet Summary (Operating) Year End December 31, 2009
- 54. ANSY Book Depreciation (Projected) Year End December 31, 2009
- 55. ANSY Capitalized Interest Calculation Year End December 31, 2009
- 56. ANSY Corp Taxable Income Year End December 31, 2009
- 57. ANSY Divided Income (Projected) Year End December 31, 2009
- 58. ANSY Gross Profit Percentage Year End December 31, 2009
- 59. ANSY Meals & Entertainment (Projected) Year End December 31, 2009
- 60. ANSY Projected ACE Calculation Year End December 31, 2009
- 61. ANSY Projected Allowance Roll Summary Year End December 31, 2009
- 62. ANSY Projected Allowance Roll-Forward Year End December 31, 2009
- 63. ANSY Projected AMT Calculation Year End December 31, 2009
- 64. ANSY Projected Book Gain Year End December 31, 2009
- 65. ANSY Projected Dividend Distribution
- 66. ANSY Projected Gross Profit Percentage Year End December 31, 2009
- 67. ANSY Projected Gross Receipts Year End December 31, 2009
- 68. ANSY Projected Guaranteed Payments Year End December 31, 2009
- 69. ANSY Projected K-1 Ownership Year End December 31, 2009
- 70. ANSY Projected NOL Calculations Year End December 31, 2009
- 71. ANSY Projected Summarized Income Statement Year End December 31, 2009
- 72. ANSY Projected Summary of Book vs. Tax Depreciation Year End December 31, 2009
- 73. ANSY Projected Tax Gain Year End December 31, 2009
- 74. ANSY Projected Taxable Income Schedule Year End December 31, 2009
- 75. ANSY Projected Taxable Income Schedules Year End December 31, 2009

76. ANSY Projected Year End Receivables Year End December 31, 2009
77. ANSY Summarized Income Statement Year End December 31, 2009
78. ANSY Taxable Income Schedule 2008-2009
79. Consolidated Resorts Asset Matrix
80. Consolidated Resorts Communications List
81. Debtors Organizational Chart
82. Due Diligence Requests from ANSY_09.12.29
83. Letter of Intent from Trustee_12.18.09
84. Memo re Tax Treatment of Abandonment_01.22.10
85. Summary of Debtor's Assets