

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

In re:) Case No. 10-50494
)
FAIR FINANCE COMPANY) Chapter 7
)
Debtor.) Judge Marilyn Shea-Stonum
)

STATUS REPORT FOR JUNE 18, 2013 STATUS CONFERENCE

Brian A. Bash, Trustee herein, submits the following summary of the status of the Trustee’s administration of the estate:¹

Recent Recoveries For the Estate

Since the last status conference in May 2013, the Trustee has recovered an additional **\$67,907.40** for the estate, including \$18,333.00 in proceeds from Trailer Acquisition and \$47,354.40 from Duvera Billing Services. The Trustee has filed or will be filing motions to compromise in connection with settlements entered into after the last status conference. As of June 14, 2013, the balance in the money market account maintained by the Trustee for the benefit of the Debtor’s estate is **\$6,025,163.41**.

Parma Acquisition Corp.

Parma Acquisition Corp. (a/k/a “CCG”) is the borrower under a note from Fair Holdings, Inc., which note is secured by all of CCG’s equipment. CCG is at the end of its facility lease and is selling all of its remaining equipment to Midwest Rubber. CCG stored books and records of Durham and many of his enterprises. The Trustee took possession of those books and records on May 16, 2013, moving them to a storage facility. They fill a 12 x 35 foot storage space.

CCG has sold equipment to third parties from time to time. In connection with each sale, CCG turned over 100% of the proceeds of the sale, and the Trustee released Fair Holdings’ security interest on the equipment sold. The Trustee commissioned an appraisal to make sure that in each case the sale was commercially reasonable. In each sale, the price was at least fair liquidation value and netted more because there were no expenses of sale deducted. The estate received \$18,500 of proceeds in December

¹ The Trustee and his professionals have addressed and resolved many of the administrative issues in this matter. This list is not exhaustive, but focuses on the issues most significant to ass



2012, and \$3,600 of proceeds in March 2013. The Trustee expects to receive \$174,950 from the sale of CCG's remaining equipment to Midwest Rubber.

The Trustee is not compromising his claim against CCG under the note. There will be a substantial balance remaining under the note after receipt of the sale proceeds.

The Trustee's Collection Efforts on Default Judgments

On April 23, 2013, the Trustee filed a motion asking this Court to issue a report and recommendation recommending entry of default judgment against Fair Holdings, Inc. and DC Investments, LLC in the total amount of \$141,116,304.88. That motion is pending before this Court.

On May 2, 2013, the District Court accepted this Court's recommendation of sanctions against adversary defendants Dana Osler ("Osler") and Geist Sports Academy, LLC ("Geist") in the form of a default judgment. Accordingly, default judgment has been entered against Osler and Geist in the collective total amount of \$711,565.00.

On May 28, 2013, the District Court accepted this Court's report and recommendations and entered default judgment against Timothy Durham in the amount of \$134,837,533.14 and default judgment against James Cochran in the amount of \$9,756,084.40. The Trustee will domesticate these judgments, and he plans to begin collection actions to recover any assets available to satisfy those judgments.

The total amount of default judgments obtained by the Trustee is \$193,671,716.28, inclusive of \$48,366,533.74 in Group B default judgments and \$145,305,182.54 in Group A default judgments. A spreadsheet identifying the adversary proceeding number, judgment debtor(s), default judgment date, amount and summary of collection strategy for each judgment is attached as **Exhibit A** to this status update.

Certain individuals have contacted the Trustee and expressed interest about purchasing certain assets belonging to Durham and/or the Estate. The Trustee is pursuing negotiations on the potential sale of those assets, assuming the ability to foreclose once the judgments become final and are domesticated.

The Trustee has targeted eleven judgments for domestication, including the new judgments against Durham and Cochran. The judgment debtors in these cases either appear to be collectible based

on a preliminary examination or have very large judgments against them. The total amount of these judgments is \$168,484,929.03. The Trustee has domesticated five of these judgments in the states of Indiana, South Carolina, and California. The Trustee is also in the final stages of domesticating a judgment against Durham in Texas, a state where he is believed to hold assets. The Trustee has filed two motions seeking court approval to retain local counsel in Mississippi and Georgia. Once the Court approves those motions, the Trustee will have local counsel proceed swiftly with domestication of judgments in those states.

One judgment is against individuals who are believed to be British nationals. The total amount of this judgment is \$205,997.77. The Trustee is still considering the need to retain an experienced professional to assist with collection against these foreign judgment debtors.

The Trustee is focusing his collection efforts on the judgment debtors with the eight largest outstanding judgments. The total amount of these judgments is \$184,127,060.53. In December 2012, the Trustee issued a total of 12 document subpoenas to banks that are or were associated with several of these judgment debtors. The Trustee has received responses to all but one of those subpoenas. The Trustee continues to be in discussions with the only non-producing bank to arrange for production of responsive documents and expects those discussions to result in the production of responsive documents soon. The Trustee also plans to pursue bank garnishments against the six largest judgment debtors.

The Trustee has used the information from the documents that were produced as a result of these subpoenas to pursue claims against persons or entities who received money from those judgment debtors, including, but not limited to, subsequent transferee claims. On May 31, 2013, the Trustee filed two adversary proceedings seeking recovery of subsequent transfers from certain default judgment debtors. The Trustee is in the process of serving those complaints, and the pretrials in those cases are set for July 10, 2013. The Trustee is also continuing his investigation of other potential subsequent claims and may bring additional claims later this year.

The Trustee conducted asset searches on all “high value” cases. The Trustee has deferred pursuit of ten judgments that have been classified as “low value” judgments. The total amount of these “low value” judgments is \$1,055,304.83. The Trustee will reevaluate whether there is any benefit to the estate

in pursuing collection of the “low value” judgments based on the success of his collection efforts in the other default cases.

Status of Litigation

The chart attached as **Exhibit B** includes a list of all pending litigation as of June 13, 2013, including those cases that have been settled or otherwise resolved by the Trustee, with information on the corresponding settlement amount or resolution. Additional descriptions are provided below.

Fortress. Written discovery has closed in the Fortress litigation and the parties have proceeded to depositions. The parties have taken 38 fact witness depositions in the case. The Trustee will continue to engage in discovery in this case, and he believes that all fact discovery will be timely completed. The Court has scheduled a status conference for the Fortress litigation, which will be held on June 18, 2013.

There are six open motions pending in the Fortress litigation before Judge Shea-Stonum. On January 7, 2013, the Trustee filed a *Motion for Leave to File Second Amended Complaint* (docket no. 135) to, among other things, add a common law punitive damages claim. Fortress filed a *Motion for Leave Instanter to File Supplemental Submission In Opposition to Plaintiff's Reply in Support of Plaintiff's Motion for Leave to File Second Amended Complaint* on February 12, 2013 (docket no. 142).

The Ohio Division of Securities filed four motions to quash subpoenas issued by Fortress and the Trustee to Mark Heuerman and Michael Miglets on May 31, 2013 and June 7, 2013 (docket nos. 148, 149, 151 and 153). The Trustee and Fortress have filed objections to the Ohio Division of Securities' motions to quash.

Judgment in Osler / Geist Sports Academy Litigation. On February 14, 2013, Judge Gaughan accepted this Court's Report and Recommendation sanctioning defendants Dana Osler and Geist Sports Academy, LLC for discovery violations by entry of default judgments totaling more than \$700,000. That disposes of all the Trustee's claims in this adversary proceeding except a negligent notarization claim against Elizabeth McClure, which the Trustee is negotiating to settle. On May 2, 2013, Judge Gaughan agreed with this Court's Report and Recommendation to certify the judgment against Osler and Geist Sports Academy as a final judgment under Rule 54(b).

The Remaining “Group A” Cases:

The following are the other active and pending Group A cases:

1. Litigation against the former legal advisor for Fair Finance, Ronald Kaffen (approximately \$180,000);
2. Litigation against John Head, a former officer of the Debtor (approximately \$2.5 million in claims);
3. Litigation against Ricky Snow, a former officer of the Debtor (approximately \$1.7 million in claims).

In the litigation against Ronald Kaffen, the Trustee’s counsel has taken the depositions of both Ronald Kaffen and his law firm, both of which are defendants in the litigation, and the Trustee’s counsel has requested and obtained additional records from Mr. Kaffen relevant to Fair Finance and the claims at issue in the litigation. The remaining fact witness depositions in this litigation are being coordinated with the fact witness depositions in the Fortress matter in accordance with the Case Management Order entered in the Kaffen matter.

The continuing discovery in the litigation against John Head and Ricky Snow likewise is being coordinated with the discovery taking place in the Fortress litigation. The joint motion filed by counsel for the Trustee and John Head requesting the Court line up the case deadlines in that matter with those in the Fortress litigation to ensure efficiency and consistency in the discovery period was granted on January 18, 2013. Mr. Head sat for deposition in the Fortress litigation on May 21-22, 2013. He will sit for deposition in the fraudulent transfer case against him at a mutually convenient date. In the litigation against Ricky Snow, the Trustee and counsel for Mr. Snow have agreed to settlement terms and documentation, which is pending signature by the incarcerated Mr. Snow and will be presented to the Court for approval.

“Group B” Cases

The one hundred and twenty-six (126) cases in the “Group B” category of cases include claims based on non-debtor transfers, loans or preferential transfers for which actions were filed after November 2011. These cases include the following:

1. **Fraudulent Transfer or Contract Claims:** This group of cases includes one hundred and seven (107) lawsuits. Of those lawsuits, ten (10) remain active and contested and an additional four (4) cases have been stayed, generally because of the defendant’s

bankruptcy. The Trustee has settled or otherwise resolved his claims in fifty (50) lawsuits. In addition, a number of defendants in these lawsuits have defaulted, including all of the defendants in forty-three (43) lawsuits and some of the defendants in six (6) lawsuits, and the Trustee has obtained default judgments in most of these cases.

2. **Section 547 Claims Against Investors:** The Trustee filed twelve (12) preference complaints against investors. All of these complaints have been settled or otherwise resolved.
3. **Section 547 Claims Against Non-Investors:** The Trustee filed seven (7) complaints against non-investors receiving preferential payments from the Debtor. All of these complaints have been settled or otherwise resolved.

The chart attached as **Exhibit B** includes a list of all of the Group B cases status as of June 13, 2013, including those cases that have been settled or otherwise resolved by the Trustee with information on the corresponding settlement amount or resolution. The Trustee is pursuing settlement negotiations in the remaining Group B cases and will continue to prepare those matters for trial, if necessary.

Other Litigation: The Trustee is pursuing recovery for the estate in several other lawsuits involving certain state-law claims, including loan claims and claims against certain insiders of the Debtor. This group of cases includes the only lawsuit filed by the Trustee outside of this district (the *National Lampoon* litigation filed in the United States District Court for the Central District of California, Western Division). These cases include the following:

1. **The *Laikin* litigation (approximately \$25 million).** The parties to this litigation attended mediation in an effort to settle the Trustee's claims, and those efforts were not successful. The Court subsequently granted the Trustee's motion to reopen discovery in the litigation, and the Trustee has conducted numerous depositions pursuant to that Order, which have and continue to be subject to related motion practice. With the reopening of discovery, the Trustee also discovered that National Lampoon possesses data and documents that National Lampoon previously contended were missing. The Trustee has received more than 60 gigabytes of data from National Lampoon (roughly equivalent to 1500 bankers' boxes) and the Trustee is in the process of retrieving pertinent information from that data. The Trustee was able to tentatively eliminate 83% of the documents produced and obtained significant cost savings as a result. The Trustee anticipates that the matter will ultimately proceed to trial, which has been scheduled for September 16, 2013.
2. **The *National Lampoon* litigation (approximately \$9 million).** National Lampoon has undergone several changes in management since the Trustee commenced his claims, and has employed three different CEOs since 2012. The Trustee is informed that Mr. Durham no longer has any position of management of or control over National Lampoon.

At the last status conference, the Court asked counsel for the Trustee whether she expected that the National Lampoon case would require any extensions of time. Counsel for the Trustee did not expect that a further extension would be needed at that time. Since the last status conference, the Trustee learned that medical issues forced National

Lampoon's lead counsel to withdraw. Given the extensive volume of data National Lampoon's new counsel must become familiar with (described above under the *Laikin* litigation), particularly given National Lampoon's repeated changes in management since 2012, counsel for the Trustee agreed to file a joint stipulation with the Court, requesting an extension of the trial and related discovery dates, on June 4, 2013. The District Court granted the requested extensions on June 6, 2013, setting trial for June 3, 2014. The Trustee and counsel for National Lampoon have been cooperating with respect to the additional discovery and also intend to explore alternatives for resolving the Trustee's claims.

The Trustee was also advised that National Lampoon sued Mr. Durham, his criminal defense attorney, John Tompkins, and Mr. Tompkins' firm, Brown Tompkins Lory & Mastrian. The suit alleges that Mr. Durham embezzled \$1,000,000 in breach of his fiduciary duties and used those funds to pay Mr. Tompkins. Mr. Tompkins and his firm were sued for conversion, fraudulent conveyance and unjust enrichment.

3. **The *McKibben* litigation against insiders of the Debtor and entities they controlled.** This Court denied the Trustee's *Motions for Summary Judgment* against some of the defendants in the *McKibben* action. On May 24, 2013, the Trustee and Defendants Jeffrey Eglen, Daniel Laikin, James Cochran, Timothy Durham, Rick Snow, John Head and Keith Schaffter filed their *Statements of Disputed Facts* and, in some instances, stipulations of facts between the Trustee and an individual defendant. (Dkt. Nos. 263-274). The Trustee has not been able to reach a final settlement regarding the dispute over the National Union insurance policy, which has prevented the Trustee from settling with certain of the defendants. The mediator previously employed by the parties is attempting to establish a further mediation date to resolve disputes concerning the National Union insurance policy. The Trustee believes that resolving the insurance policy issues will enable settlements to occur with some of the defendants.

Forthcoming Litigation

a) **Subsequent Transfer Claims:** The Trustee expects that some of the defendants in the loan and fraudulent transfer litigation may not have the financial ability to pay the amounts sought by the Trustee. If the Trustee's claims are successful, the Trustee will consider pursuing subsequent transferee claims against transferees of those defendants, in addition to the subsequent transferee lawsuits filed on May 31, 2013.

b) **Additional Litigation:** The Trustee continues to evaluate additional potential claims that may be pursued for the benefit of the estate, including loan and fraudulent transfer claims for which the statute of limitations will not be expiring until the later part of 2013.

Trustee's Focus in the Upcoming Weeks

Continuing Litigation: The Trustee's counsel will continue to focus efforts on the litigation of the cases that have been filed by the Trustee to date.

Date: June 14, 2013

Respectfully submitted,

/s/ Brian A. Bash

Brian A. Bash, Trustee (0000134)

Kelly S. Burgan (0073649)

Baker & Hostetler LLP

PNC Center

1900 East 9th Street, Suite 3200

Cleveland, OH 44114-3482

Telephone: 216.621.0200

Facsimile: 216.696.0740

Email: bashtrustee@bakerlaw.com

Email: kburgan@bakerlaw.com

Counsel for the Trustee

CERTIFICATE OF SERVICE

A copy of the foregoing has been served via ECF or regular, U.S. Mail, on June 14, 2013, on the attached service list.

/s/ Brian A. Bash

Chapter 7 Trustee

SERVICE LIST

Electronic Mail Notice List

The following is the list of **parties** who are currently on the list to receive e-mail notice/service for this case.

- Richard M Bain bain@buckleyking.com, krupa@buckleyking.com
- Stephen M Bales sbales@zieglermetzger.com, dmalloy@zieglermetzger.com
- Brian A Bash bashtrustee@bakerlaw.com, bbash@ecf.epiqsystems.com
- Brian A Bash BBash@bakerlaw.com
- John E. Bator jbator@batorlaw.com, sbator@batorlaw.com
- Kathryn A. Belfance kb@rlblp.com
- John B. Blanton jblanton@bakerlaw.com
- Kelly Burgan kburgan@bakerlaw.com
- Patrick W. Carothers pcarothers@thorpreed.com,
dtomko@thorpreed.com;ghauswirth@thorpreed.com;rhotaling@thorpreed.com;jshannon@thorpreed.com
- Anthony J. Cespedes ajc1253@yahoo.com
- Michael L. Cioffi cioffi@blankrome.com
- LeGrand L Clark legrand.clark@atg.in.gov, stephanie.patrick@atg.in.gov
- Deborah A. Coleman dacoleman@hahnlaw.com,
hlpcr@hahnlaw.com;mcsoulsby@hahnlaw.com;cmbeitel@hahnlaw.com
- Anthony J DeGirolamo ajdlaw@sbcglobal.net
- Daniel A DeMarco dademarco@hahnlaw.com, hlpcr@hahnlaw.com;cmbeitel@hahnlaw.com
- Rocco I. Debitetto ridebitetto@hahnlaw.com, hlpcr@hahnlaw.com
- Duriya Dhinojwala dhinojwala@ccj.com, duriya1@hotmail.com
- Michelle L. DiBartolo mdibartolo@ttmlaw.com, mldibartolo@gmail.com
- James M. Dickerson jdickerson@bgdlegal.com, bmartin@bgdlegal.com;mthompson@bgdlegal.com
- Breaden M Douthett bdouthett@bakerlaw.com, krossiter@bakerlaw.com;fairfinancedocket@bakerlaw.com
- J Douglas Drushal ddrushal@ccj.com
- Charles R. Dyas charles.dyas@btlaw.com
- Joseph Esmont jesmont@bakerlaw.com, joe.esmont@gmail.com;fairfinancedocket@bakerlaw.com
- Gregory R Farkas gfarkas@frantzward.com, dlbeatrice@frantzward.com
- Adam Lee Fletcher afletcher@bakerlaw.com
- Dov Frankel dfrankel@taftlaw.com, dwhite@taftlaw.com;docket@taftlaw.com
- Leon Friedberg lfriedberg@cpmlaw.com, knocera@cpmlaw.com;squinn@cpmlaw.com
- Ronald P. Friedberg rfriedberg@meyersroman.com, vvardon@meyersroman.com
- Marc P Gertz mpgertz@goldman-rosen.com, kls@goldman-rosen.com;kstone_56@hotmail.com
- Harry W Greenfield bankpleadings@bucklaw.com,
young@buckleyking.com;toole@buckleyking.com;heberlein@buckleyking.com
- John J Guy johnguy@neo.rr.com
- H Ritchey Hollenbaugh hrh@cpmlaw.com, knocera@cpmlaw.com;slq@cpmlaw.com
- Joseph F. Hutchinson jhutchinson@bakerlaw.com,
smaxwell@bakerlaw.com;fairfinancedocket@bakerlaw.com
- Steven G Janik steven.janik@janiklaw.com
- Cynthia A Jeffrey ecfndoh@reimerlaw.com, RACJ.ecfndoh@yahoo.com
- Kenneth C Johnson kjohnson@bricker.com, rdelsignore@bricker.com
- Nathaniel R. Jones jones-n@blankrome.com
- Patrick J Keating pkeating@bdblaw.com
- Scott J. Kelly skelly@hahnlaw.com
- Suzana Krstevski Koch skoch@brouse.com, tpalcic@brouse.com;rhaupt@brouse.com
- John F Kostelnik jkostelnik@frantzward.com, dlbeatrice@frantzward.com
- David R. Krebs dkrebs@hkclawfirm.com, dadams@hkclawfirm.com
- Stuart A. Laven slaven@beneschlaw.com,
docket@beneschlaw.com;mkrawczyk@beneschlaw.com;lbehra@beneschlaw.com
- James Michael Lawniczak jlawniczak@calfee.com
- Trish D. Lazich trish.lazich@ohioattorneygeneral.gov, angelique.seals@ohioattorneygeneral.gov
- Scott B. Lepene scott.lepene@thompsonhine.com,
docket@thompsonhine.com,betty.ribic@thompsonhine.com,marcia.burston@thompsonhine.com
- Jeffrey M Levinson jml@jml-legal.com

- David A Looney attorney@bright.net, davelooney1@gmail.com
- Thomas R Lucchesi tlucchesi@bakerlaw.com
- Crystal L. Maluchnik crystal.maluchnik@janiklaw.com
- Grant A Mason gamason@millermast.com
- Matthew H Matheney mmatheney@tddl.com, showard@tddl.com
- Shorain L. McGhee shorain.mcghee@sbcglobal.net
- Warner Mendenhall warnermendenhall@hotmail.com, bcyecfnotify@rushpost.com
- Tarek E. Mercho tmercho@mercholegal.com
- David P. Meyer dmeyer@dmlaws.com, docket@dmlaws.com
- David Polan Meyer dmeyer@dmlaws.com
- Michael J Moran moranecf@yahoo.com, moranecf@gmail.com
- David A Mucklow davidamucklow@yahoo.com
- Steven J. Mulligan stevenmulligan@cox.net
- Maritza S. Nelson mnelson@bakerlaw.com
- Josephine S. Noble josephine.noble@ogletreedeakins.com, jennifer.mcguigan@ogletreedeakins.com
- Alexis Courtney Osburn aosburn@bakerlaw.com, fairfinancedocket@bakerlaw.com
- F. Anthony Paganelli tpaganelli@taftlaw.com
- Mark A Phillips mphillips@beneschlaw.com, docket@beneschlaw.com;lbehra@beneschlaw.com;cgreen@beneschlaw.com
- Kenneth G. Prabucki kprabucki@bakerlaw.com
- Clinton E. Preslan ndohbky@jbandr.com
- David F. Proano dproano@bakerlaw.com, fairfinancedocket@bakerlaw.com
- Stephen J Pruneski spruneski@rlblp.com
- Timothy J Richards trichards@frantzward.com, dlbeatrice@frantzward.com
- Mark Riemer mriemer@goldman-rosen.com, andreag@goldman-rosen.com
- Tim Robinson tim.robinson@dinsmore.com, lisa.geeding@dinsmore.com
- James E Rossow jim@rubin-levin.net, susan@rubin-levin.net
- Matthew J. Samsa msamsa@mcdonaldhopkins.com, docket@beneschlaw.com;cgreen@beneschlaw.com
- Rafael A Sanchez rsanchez@bgdlegal.com, lcase@bgdlegal.com
- Richard V. Singleton rsingleton@blankrome.com, kreda@blankrome.com;jhanner@blankrome.com
- Dale S Smith dsmith@frantzward.com, dlbeatrice@frantzward.com
- Michael A. Steel masteel@goldman-rosen.com, andreag@goldman-rosen.com;bstewart@goldman-rosen.com
- Rachel L. Steinlage rsteinlage@meyersroman.com, jray@meyersroman.com
- Ray H Stoess raystoess@600westmain.com
- Megan D. Stricker mnovinc@davisyoung.com, gcampbell@davisyoung.com
- Timothy M. Sullivan tim@tmslaw.net, alison@tmslaw.net;elaine@tmslaw.net;martin@tmslaw.net
- Jonathan D. Sundheimer jsundheimer@btlaw.com
- Gregory D Swope gswope@kwgd.com, mhelmick@kwgd.com
- David J. Theising dtheising@harrisonmoberly.com
- Ronald N Towne rtowne@neolaw.biz, awehener@neolaw.biz
- Vance P Truman medinaatty@yahoo.com, medinaatty@gmail.com
- United States Trustee (Registered address)@usdoj.gov
- Michael S Tucker mtucker@ulmer.com
- Nancy A Valentine navalentine@hahnlaw.com, hlpcr@hahnlaw.com;cmbeitel@hahnlaw.com
- Michael A. VanNiel mvanniel@bakerlaw.com
- Thomas C Wagner wagnert@tcwlawyers.com, wagnert@vwlawyers.com
- Wayne County Litigants ddrushal@ccj.com
- Nicholas L. White nwhite@bakerlaw.com, fairfinancedocket@bakerlaw.com
- Alicia Raina Whiting-Bozich whiting-bozich@buckleyking.com, heberlein@buckleyking.com
- Robert M Whittington robertwhittington0@gmail.com
- David E. Wright dwright@kgrlaw.com, mem@kgrlaw.com
- Lenore Kleinman ust04 Lenore.Kleinman@usdoj.gov
- Maria D. Giannirakis ust06 maria.d.giannirakis@usdoj.gov

Manual Notice List

The following is the list of **parties** who are **not** on the list to receive e-mail notice/service for this case (who therefore require manual noticing/service).

Emily S. Donahue
Jackson Walker L.L.P.
901 Main Street, Suite 6000
Dallas, TX 75202

Christine A. Arnold
6005 Twin Lakes Drive
Parma, OH 44219

Charles R. Dyas, Jr.
Barnes & Thornburg LLP
Fifth Third Center
21 East State Street, Suite 1850
Columbus, OH 43215

Leon Friedberg
Dennis J. Concilla
Carl A. Aveni
H. Ritchey Hollenbaugh
Carlile Patchen & Murphy LLP
366 Broad Street
Columbus, OH 43215

Robert Boote
Ballard Spahr LLP
919 North Market Street, 12th Floor
Wilmington, DE 19801-3034

Leslie C Heilman
Ballard Spahr LLP
919 North Market Street, 12th Floor
Wilmington, DE 19801-3034

Lenore Kleinman
Office of the United States Trustee
Howard M. Metzenbaum U.S. Courthouse
201 Superior Avenue East, Suite 441
Cleveland, Ohio 44114

Lothar Jung
12962 W. Linden Avenue
Parma, OH 44130-5817

Mary I. Mace
3001 Bickleigh Avenue
Akron, OH 44312-5921

Eric W. Sleeper
Barton Barton & Plotkin LLP
420 Lexington Avenue
New York, NY 10170

Gary Sallee
11650 Olivo Road, Suite 1000-333
Fishers, IN 46037

Robert Hanlon
Eileen Hanlon
P.O. Box 42
State Route 43
Mogadore, OH 44260

John McCauley, Esq.
J. Richard Kiefer, Esq.
Bingham McHale LLP
2700 Market Tower
10 West Market Street
Indianapolis, IN 46204

Tobey Daluz
Ballard Spahr LLP
919 North Market Street, 12th Floor
Wilmington, DE 19801-3034

Jay Jaffe
Faegre Baker Daniels LLP
600 E. 96th Street, Suite 600
Indianapolis, IN 46240

Michael V. Demczyk
12370 Cleveland Avenue, NW
P.O. Box 867
Uniontown, OH 44685

Charles Boerner
1848 Ritchie Road
Stow, OH 44224

John J. Kuster
Benjamin R. Nagin
Sidley Austin LLP
787 Seventh Avenue
New York, NY 10019

EXHIBIT A

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
11-05232	<p>Durham Capital Corporation 1650 Marlay Drive Los Angeles, California 46236</p> <p>Timothy Durham - incarcerated</p>	6/4/2012	\$152,452.75	Jointly and Severally	<p>Conducted asset search. No real property found in the name of Durham Capital Corp. Real property found for Durham.</p> <p>Judgment Lien transferred to Indiana Federal Court.</p> <p>Judgment domesticated in Indiana and California. Hearing scheduled for next month in Indiana court. In process of domesticating judgment in other states where property of the judgment debtors is located. Pursuing steps necessary to attach property (if possible). May issue bank subpoenas and/or conduct bank sweeps.</p> <p>Engaged in discussions with certain persons regarding potential purchase of judgment debtors' interests in certain entities.</p> <p>Debtor's examination of Durham took place on March 4, 2013. Using information from that examination to evaluate other recovery options.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
11-05234	Guyer Durham, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$268,990.00	\$157,000.00 - Note \$111,990.00 - Fraudulent Transfers	<p>Conducted asset search. No real property found in the name of the defendant.</p> <p>Judgment domesticated in Indiana. Anticipated next steps include attaching property (if available), issuing bank subpoenas, and conducting bank sweeps.</p> <p>Deciding whether to conduct debtor's exam of Dale Buyer, who owned 47.5% of the defendant with Durham (47.5%) and Isaac Jacobson (5%).</p>
11-05203	Cedric Rashad 401 Abbey Springs Way McDonough, Georgia 30253	6/4/2012	\$83,340.48	n/a	<p>Conducted asset search. Real property found in the name of the defendant around Atlanta, Georgia.</p> <p>Have identified local counsel and worked out fee arrangement. In process of finalizing engagement paperwork necessary for court motions.</p> <p>After local counsel is approved, will work with local counsel to domesticate judgment in Georgia</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					<p>with goal of attaching property or conducting bank sweeps against the defendant.</p> <p>Will decide whether to conduct debtor's examination at a later date.</p>
11-05209	<p>CargoTrailerUSA.com 2 Walkers Court Bluffton, South Carolina 29910</p> <p>Adam Dowe 2 Walkers Court Bluffton, South Carolina 29910</p>	6/4/2012	\$68,926.31	<p>\$24,917.18 - Note \$44,009.13 - Unjust Enrichment</p>	<p>Conducted asset search. Real property found in the name of Adam Dowe in South Carolina. No real property found in name of CargoTrailer, but appear to have a business address in South Carolina.</p> <p>Have retained local counsel and in process of finalizing paperwork necessary for court motions.</p> <p>After local counsel is approved, will work with local counsel to domesticate judgment in South Carolina with goal of attaching property or conducting bank sweeps against the defendant.</p> <p>Will decide whether to conduct debtor's examination at a later date.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
11-05237	My Ghetto Holdings, LLC 8228 Sunset Boulevard Los Angeles, California 90046	6/4/2012	\$305,160.18	\$170,260.18 - Note \$134,900.00 - Fraudulent Transfers	<p>Not expected to be collectible. Social networking site that is believed to be defunct. Members: Durham (40%), DTP Holdings, LLC (30%), Daniel Laiken (5%), John Ringgold (5%), Reno Rolle (5%), Various Laiken trusts (15%).</p> <p>Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.</p>
12-05021	Bad Boyz Toy Shop LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$153,900.00	n/a	<p>Corresponds closely with Rated X Garage.</p> <p>Not expected to be collectible. High end sports car repair show with no ownership by Durham. Changed name to Rated X. Final tax return for Rated X filed 2007. Administratively dissolved in 2011.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05022	Black Rock Acquisition Corporation 9032 Diamond Point Drive Indianapolis, Indiana 46236	6/4/2012	\$838,900.00	n/a	<p>Not expected to be collectible. Entity used to take Obsidian Enterprises private. Final tax return filed 2005. Administratively dissolved in 2006.</p> <p>Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.</p>
12-05030	Fashion House, LLC dba Identity Streetwear 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$42,250.00	n/a	<p>Not expected to be collectible. Start-up company for Jamie Rae. Members: Durham and Jamie Rae. No financial information. No loan documents.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions.</p>
12-05028	Durco Leasing, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$1,288,650.00	n/a	<p>Not expected to be collectible. Entity used to own 12.5% of an airplane. 2009 settlement released defendant of its financial responsibility and partial ownership interest in the plane.</p> <p>Conducted an asset search to</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					<p>determine whether it is worthwhile to domesticate judgment. No assets were located in the search. Issued subpoenas to banks where defendant is known to have had accounts in the past. Received responses to all bank subpoenas.</p> <p>Trustee has filed a subsequent transferee lawsuit against Vitesse Corporation and Vitesse II, LLC for damages in the amount of \$1,275,872.57. The Trustee continues to investigate claims he may have against other persons or entities, including, but not limited to, subsequent transferee claims.</p>
12-05025	<p>Champion Trailer Acquisition, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204</p> <p>Champion Trailer Company, L.P. 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204</p>	6/4/2012	\$335,783.36	n/a	<p>Not expected to be collectible. High end, custom built trailers for the racing industry. Closed in 2006. Durham assumed the company's debt with Fair Finance totaling a little over \$7 million.</p> <p>Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
	Champion Trailer, Inc. 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204				
12-05023	Cannonball World Events, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$446,181.76	n/a	<p>Further investigation required.</p> <p>Closely tied to judgment against Timothy and Nina Porter, on which we are pursuing collection, but not expected to be collectible. Entity operated a cross-county auto race called The Great American Run. Members: Durham (48%) and Timothy Porter (52%). Administratively dissolved in 2011.</p> <p>In process of conducting asset search to determine whether it is worthwhile to domesticate judgment for purpose of conducting bank sweeps or collecting through Timothy Porter.</p>
11-05205	Pointe Leasing, LLC 2000 Rubberway Drive, P.O. Box 820165 Vicksburg, Mississippi 39182	6/4/2012	\$385,675.34	n/a	<p>Further investigation required.</p> <p>Not expected to be collectible, but may have leases to pursue. Entity leased trailers to third parties.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					<p>Members: Durham (62.5%) and Cochran (37.5%).</p> <p>In process of conducting asset search to determine whether it is worthwhile to domesticate judgment for purpose of conducting bank sweeps or collecting on outstanding leases.</p>
11-05204	Alexander Talbott, Inc., fka Hamilton-Ryker of Indianapolis, Ind., dba Strategic Human Resource Management 251 E. Ohio Street, Suite 1100 Indianapolis, Indiana 46204	6/4/2012	\$423,515.95	n/a	<p>Further investigation required.</p> <p>Defendant merged with a third party not too long ago (believe 2011). Not expected to be collectible, but may be able to collect from merged entity. Entity was a professional recruitment service. Administratively dissolved in 2011.</p> <p>In process of conducting asset search to determine whether it is worthwhile to domesticate judgment for purpose of conducting bank sweeps or collecting from merged entity.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05037	Waterway Group Realty, LLC 1404 South 3rd Street Jacksonville Beach, Florida 32250	6/4/2012	\$89,000.00	n/a	<p>Not expected to be collectible. Line of credit from DCI. No loan documents. Administratively dissolved in 2008.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions.</p>
12-05036	Vizion Enterprises, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$309,234.29	n/a	<p>Not expected to be collectible. Entity was a restaurant and lounge that closed in 2007. Foreclosure in 2008.</p> <p>Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.</p>
12-05033	Rated X Custom Garage, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$641,362.01	n/a	<p>Corresponds closely with Bad Boyz Toy Shop.</p> <p>Not expected to be collectible. High end sports car repair show with no ownership by Durham. Formerly known as Bad Boyz. Final tax return filed 2007. Administratively dissolved in 2011.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.
11-05239	Medical Collections Group, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$407,412.36	\$145,966.12 - Note \$88,123.12 - Unjust Enrichment \$173,323.12 - Fraudulent Transfers	Not expected to be collectible. Members: Durham (30%), Cochran (30%), Mike Sanders (30%), John Head (5%), Aaron Winkler (5%). Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.
11-05235	J Blanton, LLC 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46204	6/4/2012	\$634,124.96	\$334,124.96 - Note \$300,000.00 - Fraudulent Transfers	Further investigation required. Not expected to be collectible, but may be able to collect on liquidation of equipment and inventory at closing. 100% owned by Durham. Possible set up to own Durham's interest in Superline. Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05064	Aaron Landau 19850 Pacific Coast Highway Malibu, California 90265	6/4/2012	\$75,000.00	n/a	<p>Conducted asset search. Real property and vehicle found in the name of the defendant.</p> <p>Judgment domesticated in California. In process of pursuing next steps, including attaching property (if possible), issuing bank subpoenas, and conducting bank sweeps.</p> <p>Will decide whether to conduct a debtor's examination at a future date.</p>
12-05085	Social Connects 8228 Sunset Boulevard Los Angeles, California 90046	6/4/2012	\$63,500.00	n/a	<p>Not expected to be collectible. No financial information. Same address as My Ghetto Holdings.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions.</p>
12-05092	Obsidian Leasing Company, Inc. 2000 Rubber Way, Highway 61 South Vicksburg, Mississippi	6/4/2012	\$2,720,414.16	n/a	<p>Not expected to be collectible, but may be able to collect on liquidation of equipment and inventory that may still exist. 100% owned by Obsidian Enterprises. Owned approximately</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
	39182				<p>25 coaches. Most sold in 2007. May still have five coaches.</p> <p>Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.</p> <p>Issued subpoenas to banks where defendant is known to have had accounts in the past. Received responses to all bank subpoenas.</p> <p>Trustee has filed a subsequent transferee lawsuit against Old National Bank for damages in the amount of \$167,000.00. The Trustee continues to investigate claims he may have against other persons or entities, including, but not limited to, subsequent transferee claims.</p>
12-05087	Strategic Sports Agency, Inc. 2508 NW Boca Raton Boulevard Boca Raton, Florida 33431	6/4/2012	\$172,000.00	n/a	<p>Not expected to be collectible. No financial information. Relates to Howard Jaffe, sports agent.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					other collection actions.
11-05207	Square One Design, Inc. c/o Douglas Sholty 8206 Meadow Drive Brownsburg, Indiana 46112	6/8/2012	\$39,090.86	n/a	<p>Not expected to be collectible. Was taken over by Durham Whitesell & Associates LLC. Entity provides graphic lettering and sign services. Have significant financial difficulties. May be out of business. May have graphic equipment.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions.</p>
12-05038	DC Investments Leasing, LLC c/o Timothy Durham 9032 Diamond Point Drive Indianapolis, Indiana 46236	6/8/2012	\$5,795,918.93	\$4,810,194.59 - Notes \$985,724.34 - Fraudulent Transfers	<p>Not expected to be collectible, but may be able to collect on liquidation of equipment and inventory that may still exist. Members: DCI (99%) and Durham (0.5%). Obsidian Enterprises. Owned approximately 11 coaches. Most sold in 2007. May still have one coach.</p> <p>Issued subpoenas to banks where defendant is known to have had accounts in the past. Received</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					<p>responses to all bank subpoenas. Forensic accountant currently in the process of identifying any claims the Trustee may have against any persons or entities related to or who received money from the judgment debtor.</p> <p>Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.</p>
12-05058	Evaco Acquisition dba Superline Trailers 480 Aerodome Way Griffin, Georgia 30224	6/8/2012	\$1,017,590.00	n/a	<p>Further investigation required.</p> <p>Not expected to be collectible. Members: Durham (42.89589%), rest unknown. Business closed in 2009 and assets were transferred to Classic Manufacturing (100% owned by Obsidian Enterprises).</p> <p>In process of conducting asset search to determine whether it is worthwhile to domesticate judgment for purpose of conducting bank sweeps or collecting on liquidated assets.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05093	Playa del Racing, Inc. 150 Gasoline Alley, Suite B Indianapolis, Indiana 46222	6/8/2012	\$2,490,433.74	\$1,430,167.05 - Note \$1,060,266.69 - Fraudulent Transfers	<p>Not expected to be collectible, but may be able to collect on assets from sale of racing team in 2008. Owned by Gary Sallee, Jeff Brougher, Ernie Moody and Susan Schafer. Racing team that was sold in 2008 by American Dream Motorsports. Went bankruptcy in 2008.</p> <p>Issued subpoenas to banks where defendant is known to have had accounts in the past. Received responses to all bank subpoenas. Forensic accountant currently in the process of identifying any claims the Trustee may have against any persons or entities related to or who received money from the judgment debtor.</p> <p>Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05062	Pyramid Coach, Inc. 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46236 (Pyramid North LLC dismissed from case)	6/8/2012	\$975,938.40	n/a	Not expected to be collectible. 100% owned by Obsidian Enterprises. Operating company for the coaches owned by other subsidiaries. Most coaches sold in 2007. Business closed in 2009. Conducted an asset search to determine whether it is worthwhile to domesticate judgment. No assets were located in the search.
12-05024	Chairman Cigars, LLC 9032 Diamond Point Drive Indianapolis, Indiana 46236	8/30/2012	\$144,375.00	n/a	Not expected to be collectible. Members: Durham (33.33%), Cochran (33.33%), Jeff Osler (33.33%). Closed in 2008. Durham moved inventory to his house when business closed. Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions.
12-05112	Four Leaf Management, LLC 25 West 9th Street Indianapolis, Indiana 46204	8/30/2012	\$124,835.00	n/a	Not expected to be collectible. Member included Daniel Laiken (% unknown). Entity had broker accounts at Securities Research. Account no. LIX-238402 as of 12/31/10 with balance of \$2,108.44.

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					<p>Account no. 885-23840 as of 1/31/08 with balance of \$13,197.42. This amount is part of the Laiken litigation.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions and Laiken action.</p>
12-05148	US Rubber Reclaiming, Inc. c/o Timothy Durham 9032 Diamond Point Drive Indianapolis, Indiana 46236	8/30/2012	\$22,860,604.18	<p>\$18,399,388.98 - Note</p> <p>\$4,461,215.20 - Fraudulent Transfers</p>	<p>Not expected to be collectible, but may be able to collect on proceeds from liquidation of assets. 100% owned by Obsidian Enterprises. Unsure about status of real estate.</p> <p>In process of engaging local counsel. Had been in discussions with one potential law firm, but those negotiations were unsuccessful. Once local counsel is obtained, will pursue domestication and other collection actions.</p> <p>Issued subpoenas to banks where defendant is known to have had accounts in the past. Received responses to all but one bank</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
					<p>subpoena and in process of following up on only outstanding subpoena. Forensic accountant currently in the process of identifying any claims the Trustee may have against any persons or entities related to or who received money from the judgment debtor.</p> <p>Conducted an asset search. No assets were located in the search</p>
11-05231	Blair Kiel Partners Inc. c/o Resource Commercial Real Estate, LLC 900 E. 96th Street, Suite 350 Indianapolis, Indiana 46240	8/30/2012	\$126,328.96	n/a	<p>Not expected to be collectible. Start-up company. Administratively dissolved in 2008.</p> <p>Do no plan to conduct asset search or pursue judgment at this time. May reconsider later based on outcome of other collection actions.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05145	<p>Aesthetic Surgery Center, LLC 13590 North Meridian Carmel, Indiana 46032</p> <p>Beeson Aesthetic Surgery Institute, LLC 13590 North Meridian Carmel, Indiana 46032</p>	8/30/2012	\$176,000.00	n/a	<p>Conducted asset search. No real property found in the name of the defendants. Boat and real property found in the name of the owner of the defendants, with mortgage and sales involving DCI. Each defendant also owes approximately \$800,000 on leases with Diamond Investments. Pursuing further investigation.</p> <p>Judgment domesticated in Indiana. Anticipated next steps include attaching property (if possible), issuing bank subpoenas, and conducting bank sweeps.</p> <p>Decided to wait for domestication of judgment in Florida pending further asset investigation.</p> <p>Deciding whether to conduct debtor's exam of William H. Beeson, owner of the defendants.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05063	<p>Timothy and Nina Porter 12668 East 116th Street, #128 Fishers, Indiana 46037</p> <p>OR</p> <p>108 West 13th Street Wilmington, Delaware 19801</p>	8/30/2012	\$205,997.77	n/a	<p>Conducted asset search. No real property found in the name of the defendants. Defendants are British citizens who travel often and purportedly still arrange auto races around the world. Believe Timothy and Nina are now divorced. May need an expert to conduct international asset search.</p> <p>Cannot domesticate judgment until the defendants and their assets can be located.</p>
12-05018	<p>Indianapolis Concours, Inc. 111 Monument Circle, Suite 4800 Indianapolis, Indiana 46236</p>	8/30/2012	\$100,025.01	<p>\$15,309.80 - Note</p> <p>\$84,715.21 - Fraudulent Transfers</p>	<p>Not expected to be collectible. Non-profit entity. Durham – president, Neil Lucas – registered agent, Andrew Lee – executive director, Roger Brummett – founder and chairman. Administratively dissolved in 2009.</p> <p>In process of conducting asset search to determine whether it is worthwhile to domesticate judgment for purpose of conducting bank sweeps.</p>

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group B Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05039	DW Leasing Company, LLC c/o CT Corporation System 645 Lakeland East Drive, Suite 101 Flowood, Mississippi 39232	12/12/12	\$4,403,621.98	\$2,989,367.68 - Notes \$402,620.27 - Unjust Enrichment \$1,011,634.03 - Fraudulent Transfers	Not expected to be collectible. Issued subpoenas to banks where defendant is known to have had accounts in the past. Received responses to all bank subpoenas. Forensic accountant currently in the process of identifying any claims the Trustee may have against any persons or entities related to or who received money from the judgment debtor. In process of conducting asset search to determine whether it is worthwhile to domesticate judgment for purpose of conducting bank sweeps.
			Group B Total: \$ 48,366,533.74		

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

Group A Adversary Proceeding Number	Defendants' Names and Addresses	Final Judgment Entered by District Court	Amount of Judgment (excluding post-judgment interest)	Breakdown of Judgment Amount	Collection Efforts As Of 12/14/2012
12-05107	Timothy S. Durham - incarcerated	05/28/13	\$134,837,533.14	\$59,996,615.98 – Notes \$74,840,917.16 - Fraudulent Transfers	Conducted asset search. Real property found for Durham. Debtor’s examination of Durham took place on March 4, 2013. Using information from that examination to evaluate other recovery options. Engaged in discussions with certain persons regarding potential purchase of judgment debtors’ interests in certain entities. Plan to domesticate judgment lien in Indiana, California and Texas.
12-05098	James F. Cochran – incarcerated Susan J. Cochran 13483 Marjac Way McCordsville, Indiana 46055	05/28/13	\$9,756,084.40	\$167,871.68 – Notes \$9,588,212.72 - Fraudulent Transfers	Trustee in process of deciding how to proceed with collection actions.
12-05158	Dana D. Osler 9032 Diamond Pointe Drive Indianapolis, Indiana 46236 Geist Sports Academy, LLC 11960 E. 62nd Street Indianapolis, Indiana 46235	05/02/13	Dana Osler: \$308,845.74 Geist Sports Academy: \$390,825.76	n/a	Trustee in process of domesticating judgments in Indiana. Trustee to decide how to proceed with collection actions.

DEFAULT JUDGMENT COLLECTION EFFORT SUMMARY

			Dana Osler & Geist Sports Academy: \$11,893.50		
			Group A Total: \$193,671,716.28		

EXHIBIT B

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
GROUP A-1 - ACTIVE GROUP A CASES										
1	Bash v. Ricky D. Snow	FT (Debtor Transfers)	\$ 1,763,679.68	12-5096	12-00980				\$ 50,862.50	
2	Bash v. John J. Head; Head Consulting Group, Inc.	FT (Debtor Transfers)	\$ 2,522,333.06	12-5097	12-00981				\$ 88,591.00	
3	Bash v. Textron; Fortress; Fair Facility	FT (Debtor Transfers)	\$72,207,343.20	12-5101	12-00987				\$ 4,714,908.00	Includes fees from task codes B48 and B57.
4	Bash v. Ronald O. Kaffen; Kaffen & Zimmerman	FT (Debtor Transfers)	\$169,676	12-5149	12-00994				\$ 78,549.50	
5	Bash v. Dana Osler; Geist Sports Academy, LLC; Elizabeth McClure (default judgment entered against all defendants except Elizabeth McClure)	FT (Debtor Transfers)	\$ 1,947,343.42	12-5158	12-00997			\$711,565.00	\$ 64,297.00	
		TOTAL:	\$ 78,610,375.36					\$711,565.00	\$ 4,997,208.00	
GROUP A-2 - SETTLED OR RESOLVED GROUP A CASES										
1	Bash v. BGBC Partners, LLP	Settlement Approved	\$ 192,180.00	12-5102	12-00989	Y		\$ 100,000.00	\$ 29,579.00	Includes half of fees from task code B67.
2	Bash v. Somerset CPAs, P.C.	Settlement Approved	\$ 760,454.00	12-5108	12-00992	Y		500,000.00	\$ 65,092.00	Includes half of fees from task code B67.
3	Bash v. Terry Whitesell; Julia Whitesell	Settlement Approved	\$ 221,810.19	12-5109	12-00993	Y		\$ 30,000.00	\$ 35,554.00	
4	Bash v. Donald R. Fair	Settlement Approved	\$6,935,118.14	12-5152	12-00996	Y		\$3,550,000.00	\$ 161,750.00	Includes fees from task codes B64 and B193.
		TOTAL:	\$ 8,109,562.33					\$ 4,180,000.00	\$ 291,975.00	
GROUP A-3 - DEFAULT GROUP A CASES										
1	Bash v. James Cochran; Susan Cochran	FT (Debtor Transfers)	\$ 9,255,212.64	12-5098	12-00988			\$9,756,084.40	\$ 38,454.00	
2	Bash v. Fair Holdings, Inc.; DC Investments, LLC	FT (Debtor Transfers)	\$ 351,212,690.22	12-5103	12-00990				\$ 23,610.50	
3	Bash v. Timothy Durham	FT (Debtor Transfers)	\$ 69,606,148.70	12-5107	12-00991			\$134,837,533.14	\$ 287,522.50	
		TOTAL:	\$ 430,074,051.56					\$144,593,617.54	\$ 349,587.00	
GROUP B-1 - ACTIVE GROUP B CASES										
1	Bash v. Car Collector Magazine, LLC; Jeffrey Broadus; RM Classic Car Production, Inc.	FT (Non-Debtor Transfers)	\$ 950,381.78	12-5017	12-01155				\$ 15,313.50	Settled as to Defendant RM Classic Car Production; Stayed as to Jeffrey Broadus

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
2	Bash v. Erika Lookadoo Jiles	FT (Non-Debtor Transfers)	\$ 33,400.00	12-5029	12-01671				\$ 47,785.00	
3	Bash v. Mitza Durham	FT (Non-Debtor Transfers)	\$ 831,426.46	12-5032	12-01672				\$ 31,493.50	
4	Bash v. Neil Lucas	FT (Non-Debtor Transfers) + Loan Claims	\$ 489,459.10	12-5046	12-00998				\$ 79,488.50	
5	Bash v. Stephen Blaising	FT (Non-Debtor Transfers)	\$ 228,751.36	12-5057	12-00977				\$ 16,652.50	
6	Bash v. Courtney Durham	FT (Non-Debtor Transfers)	\$ 64,700.00	12-5105	12-01673				\$ 24,824.00	
7	Bash v. Bruce Long	FT (Non-Debtor Transfers)	\$ 55,000.00	12-5110	12-00986				\$ 14,355.00	
8	Bash v. Dalinger Designs, Inc.	STAYED UNTIL JULY 2013	\$ 311,026.75	12-5111	N/A				\$ 20,945.00	
9	Bash v. Cornelius Alig	STAYED DUE TO BANKRUPTCY	\$ 800,000.00	12-5141	N/A				\$ 11,912.00	
10	Bash v. Shannon Connor Design, Inc.	STAYED DUE TO BANKRUPTCY	\$ 1,445,427.21	12-5144	12-01156				\$ 30,625.00	
11	Bash v. Shannon Frantz	STAYED DUE TO BANKRUPTCY	\$ 401,713.37	12-5151	N/A				\$ 10,587.00	
12	Bash v. Plopper and Partners, LLC	R&R entered in favor of Trustee for full value of claim.	\$ 128,792.68	12-5156	N/A				\$ 45,502.00	Trial has occurred.
13	Bash v. Edward Morris	FT (Non-Debtor Transfers)	\$ 60,000.00	12-5163	N/A				\$ 39,089.50	
14	Bash v. 77th Street Partners	FT (Non-Debtor Transfers)	\$ 580,000.00	12-5212	N/A				\$ 125,260.50	Includes fees from task codes B65 and B199.
	TOTAL:		\$ 6,380,078.71						\$ 513,833.00	
GROUP B-2 - SETTLED/RESOLVED GROUP B CASES										
1	Bash v. Obsidian Conference and Catering Center, LLC	PENDING APPROVAL	\$ 30,000.00	11-5230	12-00983	Y		\$ 12,000.00	\$ 20,088.00	
2	Bash v. Mark Phillips	DISMISSED	\$ 30,000.00	11-5236	N/A	Value provided		\$ -	\$ 150.00	

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
3	Bash v. Durham Whitesell & Associates, LLC	SETTLEMENT APPROVED	\$ 252,650.00	11-5240	N/A	Y		-	\$ 10,575.50	\$30,000.00 settlement amount for Case No. 12-5109 also settled these claims.
4	Bash v. Mathie Construction, Ltd.	SETTLEMENT APPROVED	\$ 13,756.10	12-5013	N/A	Y	\$ 5,663.54	\$ 1,500.00	\$ 3,248.00	
5	Bash v. Rubin & Levin Professional Corporation	SETTLEMENT APPROVED	\$ 40,000.00	12-5014	N/A	Y		\$ 18,500.00	\$ 5,166.00	
6	Bash v. Sanders Group of Indianapolis, Inc.	SETTLEMENT APPROVED	\$ 30,000.00	12-5015	N/A	Y		\$ 8,500.00	\$ 2,073.00	
7	Bash v. Voyles Zahn Paul Hogan & Merriman	SETTLEMENT APPROVED	\$ 25,000.00	12-5016	N/A	Y		\$ 5,000.00	\$ 2,519.00	
8	Bash v. Robert Shoemake	SETTLEMENT APPROVED	\$ 54,687.24	12-5019	N/A	Return truck		\$ -	\$ 14,455.50	
9	Bash v. Barone	DISMISSED	\$ 152,850.00	12-5027	N/A	Hardship		\$ -	\$ 534.50	
10	Bash v. Pace	DISMISSED	\$ 135,248.34	12-5031	N/A	Hardship		\$ -	\$ 1,047.50	
11	Bash v. Scott Solem and Limitless Yachting, Inc.	SETTLEMENT APPROVED	\$ 84,326.05	12-5034	N/A	Y		\$ 5,000.00	\$ 1,807.00	
12	Bash v. Table Moose Media, LLC	SETTLEMENT APPROVED	\$ 322,250.00	12-5035	N/A	Y		35,000.00	\$ 36,095.50	
13	Bash v. Billie Dennie & Ann Dennie	DISMISSED	\$ 241,557.12	12-5045	N/A	Chapter 7		-	\$ 3,391.00	
14	Bash v. Michael Rypel	FT (Non-Debtor Transfers)	\$ 29,508.58	12-5047	N/A	Y		\$ 2,500.00	\$ 3,102.50	
15	Bash v. Balint and Associates; Raymond W. Balint	SETTLEMENT APPROVED	\$ 66,866.39	12-5049	N/A	Y	\$ 6,497.57	35,000.00	\$ 48,666.50	
16	Bash v. Carlile Patchen & Murphy LLP	SETTLEMENT APPROVED	\$ 10,000.00	12-5050	N/A	Y		\$ 2,500.00	\$ 945.50	
17	Bash v. Mercho, Wells & Masterson, Inc. and Hassan Mercho	SETTLEMENT APPROVED	\$ 1,437,206.00	12-5059	N/A	Y		10,500.00	\$ 18,682.50	
18	Bash v. Michael Durham	DISMISSED	\$ 49,713.12	12-5060	N/A	Hardship / Military		\$ -	\$ 1,739.00	
19	Bash v. American Legends Publicity, Inc.	SETTLEMENT APPROVED	\$ 150,488.11	12-5065	N/A	Consent J.		\$ -	\$ 3,587.50	
20	Bash v. Anthony Najem	DISMISSED	\$ 69,600.00	12-5066	N/A	Value provided		\$ -	\$ 1,480.00	

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
21	Bash v. Auburn Automotive Heritage, Inc. dba Auburn Cord Deussenberg Museum	SETTLEMENT APPROVED	\$ 78,970.00	12-5067	N/A	Y		\$ 30,000.00	\$ 3,228.50	
22	Bash v. Benjamin Harrison Presidential Site, Inc. dba Benjamin Harrison Home	SETTLEMENT APPROVED	\$ 50,000.00	12-5068	N/A	Y		\$ 18,000.00	\$ 13,356.00	
23	Bash v. Bennett Productions, Inc.	PENDING APPROVAL	\$ 300,000.00	12-5069	12-00982	Y		90,000.00	\$ 36,884.50	
24	Bash v. Lockwood	DISMISSED	\$ 892,200.34	12-5070	N/A	Value / Hardship		\$ -	\$ 2,255.50	
25	Bash v. Dennis Barsky	SETTLEMENT APPROVED	\$ 30,000.00	12-5071	N/A	Y		\$ 15,000.00	\$ 7,123.00	
26	Bash v. Disturbing Tha Peace Touring, Inc.	SETTLEMENT APPROVED	\$ 76,603.00	12-5072	N/A	Y		\$ 75,000.00	\$ 12,375.50	\$75,000.00 payment settled both cases.
27	Bash v. Ludacris Foundation, Inc.	SETTLEMENT APPROVED	\$ 30,000.00	12-5081	N/A	Y			\$ 6,968.00	
28	Bash v. George Anderson	DISMISSED	\$ 43,571.34	12-5073	N/A	Hardship		\$ -	\$ 879.00	
29	Bash v. Girls, Inc.	SETTLEMENT APPROVED	\$ 37,500.00	12-5074	N/A	Y		\$ 7,500.00	\$ 12,165.00	
30	Bash v. Green Lantern Partners, Ltd.	DISMISSED	\$ 127,000.00	12-5075	N/A	Value provided		\$ -	\$ 3,313.00	
31	Bash v. Jamie Ferrell	SETTLEMENT APPROVED	\$ 273,347.71	12-5076	N/A	Y		\$ 55,000.00	\$ 3,785.00	
32	Bash v. International Concierge	DISMISSED	\$ 49,840.00	12-5077	N/A	Value provided		\$ -	\$ 1,044.50	
33	Bash v. Kato Kaelin	SETTLEMENT APPROVED	\$ 23,700.00	12-5079	N/A	Y		\$ 7,000.00	\$ 3,790.50	
34	Bash v. Kathryn James & The Charles L. James Trust	SETTLEMENT APPROVED	\$ 358,681.13	12-5080	N/A	Y		\$ 275,000.00	\$ 13,436.00	
35	Bash v. Randi Siegel Ent.	DISMISSED	\$ 22,000.00	12-5082	N/A	Value provided		\$ -	\$ 2,002.00	
36	Bash v. Shulte & Urig	DISMISSED	\$ 63,600.00	12-5083	N/A	Value provided		\$ -	\$ 905.00	
37	Bash v. Sirote & Permutt	DISMISSED	\$ 585,520.02	12-5084	N/A	Value provided		\$ -	\$ 1,984.50	
38	Bash v. Stonefield Josephson, Inc. CPAs nka Marcum LLP	SETTLEMENT APPROVED	\$ 41,375.00	12-5086	N/A	Y		\$ 20,000.00	\$ 7,095.00	
39	Bash v. Tom Banner	DISMISSED	\$ 45,000.00	12-5088	N/A	Value / Hardship		\$ -	\$ 380.50	

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
40	Bash v. Weener & Nathan	DISMISSED	\$ 300,000.00	12-5089	N/A	Value provided		\$ -	\$ 368.00	
41	Bash v. Obsidian Capital Co., LLC; Timothy Durham; Terry Whitesell	SETTLEMENT APPROVED	\$ 1,123,097.58	12-5090	N/A	Y			\$ 6,039.50	\$30,000.00 settlement amount for Case No. 12-5109 also settled these claims.
42	Bash v. Kevin James	SETTLEMENT APPROVED	\$ 16,287.24	12-5094	N/A	Y		\$ 16,287.24	\$ 12,026.00	
43	Bash v. Bernard Durham aka B.J. Durham	PENDING APPROVAL	\$ 59,107.00	12-5104	12-01153			\$ 10,000.00	\$ 21,620.50	\$110,000.00 payment settles both BJ Durham and Joan SerVaas.
44	Bash v. Joan SerVaas	PENDING APPROVAL	\$ 226,000.00	12-5106	12-01154			\$100,000.00	\$ 26,274.00	
45	Bash v. Mitch for Governor	SETTLEMENT APPROVED	\$ 90,000.00	12-5126	N/A	Y		\$ 3,000.00	\$ 1,739.50	Includes fees from task codes B46 and B170.
46	Bash v. Fragola & Fragola Limited Partnership; Albert Fragola; The Estate of Nunzie Fragola	547 - Investor - SETTLEMENT APPROVED	\$ 60,313.15	12-5129	N/A	Y	\$ 80,000.00	\$ 10,000.00	\$ 8,265.50	
47	Bash v. H. Joanne Allen, Trustee	547 - Investor - SETTLEMENT APPROVED	\$ 20,016.99	12-5130	N/A	Y	\$ 37,609.93		\$ 2,090.50	
48	Bash v. Hazel Cossey	547 - Investor - SETTLEMENT APPROVED	\$ 20,000.00	12-5131	N/A	Y	\$ 20,000.00		\$ 1,119.00	
49	Bash v. The Doe Trust; James O. Pigg	547 - Investor - SETTLEMENT APPROVED	\$ 17,781.88	12-5132	N/A	Y		\$ 14,000.00	\$ 1,379.50	
50	Bash v. Joseph P. Spohn	547 - Investor - SETTLEMENT APPROVED	\$ 30,061.64	12-5133	N/A	Y	\$ 34,330.85		\$ 1,167.50	
51	Bash v. Julie Imhoff	547 - Investor - SETTLEMENT APPROVED	\$ 60,021.92	12-5134	N/A	Y	\$ 49,789.66		\$ 1,215.00	
52	Bash v. Marie Ebert; Clyde Ebert	DISMISSED	\$ 15,000.00	12-5135	N/A	Paid in Full		\$ 15,000.00	\$ 392.00	
53	Bash v. Schippers	DISMISSED	\$ 25,082.19	12-5136	N/A	Hardship			\$ 487.50	
54	Bash v. Scot W. Kingan; Donald W. Kingan	547 - Investor - SETTLEMENT APPROVED	\$ 15,105.10	12-5137	N/A	Y		\$ 8,500.00	\$ 883.00	

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
55	Bash v. Thomas O'Neal	547 - Investor - SETTLEMENT APPROVED	\$ 19,653.20	12-5138	N/A	Y		\$ 8,000.00	\$ 874.50	
56	Bash v. Revocable Trust of Victoria Scaia, Vicktoria Scaia; Lorainne Brienza	DISMISSED	\$ 25,257.68	12-5139	N/A	Hardship			\$ 3,665.00	
57	Bash v. William Barton	547 - Investor - SETTLEMENT APPROVED	\$ 22,000.00	12-5140	N/A	Y	\$ 22,000.00		\$ 1,068.50	
58	Bash v. Melissa McDowell	SETTLEMENT APPROVED	\$ 100,000.00	12-5142	N/A	Partial hardship		25,000.00	\$ 18,486.00	
59	Bash v. Michael Reardon	SETTLEMENT APPROVED	\$ 187,177.75	12-5143	N/A	Y		\$ 38,500.00	\$ 15,839.50	Plus 144,000 shares of National Lampoon Stock
60	Bash v. Davis & Davis Electric, LLC	SETTLEMENT APPROVED	\$ 258,301.29	12-5146	N/A	Y		\$ 5,000.00	\$ 11,846.00	
61	Bash v. DW Trailer, LLC; Terry G. Whitesell	SETTLEMENT APPROVED	\$ 300,000.00	12-5147	N/A	Y			\$ 1,379.00	\$30,000.00 settlement amount for Case No. 12-5109 also settled these claims.
62	Bash v. Jaffe & Asher LLP	547 - Non-investor - SETTLEMENT APPROVED	\$ 87,000.00	12-5150	N/A	Y		\$ 27,500.00	\$ 4,704.00	
63	Bash v. Misty Rice-Baniewicz	SETTLEMENT APPROVED	\$ 1,115,484.41	12-5154	N/A	Y		\$ 45,000.00	\$ 4,651.50	
64	Bash v. Etelco Services, Inc. et al.	PENDING APPROVAL	\$ 19,718.75	11-5233	12-00984			-	\$ 26,391.00	\$556,812 settlement amount for Case No 12-5020 also settled these claims.
65	Bash v. Alternate Billing Corporation	PENDING APPROVAL	\$ 292,831.36	12-5020	12-00999			\$556,812	\$ 44,393.00	
66	Bash v. Cindy Landeen	PENDING APPROVAL	\$ 240,000.00	12-5026	12-01152			-	\$ 53,103.00	\$556,812 settlement amount for Case No 12-5020 also settled these claims.

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
67	Bash v. Henri Najem; Najem Durham Enterprises, LLC; Najem Management, Inc.; Najem Enterprises, Inc.; Najem Durham Investments, LLC	PENDING APPROVAL	\$ 1,852,801.97	12-5061	12-02222			\$20,000	\$ 37,935.50	Includes fees from task codes B62 and B126.
68	Bash v. Joseph Hennigin	SETTLEMENT APPROVED	\$ 149,815.16	12-5078	12-00979			\$100,000	\$ 16,376.00	
69	Bash v. Phillip Press, Inc.	SETTLEMENT APPROVED	\$ 32,000.00	12-5113	N/A			\$5,000	\$ 9,283.00	
		TOTAL:	\$ 13,134,531.85			TOTAL:	\$ 255,891.55	\$ 1,736,099.24	\$ 647,387.50	
GROUP B-3 - DEFAULT GROUP B CASES										
1	Bash v. Cedric Rashad	Contract/Loan		11-5203	12-01236			\$ 83,340.48	\$ 4,398.50	
2	Bash v. Alexander Talbott, Inc.	FT (Non-Debtor Transfers)		11-5204	12-01237			\$ 423,515.95	\$ 1,578.00	
3	Bash v. Pointe Leasing, LLC	Contract/Loan		11-5205	12-01238			\$ 385,675.34	\$ 1,626.50	
4	Bash v. Square One design, Inc.	Contract/Loan		11-5207	12-01315			\$ 39,090.86	\$ 1,593.50	
5	Bash v. CargoTrailerUSA.com	FT (Non-Debtor Transfers)		11-5209	12-01239			\$ 68,926.31	\$ 3,334.50	
6	Bash v. Obsidian Conference and Catering Center, LLC (2 of 3 Defendants)	Contract/Loan		11-5230						Unbilled fees included in the entry for this case in the prior section.
7	Bash v. Blair Kiel Partners Inc.	FT (Non-Debtor Transfers)		11-5231	12-02011			\$ 126,328.96	\$ 5,254.50	
8	Bash v. Durham Capital Corporation	FT (Non-Debtor Transfers)		11-5232	12-01241			\$ 152,452.75	\$ 6,265.00	
9	Bash v. Etelco Services, Inc.	Contract/Loan		11-5233						Unbilled fees included in the entry for this case in the prior section.
10	Bash v. Guyer Durham, LLC	FT (Non-Debtor Transfers)		11-5234	12-01242			\$ 268,990.00	\$ 2,558.00	
11	Bash v. J Blanton LLC	FT (Non-Debtor Transfers)		11-5235	12-01243			\$ 634,124.96	\$ 2,772.50	
12	Bash v. My Ghetto Holdings, LLC	FT (Non-Debtor Transfers)		11-5237	12-01244			\$ 305,160.18	\$ 2,315.50	
13	Bash v. Medical Collections Group, LLC	FT (Non-Debtor Transfers)		11-5239	12-01246			\$ 407,412.36	\$ 2,714.50	
14	Bash v. Durham Whitesell & Associates (2 of 3 Defendants)	FT (Non-Debtor Transfers)		11-5240						Unbilled fees included in the entry for this case in the prior section.

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
15	Bash v. Car Collector Magazine, LLC; Jeffrey Broadus; RM Classic Car Production, Inc. (2 of 3 defendants)	FT (Non-Debtor Transfers)		12-5017	12-01155					Unbilled fees included in the entry for this case in the prior section.
16	Indianapolis Concours	FT (Non-Debtor Transfers)		12-5018	12-02041			\$ 100,025.01	\$ 2,398.00	
17	Bash v. Bad Boyz Toy Shop, LLC	FT (Non-Debtor Transfers)		12-5021	12-01194			\$ 153,900.00	\$ 2,032.50	
18	Bash v. Black Rock Acquisition Corporation	FT (Non-Debtor Transfers)		12-5022	12-01195			\$ 838,900.00	\$ 1,837.50	
19	Bash v. Cannonball World Evens, LLC	FT (Non-Debtor Transfers)		12-5023	12-01196			\$ 446,181.76	\$ 1,922.50	
20	Bash v. Chairman Cigars, LLC	FT (Non-Debtor Transfers)		12-5024	12-02013			\$ 144,375.00	\$ 2,271.50	
21	Bash v. Champion Trailer Acquisition, LLC; Champion Trailer Company LP; Champion Trailer, Inc.	FT (Non-Debtor Transfers)		12-5025	12-01197			\$ 335,783.36	\$ 1,699.00	
22	Bash v. Durco Leasing, LLC	FT (Non-Debtor Transfers)		12-5028	12-01198			\$ 1,288,650.00	\$ 6,034.50	
23	Bash v. Fashion House, LLC	FT (Non-Debtor Transfers)		12-5030	12-01199			\$ 42,250.00	\$ 1,803.00	
24	Bash v. Rated X Custom Garage, LLC	FT (Non-Debtor Transfers)		12-5033	12-01200			\$ 641,362.01	\$ 1,939.50	
25	Bash v. Vizion Enterprises, LLC	FT (Non-Debtor Transfers)		12-5036	12-01201			\$ 309,234.29	\$ 1,838.50	
26	Bash v. Waterway Group Realty, LLC	FT (Non-Debtor Transfers)		12-5037	12-01202			\$ 89,000.00	\$ 2,118.50	
27	Bash v. DC Investments Leasing, LLC	FT (Non-Debtor Transfers)		12-5038	12-01294			\$ 5,795,918.93	\$ 6,537.00	
28	Bash v. DW Leasing Company, LLC	FT (Non-Debtor Transfers)		12-5039	12-02863			\$4,403,621.98	\$ 4,436.00	
29	Bash v. Evaco Acquisition Corporation	FT (Non-Debtor Transfers)		12-5058	12-01295			\$ 1,017,590.00	\$ 1,550.50	
30	Bash v. Pyramid Coach, Inc.	FT (Non-Debtor Transfers)		12-5062	12-01296			\$ 975,938.40	\$ 1,962.00	
31	Bash v. Timothy Porter and Nina Porter	FT (Non-Debtor Transfers)		12-5063	12-02017			\$ 205,997.77	\$ 3,739.50	
32	Bash v. Aaron Landau	FT (Non-Debtor Transfers)		12-5064	12-01203			\$ 75,000.00	\$ 2,453.50	

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
33	Bash v. Social Connects	FT (Non-Debtor Transfers)		12-5085	12-01204			\$ 63,500.00	\$ 1,696.00	
34	Bash v. Strategic Sports Agency, Inc.	FT (Non-Debtor Transfers)		12-5087	12-01205			\$ 172,000.00	\$ 1,632.50	
35	Bash v. Obsidian Capital Company, LLC; Timothy Durham	FT (Non-Debtor Transfers)		12-5090						Unbilled fees included in the entry for this case in the prior section.
36	Bash v. Speedster Motorcars, Inc.; SpeedsterMotorSales Timothy Durham	FT (Non-Debtor Transfers)		12-5091					\$ 5,166.00	
37	Bash v. Obsidian Leasing Company, Inc.	FT (Non-Debtor Transfers)		12-5092	12-01206			\$ 2,720,414.16	\$ 5,243.50	
38	Bash v. Playa del Racing, Inc.	FT (Non-Debtor Transfers)		12-5093	12-01297			\$ 2,490,433.74	\$ 1,869.00	
39	Bash v. Four Leaf Management	FT (Non-Debtor Transfers)		12-5112	12-02015			\$ 124,835.00	\$ 2,531.50	
40	Bash v. Aesthetic Surgery Center, LLC; Beeson Aesthetic Surgery Institute, LLC	FT (Non-Debtor Transfers)		12-5145	12-02016			\$ 176,000.00	\$ 3,577.50	
41	Bash v. DW Trailer, LLC (1 of 2 Defendants)	FT (Non-Debtor Transfers)		12-5147						Unbilled fees included in the entry for this case in the prior section.
42	Bash v. US Rubber Reclaiming, Inc.	FT (Non-Debtor Transfers)		12-5148	12-02018			\$ 22,860,604.18	\$ 10,286.00	
43	Bash v. Impressive Interiors and Designs, Inc.	FT (Non-Debtor Transfers)		12-5153					\$ 2,564.00	
	TOTAL:							\$48,366,533.74	\$ 115,550.50	
GROUP C - OTHER LITIGATION										
1	Bash v. Daniel Laikin	Contract/Loan	\$ 25,000,000.00	10-5043	N/A				\$ 1,034,716.00	
2	Bash v. Fair Finance (McKibben litigation)	State Law Claims	\$ 208,000,000.00	10-5038	N/A				\$ 134,537.00	
3	Bash v. National Lampoon	Contract/Loan/FT	\$ 9,000,000.00	N/A	N/A				\$ 393,284.50	
4	Bash v. FCS Advisors, Inc. dba Brevet Capital Advisors, et al.	Preference - SETTLEMENT APPROVED	\$ 1,905,036.00	10-5041	N/A			\$ 575,000.00	\$ 55,015.00	

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
5	Bash v. Jeffrey Osler	DEFAULT JUDGMENT ENTERED FOR FULL CLAIM	\$1,247,671.91,	11-5020	N/A			\$ 1,247,671.91	\$ 99,435.00	
6	Bash v. Obsidian / Diamond	Substantive Consolidation - SETTLEMENT APPROVED	\$ -	11-5049	N/A			\$ -	\$ 230,559.50	All assets of Obsidian and Diamond assigned to the Trustee
		TOTAL:	\$ 243,905,036.00			TOTAL:		\$ 1,822,671.91	\$ 1,947,547.00	
GROUP D-1 - INVESTOR PREFERENCE CASES SETTLED W/O LITIGATION										
1	Barbara Doria	547 - Investor - SETTLEMENT APPROVED	\$ 16,427.49			Y	\$ 41,000.00		\$ 7,518.50	Fees from task code B70
2	Charles Duane Sayre	547 - Investor - SETTLEMENT APPROVED	\$ 45,000.00			Y	\$ 90,000.00			
3	David N. Specter	PENDING FINAL PAYMENT	\$ 101,528.77			Paid in Full		\$ 101,528.77		
4	Eleanor Shaeffer	547 - Investor - SETTLEMENT APPROVED	\$ 19,692.66			Y		\$ 15,000.00		
5	James & Marjorie Freeman	PAID IN FULL	\$ 102,105.48			Paid in Full		\$ 102,105.48		
6	Jerry & Barbara Newcomer	547 - Investor - SETTLEMENT APPROVED	\$ 41,663.56			Y		\$ 20,000.00		
7	Mahlon Steffen	547 - Investor - SETTLEMENT APPROVED	\$ 30,235.68			Y	\$ 60,000.00			
8	Marilyn & Wilbur Terhune	547 - Investor - SETTLEMENT APPROVED	\$ 37,500.00			Y		\$ 33,750.00		
9	Marilyn DeCarlo	PAID IN FULL	\$ 15,006.16			Paid in Full		\$ 15,006.19		
10	Mark Shapiro	PAID IN FULL	\$ 25,196.40			Paid in Full		\$ 25,196.40		
11	Robert J. Wright	HARDSHIP	\$ 61,144.11			Hardship		\$ 10,000.00		
12	Rosemary Brett	547 - Investor - SETTLEMENT APPROVED	\$ 23,728.13			Y		\$ 21,356.00		
		TOTAL:	\$ 519,228.44			TOTAL:	\$ 191,000.00	\$ 343,942.84	\$ 7,518.50	

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
GROUP D-2 - NON-INVESTOR PREFERENCE CASES SETTLED W/O LITIGATION										
1	BCG Systems, Inc.	547 - Non-investor - SETTLEMENT APPROVED	\$ 80,437.72			250 Hours of Free IT Services			\$ 17,741.00	Fees from task code B68 - Fees also applicable to other non-investors 547 actions.
2	MyOfficeProducts	547 - Non-investor - SETTLEMENT APPROVED	\$ 11,342.25			Y		\$ 5,500.00		
		TOTAL:	\$ 91,779.97			TOTAL:	\$ -	\$ 5,500.00	\$ 17,741.00	
GROUP E - CASES AGAINST INDIANA POLITICIANS RECEIVING DURHAM CONTRIBUTIONS										
1	Zoeller for Attorney General	SETTLED	\$ 11,000.00			Paid in Full		\$ 11,000.00	\$ 48,870.50	Fees from task code B52
2	Aiming Higher	SETTLED	\$ 10,000.00			Paid in Full		\$ 10,000.00		
3	Indiana Republican State Committee	SETTLED	\$ 92,500.00			Y		\$ 87,875.00		
4	Bash v. Committee to Elect Brian Bosma	SETTLED	\$ 10,000.00	11-5095		Y		\$ 10,000.00		
5	Bash v. House Republican Campaign Committee	SETTLED	\$ 58,580.00	11-5096		Y		\$ 33,580.00		
6	Bash v. Committee to Elect Paul Ricketts	SETTLED	\$ 40,000.00	11-5098		Y		\$ 32,000.00		
7	Carl Brizzi and Brizzi for Prosecutor	SETTLED	\$ 226,616.74			Y		\$ 195,881.70		
8	Bash v. Marion County Republican Central Committee	SETTLED	\$ 5,000.00	11-5099		Y		\$ 4,250.00		
9	Bash v. Greater Indianapolis Republic Finance Committee	SETTLED	\$ 27,943.00	11-5100		Y		\$ 23,751.55		
		TOTAL:	\$ 481,639.74			TOTAL:		\$ 408,338.25	\$ 66,393.00	
GROUP F - OTHER LITIGATION SETTLED PRIOR TO 11/10/2011										
1	Bash v. Richard Hart	SETTLED	\$ 317,100.00	10-5160		Y		\$ 312,100.00	\$ 4,609.50	Fees from task code B51
2	Bash v. Nathan D. Isen, et al.	SETTLED	\$ 47,940.00	10-5162		Paid in Full		\$ 47,940.00		
3	Bash v. Stephen & Linda Plopper	SETTLED	\$ 370,999.96	11-5048		Paid in Full		\$ 370,999.96		
3	HSE Hockey Club, Inc.	SETTLED	\$ 234,666.75			Hardship		\$ 25,000.00		
4	Gemini Funding	SETTLED	\$ 118,051.00			Y		\$ 84,000.00		
5	Riley Bennett & Egloff	SETTLED	\$ 25,000.00			Y		\$ 22,500.00		

#	Case Name	Main Claim and Status	Claim Amount	Bankruptcy Case No.	District Case No.	Settled	Amount of Claim Waiver	Settlement Amount or Judgment Amount	Fees through May 31, 2013	Comments
6	Bash v. SCB Bank aka Shelby County Bank	SETTLED	\$ 1,077,914.00	11-5128		Y		\$ 260,000.00	\$ 21,041.50	
7	Larry McCrary	SETTLEMENT APPROVED	\$ 71,825.76			Y		\$ 60,000.00	\$ 2,019.00	
		TOTAL:	\$ 2,263,497.47			TOTAL:		\$ 1,182,539.96	\$ 27,670.00	
GROUP G - SUBSEQUENT TRANSFEREE LITIGATION										
1	Old National Bank	ST (Non-Debtor)	\$167,000.00	13-5067						
2	Vitesse Corporation and Vitesse II, LLC	ST (Non-Debtor)	\$1,275,872.57	13-5068						
		TOTAL:	\$1,442,872.57			TOTAL:				