

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 APRIL 15, 2014 STATUS CONFERENCE**

Brian A. Bash, Trustee herein, submits this status report of the Trustee’s administration of the estate since the March 25, 2014 status conference. This status report will be brief, as the last status conference occurred less than three weeks ago.

In recent weeks, the Trustee and his counsel have (1) defended the depositions of four of the Trustee’s expert witnesses in the Fortress litigation: Howard Klein, Richard George, Avi Oster and Jeffrey Johnston, (2) deposed Thomas Plank, one of Fortress’ expert witnesses, (3) reached an agreement with tax authorities in Texas that will allow the Trustee to foreclose certain waterfront real property held by Mr. Durham, (4) domesticated the Trustee’s judgment against Speedster Motorcars in California, and (5) engaged in continuing settlement negotiations with National Lampoon. Two of Fortress’ expert witnesses, Christopher Brauser and Charles Grice, and the Trustee’s expert, Bennett Murphy, remain to be deposed in the Fortress case.

On April 2, 2014, the Court entered an Order Modifying the Retention of RM Auctions And Authorizing the Private Sale of Certain Vehicles.



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As of April 11, 2014, the balance in the money market account maintained by the Trustee for the benefit of the Debtor's estate is \$4,166,717.02. Since March 21, 2014, the Trustee has recovered \$19,219.92 for the benefit of the estate.

Attached as **Exhibit A** is a chart listing the active cases and the trustee's settlements and judgments.

Date: April 14, 2014

Respectfully submitted,

/s/ Brian A. Bash

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# EXHIBIT A

#	Case Name	Claim Amount	Bankruptcy Case No.	District Case No.	Comment
<b>ACTIVE CASES</b>					
1	Bash v. Textron; Fortress; Fair Facility	\$72,237,343.20	12-5101	12-00987	Both the Trustee and Fortress have asked the Court to grant them summary judgment. The amount of the claim excludes the Trustee's claim against Textron, which was dismissed by the District Court but can still be appealed.
2	Bash v. Fair Finance ( <i>McKibben</i> litigation)	\$208,000,000.00	10-5038	13-2098	Litigation against Fair Finance officers, directors and others. The District Court is presently considering motions for summary judgment filed by the Trustee, John Head, Timothy Durham, and James Cochran.
3	Bash v. Daniel Laikin	\$32,958,018.00	10-5043	N/A	Report and Recommendation from Bankruptcy Court has been entered in our favor in the amount of our claim. District Court to decide whether to enter judgment.
4	Bash v. National Lampoon	\$9,000,000.00	N/A	N/A	Case is in discovery and in settlement discussions. The Trustee's motion to appoint a receiver over National Lampoon is pending; briefing and the hearing on such motion has been continued to permit settlement discussions. The hearing is currently set for May 5, 2014.
5	Bash v. John J. Head; Head Consulting Group, Inc.	\$2,522,333.06	12-5097	12-00981	Case deadlines are aligned with the Fortress case, no motions for summary judgment pending.
6	Bash v. Cindy Landeen	\$240,000.00	12-5026	12-01152	Ms. Landeen has threatened to file bankruptcy, and the Trustee is currently negotiating with Ms. Landeen's bankruptcy counsel.
7	Bash v. Ronald O. Kaffen; Kaffen & Zimmerman	\$169,676.00	12-5149	12-00994	Case deadlines are aligned with the Fortress case, no motions for summary judgment pending.
8	Bash v. Dana Osler; Geist Sports Academy, LLC; Elizabeth McClure (only active as to Elizabeth McClure)		12-5158	12-00997	No set demand amount for the complaint. The District Court entered a default judgment against Dana Osler and Geist Sports Academy as a sanction for discovery misconduct. The case is still pending against Elizabeth McClure.
9	Bash v. Etelco Services, Inc. et al. (Case stayed as to Neil Lucas because of bankruptcy).	\$19,718.75	11-5233	12-00984	Case stayed against Neil Lucas due to bankruptcy, a default judgment has been entered against Etelco. Ms. Landeen has threatened to file bankruptcy, and the Trustee is currently negotiating with Ms. Landeen's bankruptcy counsel.
<b>Total</b>		\$325,147,089.01			

**JUDGMENTS AND SETTLEMENTS (INCLUDING CONSENT JUDGMENTS THAT HAVE NOT BEEN ENTERED)**

#	Case Name	Bankruptcy Case No.	District Case No.	Judgment Amount
1	Bash v. Fair Holdings, Inc.; DC Investments, LLC	12-5103	12-00990	\$141,116,304.88
2	Bash v. Timothy Durham	12-5107	12-00991	\$134,837,533.14
3	Bash v. Fair Finance (Judgment against Rick Snow)	10-5038	13-2098	\$50,000,000
4	Bash v. Obsidian Enterprises, Inc., et al. (judgment against Obsidian Enterprises, Inc.)	11-5049	N/A	\$29,861,710
5	Bash v. US Rubber Reclaiming, Inc.	12-5148	12-02018	\$22,860,604.18
6	Bash v. James Cochran; Susan Cochran	12-5098	12-00988	\$9,756,084.40
7	Bash v. DC Investments Leasing, LLC	12-5038	12-01294	\$5,795,918.93
8	Bash v. DW Leasing Company, LLC	12-5039	12-02863	\$4,403,621.98
9	Bash v. Speedster Motorcars, Inc.; SpeedsterMotorSales Timothy Durham	12-5091	13-2380	\$3,969,128.46
10	Inc.	12-5092	12-01206	\$2,720,414.16
11	Bash v. Playa del Racing, Inc.	12-5093	12-01297	\$2,490,433.74
12	Bash v. Durco Leasing, LLC	12-5028	12-01198	\$1,288,650.00
13	Bash v. Jeffrey Osler	11-5020	N/A	\$1,247,671.91
14	Bash v. Evaco Acquisition Corporation	12-5058	12-01295	\$1,017,590.00
15	Bash v. Pyramid Coach, Inc.	12-5062	12-01296	\$975,938.40
16	Bash v. Black Rock Acquisition Corporation	12-5022	12-01195	\$838,900.00
17	Bash v. Dana Osler; Geist Sports Academy, LLC; Elizabeth McClure (default judgment entered against all defendants except Elizabeth McClure)	12-5158	12-00997	\$711,565.00
18	Bash v. Rated X Custom Garage, LLC	12-5033	12-01200	\$641,362.01
19	Bash v. J Blanton LLC	11-5235	12-01243	\$634,124.96
20	Bash v. Cannonball World Evens, LLC	12-5023	12-01196	\$446,181.76
21	Bash v. Alexander Talbott, Inc.	11-5204	12-01237	\$423,515.95

**JUDGMENTS AND SETTLEMENTS (INCLUDING UNENTERED CONSENT JUDGMENTS)**

#	Case Name	Bankruptcy Case No.	District Case No.	Judgment Amount
22	Bash v. Medical Collections Group, LLC	11-5239	12-01246	\$407,412.36
23	Bash v. Pointe Leasing, LLC	11-5205	12-01238	\$385,675.34
24	Bash v. Champion Trailer Acquisition, LLC; Champion Trailer Company LP; Champion Trailer, Inc.	12-5025	12-01197	\$335,783.36
25	Bash v. Vizion Enterprises, LLC	12-5036	12-01201	\$309,234.29
26	Bash v. My Ghetto Holdings, LLC	11-5237	12-01244	\$305,160.18
27	Bash v. Guyer Durham, LLC	11-5234	12-01242	\$268,990.00
28	Bash v. Timothy Porter and Nina Porter	12-5063	12-02017	\$205,997.77
29	Bash v. Aesthetic Surgery Center, LLC; Beeson Aesthetic Surgery Institute, LLC	12-5145	12-02016	\$176,000.00
30	Bash v. Strategic Sports Agency, Inc.	12-5087	12-01205	\$172,000.00
31	Bash v. Impressive Interiors and Designs, Inc.	12-5153	14-00232	\$156,500.00
32	Bash v. Bad Boyz Toy Shop, LLC	12-5021	12-01194	\$153,900.00
33	Bash v. Durham Capital Corporation	11-5232	12-01241	\$152,452.75
34	Bash v. Chairman Cigars, LLC	12-5024	12-02013	\$144,375.00
35	Bash v. Plopper and Partners, LLC	12-5156	N/A	\$135,442.31
36	Bash v. Blair Kiel Partners Inc.	11-5231	12-02011	\$126,328.96
37	Bash v. Four Leaf Management	12-5112	12-02015	\$124,835.00
38	Indianapolis Concours	12-5018	12-02041	\$100,025.01
39	Bash v. Waterway Group Realty, LLC	12-5037	12-01202	\$89,000.00
40	Bash v. Cedric Rashad	11-5203	12-01236	\$83,340.48
41	Bash v. Aaron Landau	12-5064	12-01203	\$75,000.00
42	Bash v. CargoTrailerUSA.com	11-5209	12-01239	\$68,926.31
43	Bash v. Social Connects	12-5085	12-01204	\$63,500.00
44	Bash v. Fashion House, LLC	12-5030	12-01199	\$42,250.00
45	Bash v. Square One design, Inc.	11-5207	12-01315	\$39,090.86
<b>TOTAL</b>				<b>\$420,158,474</b>

**CERTIFICATE OF SERVICE**

A copy of the foregoing has been served via ECF or regular, U.S. Mail, on April 14, 2014, on the attached service list.

*/s/ Brian A. Bash*  
\_\_\_\_\_  
*Chapter 7 Trustee*

## SERVICE LIST

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