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11 THOMAS HEBRANK

12 **UNITED STATES DISTRICT COURT**
13 **CENTRAL DISTRICT OF CALIFORNIA**

14
15 SECURITIES AND EXCHANGE
COMMISSION,

16 Plaintiff,

17 v.

18 PACIFIC WEST CAPITAL GROUP,
19 INC.; ANDREW B CALHOUN IV;
PWCG TRUST; BRENDA CHRISTINE
20 BARRY; BAK WEST, INC.; ANDREW B
CALHOUN JR.; ERIC CHRISTOPHER
21 CANNON; CENTURY POINT, LLC;
MICHAEL WAYNE DOTTA; and
22 CALEB AUSTIN MOODY (dba SKY
STONE),

23 Defendants.
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Case No. 2:15-cv-02563-DDP-FFM

**MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF
MOTION FOR ORDER: (1)
APPROVING RECEIVER'S
RECOMMENDATIONS
REGARDING ALLOWED
CLAIMS; (2) APPROVING
RECOMMENDATIONS
REGARDING DISPUTED AND
DISALLOWED CLAIMS; (3)
APPROVING DISTRIBUTION
PLAN; AND (4) AUTHORIZING
INTERIM DISTRIBUTION**

Date: January 11, 2021
Time: 10:00 a.m.
Ctrm.:9C
Judge:Hon. Dean D. Pregerson

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. INTRODUCTION**

3 By this Motion (the "**Motion**"), Thomas Hebrank (the "**Receiver**"), the
4 Receiver for PWCG Trust, respectfully moves for an order from this Court: (1)
5 Approving Receiver's Recommendations Regarding Allowed Claims; (2) Approving
6 Recommendations Regarding Disputed and Disallowed Claims; (3) Approving
7 Distribution Plan; and (4) Authorizing Interim Distributions. Attached to the
8 Declaration of Thomas Hebrank in Support of Motion For Order: (1) Approving
9 Receiver's Recommendations Regarding Allowed Claims; (2) Approving
10 Recommendations Regarding Disputed and Disallowed Claims; (3) Approving
11 Distribution Plan; and (4) Authorizing Interim Distributions. Attached as Exhibit A
12 to the Declaration of Thomas Hebrank filed herewith ("Hebrank Decl" or "Hebrank
13 Declaration") is the Receiver's list of recommendations for Allowed Claims.
14 Attached hereto as Exhibit B to the Hebrank Declaration is the Receiver's
15 recommendations concerning the allowance and denial of disputed claims.

16 The Distribution Plan, attached to the Hebrank Declaration as Exhibit C,
17 provides for the distribution of money recovered by the Receiver. Pursuant to the
18 Distribution Plan, holders of Allowed Claims,¹ as reflected on Exhibit A, will
19 receive distributions on a pro rata basis from the pooled funds. Upon approval of
20 this Motion and the Distribution Plan, the Receiver proposes to make Interim
21 Distributions to investors with Allowed Claims reflecting 36.5% of the total
22 proposed Allowed Claims.²

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27 ¹ Initial capitalized words such as "Allowed Claim" and Claimant", that are not
specifically defined herein, shall have the definition set forth in the Distribution
Plan.

28 ² If approved, these Interim Distributions are expected to be made in the first
quarter of 2021.

1 **II. RELEVANT FACTUAL BACKGROUND**

2 **A. Factual Background**

3 The Receiver was appointed pursuant to this Court's February 16, 2018,
4 Judgment Against Defendant PWCG Trust (the "**Appointment Order**") (Doc.
5 No. 145). Following his appointment, the Receiver commenced an intensive
6 analysis of the portfolio of policies, policy reserves and future funding requirements.
7 On the basis of this analysis, the Receiver filed the Motion for (A) Approval of
8 Pooling of Receivership Assets, (B) Authority to Pay Policy Premiums from Pooled
9 Funds, and (C) Authority to Sell or Surrender Certain Policies (the "**Pooling**
10 **Motion**"). Dkt. 227.

11 In support of the Pooling Motion, the Receiver presented his legal and factual
12 analysis including, but to limited to, evidence showing the fraudulent underpinning
13 of the scheme and the misrepresentations that were made to investors. Among other
14 things, the Receiver introduced the Policies, the PWCG Trust records and reports
15 from an outside expert consultant and ITM Twentyfirst ("**21st**"), demonstrating the
16 basis, fairness, and, ultimately, the necessity for pooling all assets of PWCG Trust.
17 See Pooling Motion and Supporting Declarations, Dkt. 227 and 227-1. On
18 December 7, 2018, the Court entered the Order (A) Approving Pooling of Assets,
19 (B) Authorizing the Receiver to Pay Policy Premiums From Pooled Funds, and
20 (C) Authorizing Receiver to Sell or Surrender Certain Policies ("**Pooling Order**").
21 Dkt. 229.

22 Since the entry of the Pooling Order, the Receiver has been using pooled
23 funds from both reserves and matured policies to pay policy premiums. As reflected
24 in the Receiver's Reports to the Court, this approach has been successful in
25 maintaining valuable policies that would otherwise have been lost for the benefit of
26 all investors. To date, the Receiver has recovered over \$54,650,431 (including
27 death benefits from policy maturities that are expected to be received in the next 60
28 days). After payment of policy premiums and other operating expenses to date and

1 setting aside funds for policy reserves (i.e., future policy premiums), taxes, and
2 administrative expenses, the Receiver proposes to make an interim distribution
3 totaling \$39,000,000 to investors with Allowed Claims.

4 **B. Claims Processing and Disputed Claims**

5 1. Processing of Allowed Claims

6 Determining the allowed amount of each investor's claim is a key step in the
7 receivership process and provides the foundation for a fair and equitable distribution
8 of funds. As a preliminary task, the Receiver analyzed and verified the accounting
9 records for all investor transactions with PWCG Trust and determined that the
10 accounting records were accurate and reliable for purposes of establishing the
11 amounts invested by investors (money-in) and amounts distributed to investors in
12 return (money-out). The Receiver then analyzed the specific amounts investors
13 deposited into and received from the PWCG Trust. Declaration of Thomas Hebrank
14 filed herewith ("Hebrank Decl."), ¶ 2. With this analysis as a foundation, on
15 January 10, 2020, the Receiver filed the Motion for Approval of Procedures for the
16 Administration of Claims Against the Receivership Estate (the "Claims Process
17 Motion"), in which the Receiver sought approval of the claims process. As part of
18 the Claims Process Motion, the Receiver requested Court approval to use the money
19 in/money out ("**MIMO**") methodology for calculating each investor's net loss or
20 claim. With regard to investor and non-investor claims, the Receiver also requested
21 the Court to deny or disallow claims for consequential damages, interest, late fees,
22 attorneys' fees, or lost profits.

23 On January 15, 2020, the Court entered the order approving the Receiver's
24 Motion for Approval of Procedures for the Administration of Claims Against the
25 Receivership Estate ("**Claims Process Order**"). Dkt. 294. The Claims Process
26 Order also affirmed the Receiver's proposed summary process for allowing and
27 resolving disputed claims and affirmed that the Claimants have the burden of proof
28 to establish the validity of their claims.

1 In accordance with the Claims Process Order, the Receiver sent a letter (the
2 "Claims Letter") to each investor and other known claimants explaining the claims
3 process and stating what the PWCG Trust records show to be the allowed amount of
4 their claim (the net loss from their deposits and distributions from PWCG Trust). If
5 investors agreed with the statement of their claim in the Claims Letter, they did not
6 need to take any further action and, as provided herein, the Receiver recommends to
7 the Court that they have an Allowed Claim in the amount stated in the Claims
8 Letter. Based upon the Receiver's analysis, he has recommended Allowed Claims
9 totaling \$106,655,300.65. Hebrank Decl., ¶ 3.

10 If, on the other hand, investors disputed the amount of their claim, they had
11 90 days to submit their response to the Receiver along with copies of all documents
12 they believe support their own claim calculation or other basis for their claim. The
13 Receiver has reviewed the responses and communicated directly with the investors
14 with the goal of resolving as many disputes as possible. Hebrank Decl., ¶ 4.

15 The Receiver sent out 1,551 Claims Letters. The Receiver received timely
16 responses from 45 investor claimants who disputed the calculation or amount of
17 their claim or otherwise took issue with the Receiver's claims analysis. The
18 Receiver followed up with those claimants with disputed claims. As reflected
19 herein, the Receiver believes that he has resolved all but six disputed claims (the
20 "Disputed Claims"), which claims are set forth in Exhibit B. Hebrank Decl., ¶ 5.

21 With regard to each of the Disputed Claims, the Receiver requested the
22 claimants to provide additional information and/or documentation to support their
23 claim. In some cases, the Receiver requested Claimants to submit a narrative
24 explanation to the Receiver detailing the nature of his/her/its dispute, along with all
25 documentation supporting his/her/its position. The Receiver investigated each of
26 the Disputed Claims as well as supporting documentation. As noted above, the
27 Receiver was able to resolve most of the claims issues, however, the remaining
28 Disputed Claims and the Receiver's recommendations regarding the treatment of

1 each of the Disputed Claims as set forth on Exhibit B to the Hebrank Decl. Hebrank
2 Decl., ¶ 6, Exhibit B.

3 The following reflects the Receiver's analysis of the Disputed Claims and
4 recommendations with regard to each claim.

5 2. Remaining Disputed Claims

6 The Receiver's analysis and recommendations concerning the remaining
7 Disputed Claims are as follows:

8 (a) David & Jan Amandus

9 As noted above, as part of the Claims Process Motion, the Receiver
10 requested Court approval of the money in/money out or MIMO methodology for
11 calculating each investor's net loss or claim. Dkt. 290. The Court granted the
12 Claims Process Motion. Dkt. 294. Nevertheless, David and Jan Amandus
13 ("**Amandus**") contacted the Receiver's office to dispute the MIMO formula used,
14 and specifically the netting out of the funds they received against the funds they
15 invested. Rather, Amandus contends the returns they received from their early
16 investments are separate from losses suffered from their later investments and the
17 two should not be netted out using the approved MIMO formula. Hebrank Decl.,
18 ¶ 7.

19 The MIMO formula (a) is a widely accepted formula for calculating investor
20 claims in securities fraud receivership matters, (b) was approved as part of the
21 Claims Process Motion, and (c) was used to calculate all investor claim amounts.
22 Were the MIMO formula not used, it could lead to inequitable results, including an
23 investor who received a large profit from PWCG Trust overall having an allowed
24 claim for losses associated with one or two later investments, and therefore sharing
25 in distributions that should be reserved for losing investors (thereby increasing the
26 disparate outcomes for investors instead of reducing them). In this instance, it
27 would result in Amandus, who received virtually all of their money back (with the
28 exception of \$320.48, for which they have a valid claim), having an allowed claim

1 of over \$20,000 and sharing in distributions as though they did not receive their
2 money back. Clearly, this would run counter to the purposes of an equity
3 receivership like this one.

4 The fact that Amandus would rather not use MIMO and therefore have a
5 larger claim is not a legal basis to dispute their MIMO claim amount. Accordingly,
6 their allowed claim amount should be limited to the MIMO calculation of their
7 claim, as approved in connection with the Claims Process Motion, which amount
8 (\$320.48) is reflected on Exhibit B.

9 (b) Wesley Bemis

10 Investor Wesley Bemis ("**Bemis**") made a number of investments in PWCG
11 Trust and the Receiver proposes that he have an allowed claim for his MIMO/net
12 loss from those investments, which is \$1,198,532.49. Bemis, however, claims to
13 have purchased other investments in PWCG Trust from Defendant Andrew
14 Calhoun, IV ("**Calhoun IV**") for \$259,000. Whatever amounts Bemis may have
15 paid to Calhoun IV for these investments, however, did not come to PWCG Trust.
16 Hebrank Decl., ¶ 8. This receivership is limited to PWCG Trust and the assets held
17 by the Trust. It does not include Calhoun IV or his personal assets, which are
18 outside the scope of the receivership estate. For this reason, investor claim amounts
19 should be limited to amounts paid to PWCG Trust (money in), less amounts
20 received from PWCG Trust (money out). Bemis may have claims against
21 Calhoun IV for amounts he paid to Calhoun IV, but claims against Calhoun IV are
22 outside the scope of this receivership. Accordingly, Bemis' claim should be limited
23 to the MIMO calculation of his investments in and distributions from PWCG Trust,
24 which amount is \$1,198,532.49, as reflected on Exhibit B.

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1 (c) BroadRiver Asset Management, L.P. ("**BroadRiver**") and
2 Cook Street Master Trust ("**Cook Street**") (collectively
3 "**BroadRiver**")

4 BroadRiver was sent a Claims Letter on June 30, 2020, reflecting the
5 Receiver's calculation and allowance of their net loss or MIMO claim in the amount
6 of \$2,235,402.74. There does not appear to be any dispute that this figure reflects
7 the money invested by BroadRiver in the PCWG Trust. In response, BroadRiver
8 submitted a letter dated September 29, 2020 in which BroadRiver states that they,
9 "dispute several aspects of [the Receiver's] accounting of our investments in, and
10 claims against, the Trust." BroadRiver demands that the Receiver return "\$2.235
11 million, on a priority basis ahead of any distribution to be made to holders of
12 fractional shares." BroadRiver appears to suggest that it is entitled to priority
13 distribution over all other investors because its investment of money was beneficial
14 to other investors and its payments helped pay policy premiums on policies which
15 have or will someday have significantly greater value. Hebrank Decl., ¶ 9.

16 BroadRiver's disputed claim for priority payment should be denied because
17 there is no dispute that the Receiver correctly calculated the BroadRiver claim
18 against the PCWG Trust and that is all that is at issue in connection with this
19 Motion. BroadRiver's desire to be paid the full amount of its claim ahead of all
20 other claims is perhaps understandable but there is no legal, factual or equitable
21 basis to do so. BroadRiver is a sophisticated investor and they were well aware of
22 the SEC's securities fraud complaint against Pacific West Capital Group, Inc.
23 ("**PWCG, Inc.**"), the Trust and Calhoun IV when it made its investments. In fact,
24 their investment was clearly made with the intent to take advantage of the
25 circumstances including the fact that underlying fraud gave rise to certain investor
26 victims forfeiting their fractional interests and Calhoun IV was willing to sell his
27 alleged interests at a substantial discount. BroadRiver's decision to try to support its
28 initial purchase of forfeited fractional interests with further infusions of cash was not

1 a philanthropic contribution, it was merely an effort to enhance its position as a
2 holder of fractional interests. Their payments to support premium payments were of
3 the same value as all payments by investors, regardless of when they were made.

4 Similar to Bemis' Disputed Claim, BroadRiver also asserts that payments
5 made directly to Calhoun IV and PWCG, Inc. should be considered when evaluating
6 their claim. However, the Appointment Order is clear that the Receiver is only the
7 receiver for PWCG Trust. As such, claims against Calhoun IV or PWCG, Inc. are
8 outside the scope of this proceeding.

9 The Receiver's proposed treatment of BroadRiver's claim is fair and equitable
10 and therefore the Receiver requests that the Court disallow BroadRiver's claim for
11 priority treatment and allow their claim in the amount of \$2.235 million.

12 (d) Calhoun Claims

13 Two family members of Defendant Calhoun IV contacted the Receiver's
14 office to assert claims against the receivership estate. First, Calhoun IV's wife,
15 Donna Calhoun, asserts she has a claim despite the fact that her husband was
16 accused of perpetrating the fraud that is at the heart of this case and consented to
17 entry of a money judgment against him (none of which has been paid).
18 Mrs. Calhoun contends that certain investments totaling \$237,600 that she and her
19 husband made were funded with her separate funds. The Receiver, through his
20 counsel, informed Mrs. Calhoun that she would need to provide evidence supporting
21 this claim, but none was provided. Moreover, the applicable investments were held
22 jointly by Calhoun IV and Mrs. Calhoun, not in Mrs. Calhoun's name separately.
23 Hebrank Decl., ¶ 10. Assets held in the names of both spouses during marriage are
24 presumptively community property. Accordingly, there is no evidence supporting
25 Mrs. Calhoun's claim that any investments in PWCG Trust were funded with her
26 separate property or held by her as separate property. Moreover, Mrs. Calhoun
27 undoubtedly benefited financially from her husband's alleged fraud, which resulted
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1 in the money judgment against him. Therefore, Mrs. Calhoun's claim should be
2 disallowed in its entirety.

3 Second, Defendant Andrew Calhoun Sr. ("**Calhoun Sr.**"), who is also a
4 Defendant in this action and consented to entry of a money judgment against him
5 (none of which has been paid), asserts a claim against the receivership. Calhoun Sr.
6 contends the consent judgment does not preclude him from sharing in distributions
7 from the receivership estate on account of investments he made in PWCG Trust in
8 the amount of \$43,255.14. The Receiver disagrees. Hebrank Decl., ¶ 11.

9 It would be wholly inequitable to allow a defendant accused of violating
10 securities laws in connection with a fraudulent scheme and who consented to entry
11 of a money judgment against him (none of which has been paid) to share in
12 distributions with the investor-victims of the scheme. The Court has broad
13 discretion to allow, disallow and subordinate claims in order to achieve equity, and
14 therefore has the authority to disallow or subordinate Calhoun Sr.'s claim on
15 equitable grounds, regardless whether the consent judgment against him addresses
16 the issue of any claims he might make against the receivership estate. Accordingly,
17 Calhoun Sr.'s claim should be disallowed in its entirety.

18 (e) Mills Potoczak & Company

19 The former Trustee of PWCG Trust, Mills Potoczak & Company ("**MPC**"),
20 asserts a claim for unpaid fees for its work as Trustee prior to the Receiver's
21 appointment.³ The Receiver determined that PWCG Trust has claims against MPC
22 for damages caused to the Trust as a result of MPC's conduct as Trustee, and
23 therefore sought and obtained authority from the Court to bring a related action
24 against MPC. The related action was filed on September 3, 2020. The Receiver
25 disputes MPC's claim for pre-receivership fees and believes the claim should be
26 disallowed, offset, or subordinated on account of MPC's conduct that is the subject
27

28 ³ MPC has applied for and obtained approval of its post-receivership fees and costs for work done at the request of the Receiver.

1 of the Receiver's related action against MPC and the damages suffered by PWCG
2 Trust as a result of such conduct. Hebrank Decl., ¶ 12.

3 The Receiver and MPC, through their respective counsel, have met and
4 conferred and have agreed the dispute regarding MPC's claim for pre-receivership
5 fees should be deferred in this proceeding and resolved in connection with the
6 related action. MPC does not object to the interim distributions proposed herein
7 going forward without delay and without regard to when the dispute regarding
8 MPC's claim is resolved. The Receiver, therefore, reserves all rights regarding
9 MPC's claim (including as to the validity of the claim and priority of the claim vis-a-
10 vis other claims) and asks that the Court defer ruling on the claim in this proceeding
11 such that it can be resolved in connection with his related action against MPC.
12 Hebrank Decl., ¶ 13.

13 **III. DISTRIBUTION PLAN AND INTERIM DISTRIBUTION.**

14 The proposed Distribution Plan, attached as Exhibit C to the Hebrank Decl.,
15 provides for funds to be set aside to pay for Administrative Expenses, including, but
16 not limited to, taxes, policy premium reserves, Receiver's fees and professionals'
17 fees. The Receiver has prepared a cash flow projection and determined that it is
18 necessary and appropriate to set aside a reserve of \$15,308,038 for Administrative
19 Expenses, which funds (along with funds from future recoveries), will be used to
20 pay for taxes, policy premiums, operations and professional fees. Hebrank Decl.
21 ¶ 14, Exhibit D. It is important to note that these are *projections only* – the actual
22 operating expenses and administrative expenses that are incurred may vary
23 considerably depending on a multitude of factors. After setting aside this reserve for
24 Administrative Expenses, the Receiver proposes to make pro-rata distributions to
25 holders of Allowed Claims on an interim basis of \$39,000,000, or 36.5% of the total
26 proposed Allowed Claims.⁴ Hebrank Decl., ¶ 14.

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28 ⁴ Based on the cash available to date (including death benefits that are expected to
be received in the next 60 days), the exact amount available for distribution after

1 Equitable principles require that all Investor Claimants with Allowed Claims
2 be treated equally. As such, distributions to Investor Claimants with Allowed
3 Claims will be determined based upon each investor's Net Harm Amount and will be
4 paid on a pro rata distribution analysis. In simple terms, a pro rata distribution
5 enables the Receiver to pay Claimants with Allowed Claims an equivalent amount
6 based upon their proportionate interest in the available receivership proceeds. As
7 such, no Investor Claimant will be any better or worse than any other.

8 The Receiver anticipates making the first interim distribution in the first
9 quarter of 2021. The timing and amounts of future interim distributions and the
10 final distribution will depend upon the future cash flows from the operation of the
11 receivership. As such, the Receiver will continue monitoring the cash flow of the
12 Trust and will make additional interim and/or a final distributions depending on the
13 timing of policy maturities or other recoveries. Hebrank Decl., ¶ 15.

14 **IV. ARGUMENT.**

15 **A. This Court Enjoys Broad Discretion In the Administration Of**
16 **Claims Against Fiduciary-Administered Estates.**

17 This Court, sitting in equity and having authority over a fiduciary estate res, is
18 vested with wide discretion to enter orders approving the claims process and the
19 plan for disposition of assets. "The power of a district court to impose a
20 receivership or grant other forms of ancillary relief does not in the first instance
21 depend on a statutory grant of power from the securities laws. Rather, the authority
22 derives from the inherent power of a court of equity to fashion effective relief."

23 SEC v. Wencke, 622 F.2d 1363, 1369 (9th Cir. 1980). The "primary purpose of"
24 court-created fiduciary estates "is to promote orderly and efficient administration of
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26 the proposed reserve amount is set aside is \$39,342,393. Hebrank Decl.,
27 Exhibit D. This amount will fluctuate somewhat between the date of filing the
28 Motion and the date an order gets entered. To account for these fluctuations and
to simplify the interim distribution process, the Receiver proposes to distribute
\$39,000,000 even. All remaining funds in the receivership estate will be treated
as reserve funds under the proposed Distribution Plan.

1 the estate by the district court for the benefit of creditors." SEC v. Hardy, 803 F.2d
2 1034, 1038 (9th Cir. 1986). As the appointment of fiduciaries is authorized by this
3 Court's equitable powers, so too is any distribution of assets to be undertaken
4 equitably and fairly. SEC v. Elliot, 953 F.2d 1560, 1569 (11th Cir. 1992).

5 Moreover, district courts have broad power to determine the appropriate
6 method of administering a fiduciary estate. As the Ninth Circuit has explained:

7 A district court's power to supervise an ... [estate] ... and
8 to determine appropriate action to be taken in the
9 administration of the [estate] is extremely broad. The
10 district court has broad powers and wide discretion to
11 determine the appropriate relief...

12 SEC v. Capital Consultants, LLC, 397 F.3d 733, 738 (9th Cir. 2005); see also
13 SEC v. Topworth Int'l, Ltd., 205 F.3d 1107, 1115 (9th Cir. 1999) ("This court
14 affords 'broad deference to the [district] court's supervisory role and 'we generally
15 uphold reasonable procedures instituted by the district court that serve th[e] purpose'
16 of orderly and efficient administration of the [estate] for the benefit of creditors.").

17 **B. The Court Has The Authority And Should Approve The Receiver's**
18 **Proposed Allowed Amount Of Claims.**

19 District courts overseeing receiverships have the general power to employ
20 summary procedures in allowing, disallowing, and subordinating the claims of
21 creditors. United States v. Arizona Fuels Corp., 739 F.2d 455, 458 (9th Cir. 1984);
22 Hardy, 803 F.2d at 1040 (summary proceeding to approve categorization scheme for
23 investors' claims was reasonable; fair notice and a reasonable opportunity to respond
24 was given); SEC v. Elliot, 953 F.2d 1560, 1571 (11th Cir. 1992) (summary claim
25 determinations upheld where claimants cannot demonstrate their rights would have
26 been better protected by an extended proceeding).

27 As part of its oversight, the District Court may "make rules which are
28 practicable as well as equitable." Hardy at 1039, quoting First Empire Bank-New

1 York v. FDIC, 572 F.2d 1361, 1368 (9th Cir. 1978). The Receiver previously
2 requested and the Court approved the set rules and procedures whereby the Receiver
3 would calculate and allow and disallow claims (i.e. MIMO calculations and denial
4 of claims for interest and lost profits.) [Doc. No. 294.] Further, the District Court
5 approved the process for resolving claims via summary proceedings. District Courts
6 have the power to use "summary procedures in allowing, disallowing, and
7 subordinating claims of creditors . . ." United States v. Arizona Fuels Corp.,
8 739 F.2d 455, 458 (9th Cir. 1984). Plenary proceedings to resolve a claim would
9 unduly delay the administration of the case and consume monitorship estate
10 resources.

11 Here, all claims of Investor Claimants were calculated using a simple, money-
12 in/money-out formula that limits claims to each investor's net loss from the
13 Receivership Entities. The money-in/money-out or "MIMO" formula has been
14 endorsed by the Ninth Circuit Court of Appeals and other courts in fraud cases
15 where, like here, the assets of the estate are insufficient to satisfy all claims in full.
16 See Capital Consultants, 397 F.3d at 738 (describing a net claim calculation as "an
17 administratively workable and equitable method of allocating the limited assets of
18 the receivership"); Topworth, 205 F.3d at 1116; In re Tedlock Cattle Company Inc.,
19 552 F.2d 1351, 1354 (9th Cir. 1977); In re Taubman, 160 B.R. 964, 980-82 (Bankr.
20 S.D. Ohio 1993).

21 As to the Disputed Claims, the Receiver proposed and the Court approved the
22 parameters or limitations on claims against the Receivership Estate. Dkt. 294,
23 Claims Process Order. Among other things, claims were limited to MIMO claims.
24 Claims for consequential damages arising from investments, alleged contract or
25 other damage claims were disallowed. Dkt. 294. This proposed treatment places all
26 investor claimants on similar footing limiting all claims to what amounts to their
27 losses of actual principal sums invested in or otherwise given to the Trust.
28 Consequential damages were disallowed.

1 Notwithstanding the Court's Claims Process Order, BroadRiver/Cook Street
2 and the others asserting Disputed Claims submitted claims which are inconsistent
3 with the approved claims treatment or are otherwise unsupported. As in a
4 bankruptcy case, and as approved in the Claims Process Order, it is a claimant's
5 burden to establish a valid claim against the receivership estate. See Lundell v.
6 Anchor Constr. Specialists, Inc., 223 F.3d 1035, 1039 (9th Cir. 2000); Revere
7 Copper & Brass, Inc. v. Adriance Machine Works, Inc., 76 F.2d 876, 878 (2d Cir.
8 1935) (claimants failed to sustain burden of proving claims against receivership).
9 Here, BroadRiver and the other claimants with Disputed Claims assert claims that
10 are inconsistent with the approved MIMO formula, outside the scope of this
11 receivership, and/or are not supported by any evidence (which it is their burden to
12 produce). As such, the Receiver requests that the Disputed Claims be disallowed in
13 whole or in part per the Receiver's recommendations on Exhibit B to the Hebrank
14 Decl.

15 **V. CONCLUSION.**

16 For the foregoing reasons, the Receiver respectfully requests that this Court
17 enter an order:

- 18 1. Granting the Motion in its entirety;
- 19 2. Approving the proposed allowed claim amounts as set forth on
20 Exhibit A to the Hebrank Decl.;
- 21 3. Resolving the Disputed Claims as provided above and approving the
22 Receiver's recommended allowed amounts for Disputed Claims as set forth on
23 Exhibit B to the Hebrank Decl.;
- 24 4. Approving the Receiver's Distribution Plan attached as Exhibit C to the
25 Hebrank Decl.; and
- 26 5. Authorizing the Receiver to make an initial rounds of interim
27 distributions in the total amount of \$39,000,000 to Investor Claimants with Allowed
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1 Claims and to make subsequent rounds of interim distributions at such times and in
2 such amounts as he is safely able to in his business judgment.

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Dated: December 11, 2020

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

By: /s/ Edward G. Fates
EDWARD G. FATES
Attorneys for Receiver
THOMAS HEBRANK

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10 Attorneys for Receiver
11 THOMAS HEBRANK

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14
15 SECURITIES AND EXCHANGE
COMMISSION,

16 Plaintiff,

17 v.

18 PACIFIC WEST CAPITAL GROUP,
19 INC.; ANDREW B CALHOUN IV;
PWCG TRUST; BRENDA CHRISTINE
20 BARRY; BAK WEST, INC.; ANDREW B
CALHOUN JR.; ERIC CHRISTOPHER
21 CANNON; CENTURY POINT, LLC;
MICHAEL WAYNE DOTTA; and
22 CALEB AUSTIN MOODY (dba SKY
STONE),

23 Defendants.
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Case No. 2:15-cv-02563-DDP-FFM

DECLARATION OF THOMAS C. HEBRANK IN SUPPORT OF MOTION FOR ORDER: (1) APPROVING RECEIVER'S RECOMMENDATIONS REGARDING ALLOWED CLAIMS; (2) APPROVING RECOMMENDATIONS REGARDING DISPUTED AND DISALLOWED CLAIMS; (3) APPROVING DISTRIBUTION PLAN; AND (4) AUTHORIZING INTERIM DISTRIBUTION

Date: January 11, 2021
Time: 10:00 a.m.
Ctrm.:9C
Judge:Hon. Dean D. Pregerson

1 I, Thomas C. Hebrank, declare,

2 1. I am the Court-appointed receiver for PWCG Trust. I make this
3 declaration in support of my Motion ("Motion") for Order: (1) Approving Receiver's
4 Recommendations Regarding Allowed Claims; (2) Approving Recommendations
5 Regarding Disputed and Disallowed Claims; (3) Approving Distribution Plan; and
6 (4) Authorizing Interim Distribution. I have personal knowledge of the facts stated
7 herein, and if called upon to do so, I could and would personally and competently
8 testify to them.

9 2. Determining the allowed amount of each investor's claim is a key step
10 in the receivership process and provides the foundation for a fair and equitable
11 distribution of funds. As a preliminary task, my staff and I analyzed and verified the
12 accounting records for all investor transactions with PWCG Trust and determined
13 that the accounting records were accurate and reliable for purposes of establishing
14 the amounts invested by investors (money-in) and amounts distributed to investors
15 in return (money-out). My staff and I then analyzed the specific amounts investors
16 deposited into and received from the PWCG Trust.

17 3. In accordance with the Claims Process Order, my staff sent a letter (the
18 "Claims Letter") to each investor and other known claimants explaining the claims
19 process and stating what the PWCG Trust records show to be the allowed amount of
20 their claim (the net loss from their deposits and distributions from PWCG Trust). If
21 investors agreed with the statement of their claim in the Claims Letter, they did not
22 need to take any further action and, as provided herein, I recommend to the Court
23 that they have an Allowed Claim in the amount stated in the Claims Letter. Based
24 upon my analysis, I have recommended Allowed Claims totaling \$106,655,300.65.
25 A schedule showing my recommended allowed amount for each claim is attached
26 hereto as Exhibit A.

27 4. If, on the other hand, investors disputed the amount of their claim, they
28 had 90 days to submit their response to me along with copies of all documents they

1 believe support their own claim calculation or other basis for their claim. I have
2 reviewed the responses and communicated directly with the investors with the goal
3 of resolving as many disputes as possible.

4 5. My staff sent out 1,551 Claims Letters and received timely responses
5 from 45 investor claimants who disputed the calculation or amount of their claim or
6 otherwise took issue with my claims analysis. My staff followed up with those
7 claimants with disputed claims. As reflected herein, we have resolved all but six
8 disputed claims (the "Disputed Claims").

9 6. With regard to each of the Disputed Claims, my staff and I requested
10 the claimants provide additional information and/or documentation to support their
11 claim. In some cases, I requested Claimants to submit a narrative explanation to me
12 detailing the nature of his/her/its dispute, along with all documentation supporting
13 his/her/its position. My staff and I investigated each of the Disputed Claims as well
14 as supporting documentation. As noted above, I was able to resolve most of the
15 claims issues, however, the remaining six Disputed Claims and my
16 recommendations regarding the treatment of each of them is set forth on Exhibit B.

17 **David and Jan Amandus**

18 7. David and Jan Amandus (“**Amandus**”) contacted my office to dispute
19 the MIMO formula used, and specifically the netting out of the funds they received
20 against the funds they invested. Rather, Amandus contends the returns they
21 received from their early investments are separate from losses suffered from their
22 later investments and the two should not be netted out using the approved MIMO
23 formula. I recommended that the Amandus claim be allowed in the amount of
24 \$320.48, which is the Amandus’ net loss amount pursuant to the Court-approved
25 MIMO calculation.

26 **Wesley Bemis**

27 8. Investor Wesley Bemis (“**Bemis**”) made a number of investments in
28 PWCG Trust and I propose that he have an allowed claim for his MIMO/net loss

1 from those investments, which is \$1,198,532.49. Bemis, however, claims to have
2 purchased other investments in PWCG Trust from Defendant Andrew Calhoun, IV
3 (“**Calhoun IV**”) for \$259,000. Whatever amounts Bemis may have paid to
4 Calhoun IV for these investments, however, did not come to PWCG Trust.
5 Therefore, my recommendation is that Bemis’ claim for additional funds paid to
6 Calhoun IV be disallowed.

7 **BroadRiver/Cook Street**

8 9. BroadRiver was sent a Claims Letter on June 30, 2020, reflecting my
9 calculation and allowance of their net loss or MIMO claim in the amount of
10 \$2,235,402.74. There does not appear to be any dispute that this figure reflects the
11 money invested by BroadRiver in the PCWG Trust. In response, BroadRiver
12 submitted a letter dated September 29, 2020 in which BroadRiver states that they,
13 "dispute several aspects of [the Receiver's] accounting of our investments in, and
14 claims against, the Trust." BroadRiver demands that I return "\$2.235 million, on a
15 priority basis ahead of any distribution to be made to holders of fractional shares."
16 BroadRiver appears to suggest that it is entitled to priority distribution over all other
17 investors because its investment of money was beneficial to other investors and its
18 payments helped pay policy premiums on policies which have or will someday have
19 significantly greater value. My recommendation is that BroadRiver have an allowed
20 claim (non-priority) for its MIMO/net loss, just like all other investors, in the
21 amount of \$2,235,402.74.

22 **Calhoun Family Claims**

23 10. Two family members of Calhoun IV contacted my office to assert
24 claims against the receivership estate. First, Calhoun IV’s wife, Donna Calhoun,
25 asserts she has a claim despite the fact that her husband was accused of perpetrating
26 the fraud that is at the heart of this case and consented to entry of a money judgment
27 against him (none of which has been paid). Mrs. Calhoun contends that certain
28 investments totaling \$237,600 that she and her husband made were funded with her

1 separate funds. Through counsel, I informed Mrs. Calhoun that she would need to
2 provide evidence supporting this claim, but none was provided. Moreover, the
3 applicable investments were held jointly by Calhoun IV and Mrs. Calhoun, not in
4 Mrs. Calhoun's name separately. My recommendation is that Mrs. Calhoun's
5 claims be disallowed.

6 11. Second, Defendant Andrew Calhoun Sr. ("**Calhoun Sr.**"), who is also a
7 Defendant in this action and consented to entry of a money judgment against him
8 (none of which has been paid), asserts a claim against the receivership. Calhoun Sr.
9 contends the consent judgment does not preclude him from sharing in distributions
10 from the receivership estate on account of investments he made in PWCG Trust in
11 the amount of \$43,255.14. I disagree and recommend that Calhoun Sr.'s claim be
12 disallowed.

13 **Mills Potoczak & Company**

14 12. The former Trustee of PWCG Trust, Mills Potoczak & Company
15 ("**MPC**"), asserts a claim for unpaid fees for its work as Trustee prior to my
16 appointment.¹ My counsel and I determined that PWCG Trust has claims against
17 MPC for damages caused to the Trust as a result of MPC's conduct as Trustee, and
18 therefore sought and obtained authority from the Court to bring a related action
19 against MPC. The related action was filed on September 3, 2020. I dispute MPC's
20 claim for pre-receivership fees and believes the claim should be disallowed, offset,
21 or subordinated on account of MPC's conduct that is the subject of my related action
22 against MPC and the damages suffered by PWCG Trust as a result of such conduct.

23 13. MPC and I, through our respective counsel, have met and conferred and
24 have agreed the dispute regarding MPC's claim for pre-receivership fees should be
25 deferred in this proceeding and resolved in connection with the related action. MPC
26 does not object to the interim distributions proposed herein going forward without
27

28 ¹ MPC has applied for and obtained approval of its post-receivership fees and costs for work done at my request.

1 delay and without regard to when the dispute regarding MPC's claim is resolved. I,
2 therefore, reserve all rights regarding MPC's claim (including as to the validity of
3 the claim and priority of the claim vis-a-vis other claims) and asks that the Court
4 defer ruling on the claim in this proceeding such that it can be resolved in
5 connection with his related action against MPC.

6 **Distribution Plan and Interim Distribution**

7 14. My proposed Distribution Plan, attached hereto as Exhibit C, provides
8 for funds to be set aside to pay for administrative expenses, including, but not
9 limited to, taxes, policy premium reserves, my fees and my professionals' fees. I
10 have prepared a cash flow projection, which is attached hereto as Exhibit D, and
11 determined that it is necessary and appropriate to set aside a reserve of \$15,308,038
12 for administrative expenses, which funds (along with funds from future recoveries),
13 will be used to pay for taxes, policy premiums, operations and professional fees. It
14 is important to note that these are *projections only* – the actual operating expenses
15 and administrative expenses that are incurred may vary considerably depending on a
16 multitude of factors. After setting aside this reserve, I propose to make pro-rata
17 distributions to holders of Allowed Claims on an interim basis of \$39,000,000, or
18 36.5% of the total proposed Allowed Claims.²

19 15. I anticipate making the first interim distribution in the first quarter of
20 2021. The timing and amounts of future interim distributions and the final
21 distribution will depend upon the future cash flows from the operation of the
22 receivership. As such, I will continue monitoring the cash flow of the Trust and will
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25 ² Based on the cash available to date (including death benefits that are expected to
26 be received in the next 60 days), the exact amount available for distribution after
27 the proposed reserve amount is set aside is \$39,342,393. See Exhibit D. This
28 amount will fluctuate somewhat between the date of filing the Motion and the
date an order gets entered. To account for these fluctuations and to simplify the
interim distribution process, I propose to distribute \$39,000,000 even. All
remaining funds in the receivership estate will be treated as reserve funds under
the proposed Distribution Plan.

1 make additional interim and/or a final distributions depending on the timing of
2 policy maturities or other recoveries.

3 I declare under penalty of perjury under the laws of the State of California
4 that the foregoing is true and correct.

5 Executed this 10 day of December, 2020, at San Diego, California.

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7 THOMAS C. HEBRANK

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EXHIBIT A

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Roger W. Abbey	\$ 10,000.00
Dorothy & Gabriel Abdelaziz	\$ 55,688.98
Andrea de Castro Abeger	\$ 38,962.28
Julie Dixon - Abounding River, LLC	\$ 51,882.91
Gary Abrams	\$ 175,000.00
Lance Abraham	\$ 41,296.00
Donald Lee Ackley	\$ 42,516.00
Bonnie Acosta	\$ 31,874.40
Ashley Devon Adams	\$ 33,907.41
Maria Isabel Adams	\$ 82,433.65
The Adasta Living Trust	\$ 25,000.00
Arsen Agajanian	\$ 23,176.88
Raymond & Laraine Agren	\$ 25,000.00
Mary Jo Ahlborn	\$ 110,000.00
Anthony K. Ahn	\$ 33,060.95
Mohammed Feroz & Shaista (Kahn) Alam	\$ 65,000.00
Richard O. Al-Hammouri	\$ 23,991.78
Kevin & Mary Colleen Allen	\$ 119,417.05
Ryan J. Allen	\$ 36,022.35
William Allen	\$ 111,635.38
Charles E. Heintschel - All H. Time, LLC	\$ 100,000.00
Timothy J. Allinson	\$ 23,991.78
Sharon Almany	\$ 40,000.00
Michael J. Altice	\$ 100,000.00
Francis Alves	\$ 22,302.21
David & Jan Amandus	\$ 320.48
Mohamed E. Amayem	\$ 87,000.00
Geary D. Ambers	\$ 20,000.00
Elijah R. Anderson	\$ 20,000.00
James Richard Anderson	\$ 47,776.85
Lowell C. Anderson	\$ 77,374.59
Lisa M. Anderson	\$ 48,500.00
Juliann M. Andrews	\$ 44,635.10
Jessica Moore Anderson	\$ 20,000.00
Charles B. Andrew	\$ 20,000.00
Paul Leon Anes	\$ 20,000.00
Jacob W. Angles Living Trust	\$ 20,000.00
Andrew J. Anguish	\$ 100,000.00
Dennis D. Ansiboy	\$ -
Nazir S. & Mary S. Antoun Living Trust	\$ 100,000.00
Robert F. Antt	\$ 91,708.40
Arnold N. Applebaum	\$ 150,000.00
The Thomas A. Appleton Trust	\$ 150,000.00
The Richard William Aprile, Jr. Trust	\$ 81,941.52
Bryan Akarekian	\$ 159,630.73

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Edward & Nancy Arbogast	\$ 25,000.00
J. Ray Arevalo	\$ 149,388.22
Isaac Argueta	\$ 40,000.00
Walter Sheridan Armbruster	\$ 200,000.00
William Armiger - Joyce Hill as Beneficiary	\$ 68,755.35
Sevil Arnavutoglu-Le	\$ 20,000.00
Jim Arndt	\$ 132,129.16
Alton A. Arnold III	\$ 25,000.00
Vakhtang Arpiarian	\$ 19,210.00
James Ashley Jr.	\$ 42,302.21
Pedram Aslmand	\$ 62,313.17
Michel A. Aubert	\$ 20,000.00
Dave Auluck	\$ 22,618.64
Svetlana Averbukh	\$ 44,621.87
Franklin Avery	\$ 40,393.00
Grikor Babiyans	\$ 200,000.00
Michael & Susan Bacon	\$ 143,000.00
Leonard Mark Bafik	\$ 75,000.00
Bruce L. Bailor	\$ 88,589.41
Gregory A. Bailey	\$ 75,000.00
Michael E. & Jacqueline R. Bailor	\$ 50,648.00
Spencer Bailey	\$ 75,000.00
The Bainbridge Family Trust	\$ 700,000.00
John Bairos	\$ 24,721.87
Brian L. Baker	\$ 20,000.00
Balfanz Family Trust	\$ 281,631.63
Estrellita Baligaya	\$ 28,000.00
Walter C. Ball	\$ 38,750.76
Theodore B. & Margaret Balmana	\$ 29,989.73
Joseph P. Bane	\$ 40,000.00
Ha Seoup Bang	\$ 48,000.00
Hugh A. Banks Trust Agreement	\$ (35,000.00)
Anil Bansal	\$ (3,365.41)
Michael Barber	\$ 100,000.00
Kevin Barker	\$ 43,462.10
Kevin C. Barry	\$ 20,000.00
Kevin S. Barry	\$ 20,904.45
Keston Barker	\$ 100,000.00
Raju Barman	\$ 40,000.00
Fred M. & Judith Kaplan Baron	\$ 119,031.00
The Barretto - Blass Family Trust	\$ 28,076.80
Kevin Barry & Wendy Brown	\$ 20,000.00
Leilanie Joycelyn Manuela Barr	\$ 20,000.00
Robert John Barr	\$ 60,000.00
James & Barbara Bartol	\$ 60,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Andrew Bartlow	\$ 54,233.44
John & Vivienne Barton	\$ 33,220.52
Stephen Dominick Battung	\$ 30,389.21
Michael J. Baum	\$ (20,000.00)
Mark L. Bausch Trust	\$ 59,980.55
The Baxter Family Trust	\$ 64,370.00
Ron Bear	\$ 20,000.00
Barbara A. Beckley	\$ 20,000.00
Patricia Ann Beck	\$ 25,889.58
Robert P. Beck	\$ 209,203.82
Thomas J. Behlmer	\$ 152,780.71
Rose Marie Beierlein	\$ 20,000.00
The Bellagio Road Revocable Trust	\$ (26,000.00)
David R. Bell	\$ 40,000.00
Michael W. Bell	\$ 27,643.67
Albert Belsky	\$ 160,000.00
Ira Belsky	\$ 100,000.00
Jay Belsky	\$ 194,000.00
Octavio L. Belltran and Lourdes Yolanda Gonzalez-Beltran Trustees	\$ 258,000.00
Clifford O. Bemis	\$ 110,300.00
Wesley K. Bemis	\$ 1,198,532.49
Marcelo & Teresa Benavides	\$ 29,249.65
Ramsis Benjamin & Linda Isavi	\$ 20,000.00
David Bennett	\$ 44,676.90
Dorothy Marie Benne Family Trust	\$ 200,000.00
Liane Bennett	\$ 11,364.10
Steven D. Beran	\$ 23,991.78
Krikor Berejian	\$ 30,000.00
David Berg Defined Benefit Plan	\$ 96,170.60
Erica Bergh	\$ 21,963.87
Irene M. Bergamini Revocable Living Trust	\$ 6,944.29
Judith A. Bergeron	\$ 52,326.69
Matthew G. Bergh	\$ (5,949.67)
Margaret Bernd	\$ 20,826.88
Berns Living Trust	\$ 100,000.00
Vince Berry & Lolita Chu Berry	\$ 20,000.00
The Bertini Revocable Trust	\$ 44,519.22
Craig S. & Marilyn A. Beshore	\$ 360,396.15
Edward & Carey Bettencourt	\$ 77,423.46
Betty Lovett Yeomans Trust	\$ (83.36)
Steven R. Bhasin	\$ 20,000.00
Jagdish S. Bhatt	\$ 24,052.63
Krishna & Jennifer W. Bhola	\$ 60,000.00
Dennis G. Billiar	\$ (100,000.00)
Benny M. Binshtock	\$ 661,054.27

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Jeff Bitner	\$ 102,000.00
The John Bjazevich Living Revocable Trust dtd 12/19/2014	\$ 120,268.86
David N. Black Living Trust dtd 2/10/89	\$ 611,266.85
Paula Black & Margaret Chew	\$ 39,241.07
Thomas H. Blackwood	\$ 140,000.00
Peter Blaney	\$ 20,000.00
Robert J. Bland	\$ 182,638.16
Russell E. Blewett	\$ 26,163.34
Richard & Gail Bocker Trust dtd 11/18/1998	\$ 20,000.00
Jared C. Boggs	\$ 44,900.46
Bedros P Boghossian	\$ 15,000.00
Terry J. & Ludmilla Bollons	\$ 156,130.95
Daniel R. Bone	\$ 19,945.00
Robert C. & M. Kathleen Boomer	\$ 32,806.05
Heiner & Marianne Borchers	\$ 46,054.90
Robert M. Bordeaux	\$ 60,000.00
Peter J. Boreham Jr	\$ 25,000.00
Daniel A. Bornstein	\$ 20,000.00
Joseph Henry Borselli	\$ 50,000.00
Keith Bortle	\$ (438.06)
Robert D. Bosch	\$ 75,000.00
Robert A. & Deborah Bosch	\$ 52,459.58
Alan Melton Braatvedt	\$ 20,000.00
The Brackmann Family Trust	\$ 500,000.00
Ray Mikel Brackney	\$ 40,000.00
Kent D. Bradshaw	\$ 40,000.00
Bravo Zulu Films, Inc. - Ron Hacohen	\$ 137,212.37
Marc Brenner	\$ 77,019.63
Richard D Brenkman	\$ 20,000.00
Terrence Brennan	\$ 20,000.00
Gary Bridges	\$ (5,413.00)
David R. Bristol	\$ 200,000.00
Paul W. Broach	\$ 50,000.00
Russell L. Bromley	\$ 40,000.00
Teresa L. Brooks	\$ 13,971.20
BroadRiver Asset Management, L.P.	\$ 2,235,402.74
Christopher H. Brown	\$ 20,000.00
Christopher Jon & Amanda Jane Brown	\$ 72,131.00
Michael L. Brown	\$ 10,000.00
The Catherine and Eric Brown Living Trust	\$ 60,000.00
David L. Brubaker	\$ 74,990.00
The Bruggema Family Trust dtd 01/28/2004	\$ 44,785.60
Jimmy G. & Jacqueline C Brunello	\$ 69,865.53
Richard & Kathleen Bryson	\$ 122,977.57
The Buccinio Family Trust, dated 10/11/96	\$ 23,945.33

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Scott J. Budde	\$ 25,000.00
Steven J. Bull	\$ 60,000.00
Ravi P. Bulusu	\$ 22,901.17
Courtney Danielle Burgess	\$ 108,282.00
Burgess Family Trust	\$ 146,328.33
Jolene D. Burgett	\$ 8,600.00
Michael Burger	\$ 26,360.37
The Burkheimer Family Trust dtd 5/24/91	\$ 20,000.00
Elvira G. Burlingham	\$ 28,039.88
Kent A. & Diana R. Burns	\$ 59,980.10
Perry Burns	\$ 20,000.00
Vincent H. Burns	\$ 35,565.94
Stephen D. & Margo A. Burrows	\$ 296,723.40
The Garland Burrell Living Trust	\$ 30,000.00
Burton Hills, LLC- James Phillips	\$ 342,132.62
David Busby	\$ 74,886.50
Stephen M. Busch	\$ 150,000.00
George Larry Butler	\$ 27,673.16
Steve P. Butler	\$ 26,562.00
Rima Butros	\$ 20,000.00
James L. & Mary J. Buysse	\$ 60,000.00
Windsor Shane Buzza	\$ 39,950.48
Bruce & Irma Bybee	\$ 69,526.63
Jeffrey L. Byrer	\$ 40,000.00
Jeffrey M. Cain	\$ 49,747.50
Rachel T. Cain	\$ (10,000.00)
Mario M. Calantoni	\$ 150,000.00
Dick & Jeri Calder	\$ 30,204.94
Jeffrey A. Calderon	\$ 67,500.00
California West Investments, LLC - Chris Kaline	\$ 112,300.00
Wesley Cameron	\$ 20,000.00
Camino Island Family Trust	\$ 60,000.00
Steven M. Campora	\$ 25,000.00
Wendy Sue Camplin	\$ 10,406.05
Eric Cannon	\$ 104,357.70
Fred A. Cantu	\$ (1,878.03)
Alan V. Carlton	\$ 22,313.17
The Lisa Carlson Trust dated 2/13/2013	\$ 20,000.00
Carper Family Trust	\$ 40,000.00
Robert J. Carros	\$ 47,772.54
Todd D. Carroll	\$ 22,431.90
Craig Carstens	\$ 20,000.00
A. P. Carter	\$ 27,500.00
Ray L. Carter	\$ 49,585.97
Albert L. Carver	\$ 40,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Richard F. & Linda P. Carvotta	\$ 389,000.00
Jack Caselles	\$ 28,000.00
Garth Casper	\$ 132,050.29
Elizabeth Cassin	\$ 25,000.00
Joanna L. Cassese	\$ 25,000.00
Albert Castillo	\$ 116,366.94
David Cattani	\$ 40,000.00
Albert Cebriain	\$ 60,784.64
Jody L. Ceithaml	\$ (25,506.43)
Century Women Medical Group Inc. - Kevin Daneshgar MD & Albert Nassir MD	\$ 81,162.99
Marcos Marillo Cervantes	\$ 44,441.92
Navjeet S. Chahal	\$ 40,000.00
Brookie M. Chambless	\$ 29,248.72
Donna M. Chambers	\$ 25,000.00
David & Kristen Chandler	\$ 30,000.00
Ming X. Chan	\$ 100,000.00
Edmund Chang and Richard Cohen	\$ 39,498.11
Susan Chang	\$ 50,000.00
Susan Chang & John Frederick Ho	\$ 50,000.00
Stephen Chan	\$ 34,791.47
Xiaoqing Chang	\$ 40,000.00
Chaoping Lu	\$ 30,000.00
Eydie Layne Chapman	\$ 23,382.00
Ruben Chavez	\$ 27,819.91
Kenneth M. & Lois C. Chelini	\$ 225,858.80
Frederick N. Chen	\$ 24,918.40
Li Ying Chen	\$ 40,000.00
1998 Chin Family Trust	\$ 799.12
Abby Lee Chipman	\$ 37,000.00
Edward T. Chirumbolo	\$ 37,908.93
Herbert C.K. Chiu	\$ 34,000.00
Ginger T. Hou Chu	\$ 62,872.15
Shelley M. Chun	\$ 40,000.00
Stanley M. Cisowski	\$ -
Civalleri Family Trust	\$ 275,000.00
Mark M. Clark	\$ 13,957.74
Nicholas R. Clarke	\$ 35,969.43
William Mason Clark	\$ 70,000.00
William S. & Sharron A. Clow Trustees	\$ 23,535.98
Michael L. Coats	\$ 150,000.00
The Anthony & Erna Coccianta Family Trust, dated March 30, 2007	\$ 300,000.00
Stephen Edward Cochran	\$ 48,624.02
Kenneth W. Cogliano	\$ 20,000.00
James E. Collins	\$ 91,632.58
Randy Don & Jullie R. Collins	\$ 28,076.80

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Biana Coltun	\$ 25,000.00
Kathelene Comin	\$ 25,000.00
Willis Conley	\$ 40,000.00
Conte Family Trust	\$ 404,303.20
Rosario A. Conte Revocable Trust of 2002	\$ 20,000.00
The Convertible Offering Trust - Randy Newman	\$ 187,484.66
Alan M. & Linda M. Cook	\$ 26,163.34
Curtis & Teri Lee Cook	\$ 26,163.34
James D. & Julie Cooper	\$ 44,750.44
James K. Cope	\$ 100,609.80
Steven L & Dianne R Copelan	\$ 27,645.98
Mark Corbet	\$ 101,296.00
Greg C. Corbet	\$ 102,313.17
Kathleen Ann Presta	\$ 27,772.23
Michael D. Corbett Sr.	\$ 111,986.17
Randall B. Corbett	\$ 24,794.40
Cordeiro 2011 Family Trust	\$ 463,901.50
Steven F. & Loraine S. Cornell Trust	\$ 21,854.00
Richard Cotter	\$ 3,166.12
Kevin C. Couri	\$ 261,932.41
John Allyn & Anita Kosman Covey Trustees	\$ 50,000.00
Coyle & Chou Family Trust	\$ 30,000.00
Merryl D. Cramer	\$ 43,708.00
Jerel W. Crawford	\$ 47,174.56
Ronald G. Crawford	\$ 42,054.62
Crismon Living Trust - Paul S. Crimson	\$ 20,000.00
Jimmy F. Cristobal	\$ 41,102.52
Barbara Crowder	\$ 76,251.34
Cruz Family Trust dtd 09/15/86	\$ 28,076.80
Teresa A. Cruz	\$ 29,721.69
Shelly Y. Cui	\$ 15,471.90
Mark & Paula Cullivan	\$ 86,623.88
George J. Cusumano	\$ 50,368.50
James Francis Czach Jr	\$ 149,500.00
Dan Kevin Dague	\$ 40,918.00
Sergio D'Agustini	\$ (10,000.00)
The Dahake Family Revocable Trust dtd January 13, 2015	\$ 30,000.00
David R. Daleo	\$ 35,154.80
Arthur G. Daline	\$ 100,000.00
Charles G. Damiano	\$ 10,000.00
Roger W. & Lynn J. Damron	\$ 74,281.29
Kristin J. Daniell	\$ 24,033.83
Sherman Danielson	\$ 71,000.00
Kimberly L. & Scott M. Daniel	\$ 77,455.42
Twila Danzig	\$ 34,827.60

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Amit Darnule	\$ 27,639.97
Tukaram Darnule	\$ 29,443.65
Parappur Das	\$ 100,000.00
Gary & Joanne Davenport	\$ 25,000.00
Bradley G. Davis	\$ 100,000.00
Donald T. Davis	\$ 20,000.00
Ronald & Karen Davis	\$ 55,000.00
Linton Ivan Davis	\$ 28,134.81
Robert & Annette Davis	\$ 21,854.00
Steven D. Davison	\$ 20,000.00
Soheil Davood	\$ 100,000.00
The Jocelyn DeClaro Family Trust dated July 28, 2006	\$ 53,715.30
Joseph A. DeCredico	\$ 55,850.00
Michael A. DeHaydu	\$ 75,000.00
Joel DeLeon	\$ 20,000.00
Pedro & Martha DeLeon Revocable Trust dated 09/15/1998	\$ 40,000.00
William DeLeon	\$ 20,000.00
Ignacio Delgado	\$ 52,326.69
Herbert John & Lynda Delight	\$ 16,731.46
John B. Delight	\$ 8,548.48
Robert DeLuca	\$ 33,175.20
Cathy Demel	\$ 20,000.00
Mark Demel	\$ 40,000.00
Frederick J. & Patricia Deninger	\$ 40,000.00
The Desgagnes Family Trust	\$ 30,000.00
The DesJardin Family Trust	\$ 100,000.00
Edgar DeSouza	\$ 40,000.00
The Renee Deufrane Revocable Trust	\$ 40,000.00
Joseph R. Devery	\$ 25,000.00
Michael & Beverly Devore	\$ 27,673.16
Armand Devries	\$ 28,000.00
Robyn DeYoung Shoaf	\$ 159,236.16
Jagdev & Kulwinder Dhillon	\$ 54,000.00
Ubenze Diaz	\$ 30,000.00
Jack V. & Michelle I. Dickinson	\$ 31,165.14
Nancy L. Dickson	\$ 39,629.05
Patrick J. Didier	\$ 101,296.00
Alfred Douglas Diebolt Revocable Living Trust	\$ 20,000.00
Robert & Kathleen Diebold	\$ 64,987.17
Digistar Investments Ltd. - Dr. Venku Reddy	\$ 130,816.72
Robert Dilorinzo	\$ 30,000.00
Michael J. Dilsaver	\$ 60,000.00
Scott Dimmitt	\$ 77,409.92
Boyd R. Dines	\$ 200,000.00
Chu Ding	\$ 20,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Joy E. Dittberner	\$ 275,750.00
Ingrid A. Hardy, Trustee of the Jimmie Dixson 2015 Revocable Trust	\$ 27,639.97
Raffti Dijhanian	\$ 15,000.00
James L. Dodd	\$ 179,500.00
DOL LLC - Bruce Goldberg DDS MS Manager	\$ 100,000.00
Daniel J. Donaldson	\$ 48,361.28
The Donald L. Colby Living Trust	\$ 29,846.33
John & Pamela Donnelley	\$ 5,769.59
Dorothy Chung RPT Retirement Trust	\$ 74,449.02
David H. Dosch & Danielle R. Dosch	\$ 36,022.35
Vicki Dotterer	\$ 180,427.49
Bruce L. Douglas	\$ 21,661.97
John Patrick Dougherty	\$ 30,969.01
Jack Teddy Drapkin Revocable Trust	\$ 20,000.00
Paul Drapkin Revocable Trust dtd 2/24/03	\$ 331.00
Ray & Janet Drasher	\$ 22,500.00
Duane H. Evans Trust	\$ 297,811.07
Michael Dubin	\$ 225,000.00
Vivien E. Duering Revocable Trust dtd 12/8/97	\$ 225,000.00
Charles S. Duncheon	\$ 120,000.00
Jerry M. Dunn as Beneficiary of James Dunn	\$ 33,066.68
Diana Duque	\$ 56,631.01
Louis Duran	\$ 30,595.60
Paul Durantini	\$ 84,000.00
Nancy Dushane-Bank	\$ 112,051.85
Howard Eagle	\$ 40,000.00
Ralph Eck	\$ 115,897.30
The Herbert Eckerling Trust dtd 9/29/1999	\$ 20,000.00
Douglas Edwards	\$ 3,428.09
The Restated Edward B. Brink Jr. 1995 Trust	\$ 36,964.99
Tanya Egenolf	\$ 20,000.00
Evan N. Egerman	\$ 40,000.00
Lee Egerman	\$ 20,000.00
Alan K. Eggleston	\$ 61,108.47
Michael E Ehlers	\$ 50,000.00
Ronald E. Eiges	\$ 161,126.68
John D. Ellis	\$ 68,963.40
Richard D. Elliott	\$ 27,645.98
Randal L. & Leian R. Ellis	\$ 99,492.04
Mark A. Emanuele	\$ 14,280.60
Francis Enderle Manager of General Partner Enderle Investments LLC	\$ 250,000.00
Benjamin R. Enriquez	\$ 40,000.00
Erik Erlendsson	\$ 68,592.54
Ralph Eschenbach & Carol Joy Provan Trust dtd 2/21/90	\$ 110,424.95
Estate and Fortune Mgmt Group LLC - Jack Chen Owner	\$ 22,313.17

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Garth D. Evans	\$ 37,000.00
Jerry Scott Evans	\$ 30,000.00
Renall L. Evans	\$ 20,000.00
James Leon Evans Family Trust	\$ 100,000.00
Eytan Enterprise, Inc. - Eytan Libesman	\$ 22,591.05
Thomas Fafard	\$ 22,302.21
Robert G. Fairbourn	\$ 24,323.89
Georgia P. Fallas	\$ 79,859.00
David N. Fang	\$ 20,000.00
Mengyun Fang	\$ 32,000.00
Yi-Ren Fang	\$ 20,000.00
Kathy Farrell	\$ 20,000.00
Ali Farzad	\$ 26,163.34
Paula V. Fathman	\$ 80,000.00
Mary A. Fazzone	\$ 27,673.16
Steven L. Fedder	\$ 60,000.00
JFKN Investment Trust - Joel Feingold & Keri Neilson Trustees	\$ 72,000.30
Marie A. Felix	\$ 22,313.17
Yiqin Feng	\$ 40,000.00
Genevieve Ferland	\$ 109,290.36
Alan B. & Hualani J. Fernandes Trust dtd 4/27/1999	\$ 115,000.00
Santhiapillai Fernando	\$ 50,000.00
Bert Ferretti	\$ 2,436.23
Carlos Ferreyra & Judith Eisenberg	\$ (20,000.00)
Reed C. Ferrick DMD, Inc. Pension & Profit Sharing Plan	\$ 55,000.00
James Gregory Fiack	\$ 21,854.00
David R. Field	\$ 61,295.42
Richard Field	\$ 30,000.00
The Finch Family Trust dtd 04/23/2001	\$ 120,000.00
Carolyn Findley	\$ 36,022.35
Bradley A. Finegold	\$ 60,037.25
Jack M. Finkelstein	\$ 20,000.00
Mathew Fink	\$ 224,600.00
The Warren Stanley Fink & Karen Ingrid Fink 1999 Trust	\$ 87,416.00
Tracy K. Fink	\$ 42,801.26
Michel La-Bleu & Craig Finley	\$ 5,000.00
Karen Finmark	\$ 20,000.00
Randy Finmark	\$ 50,000.00
Kevin Finney and Lucia Cimarusti	\$ 20,000.00
Michael E. Fischer	\$ 110,819.81
Phil Fistori & Ingrid Enoex-Fistori	\$ 25,546.14
James Fitch	\$ 65,734.56
Eileen M. Fitzsimmons	\$ 70,000.00
James Flagg	\$ 24,350.82
Geno & Judy Lynn Flamma Living Trust	\$ 66,796.88

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
James K. Floyd	\$ 60,000.00
Warren J. and Sandra A. Flynn	\$ 25,000.00
Robert L. & Cynthia S. Folsom Family Trust	\$ 20,000.00
Michael & Cynthia Folsom	\$ 40,000.00
Fonda A. Hernandez Trust	\$ 59,533.73
Dexter K. Fong	\$ 68,000.00
Jack L. Fong	\$ 20,000.00
Thomas Fong	\$ 51,577.57
Javier B. Fontal & Claudia A. Mederos	\$ 20,000.00
Billie Jean Ford	\$ 78,483.02
Elizabeth M. Ford	\$ 20,082.08
John S. & Carol Ann Foreman	\$ 156,677.09
Forgacs Family Trust	\$ 26,831.58
Stephen J. Forgacs Sr.	\$ 30,993.00
The Elizabeth K.F. Munk Trust dtd December 1, 2015	\$ 50,000.00
Phillip Alfred Fortin	\$ 35,362.20
Randall K. Foster	\$ 33,282.66
Mahmoud & Mary Fouladi	\$ 26,562.00
Fox Living Trust - Brian Fox Trustee	\$ 50,000.00
Douglas D. & Leslie K. Frankel	\$ 40,000.00
Rochelle Zoe Frantz Revocable Trust	\$ 20,000.00
Dale J. Frederick	\$ 87,000.00
Paul H. Frederiksen	\$ 50,000.00
Bradley & Sharon Freeman	\$ 25,827.50
John M. & Christina M. Freedman Revocable Inter Vivo Trust	\$ 40,000.00
Linda K. Freeman	\$ 40,000.00
Cristiane Vasconcelo Freire	\$ 20,000.00
Francisco F. Freire	\$ 20,000.00
Dino Fretterd	\$ 29,769.79
James & Young Fritch	\$ 6,137.51
Fry-Garatea Trust	\$ 50,000.00
The Gang and Jin Family Trust	\$ 60,000.00
Yujie Gao	\$ 20,918.00
Jeffrey & Julie Garatea	\$ 110,000.00
Theodore Michael & Patricia L. Gardner	\$ 42,313.17
Carli J. Gargano	\$ 35,969.43
Peter Garman Retirement Plan & Trust	\$ 70,000.00
Lisa A Garrison	\$ 37,000.00
Mark Garro	\$ (2,842.27)
Steve Garza	\$ 12,800.00
Reevance Gates	\$ 60,000.00
Joshua J. Gatkin Sr.	\$ 22,170.54
Cesar Gavia	\$ 27,639.97
Gee Family Trust dtd 1/14/12	\$ 26,620.00
Andrew G. Gee	\$ 26,147.50

Pacific West Capital Group, Inc., et al
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Investor Name	Proposed Claim Amount
William R. Gerard	\$ 75,226.40
Revocable Trust Agreement of Richard F. Gerber	\$ 102,313.17
Milton & Marlene Gerloff	\$ 37,187.15
Ronald Gesek	\$ 67,998.72
Michael Geyer	\$ 176,245.79
Lucy Ghazaryan	\$ 20,000.00
Dee Gibbs	\$ 100,000.00
Matthew Gibbs	\$ 24,315.22
Crystall Gibson	\$ 36,230.21
Lance Gibson	\$ 18,026.90
Art R. Gilbert	\$ 217,310.50
Jeffrey S. Gilbert	\$ 70,222.22
Gillespy and Pham Services LLC	\$ 45,625.00
James Gillespy	\$ 23,000.00
Parmjit & Jaswinder Gill	\$ (10,283.50)
Sarina Gill-Dhanao	\$ 75,000.00
Michael F. Giove, Jr and Ilene H. Giove Family Trust dated 02/24/2004	\$ 20,000.00
J. Bridget Gleason	\$ 85,700.50
Mark W Goettsch	\$ 74,408.52
Stanley Edward Golden Living Trust	\$ 83,006.75
Ellen Goldblatt	\$ 15,846.52
Linda Golden	\$ 50,000.00
Kimberly Jill Davis Trust dtd May 12, 2015	\$ 33,524.12
Guillermina F. Gonzalez	\$ 16,248.40
Joseph Gonzalez-Posada	\$ 16,003.90
Patricia Gonzalez	\$ 24,500.00
Saul D. Gonzalez	\$ 50,000.00
Vincente C. Gonzalez	\$ 33,175.20
The Goodbrand Family Trust dtd 8/4/04	\$ 24,568.28
David & Tonya Goodbrand	\$ (3,268.86)
Gregory H. Gordon	\$ 39,810.26
Neal & Nancy Gordon	\$ 20,000.00
Robert Gordon	\$ 16,610.26
Gornall Family Revocable Trust	\$ 202,994.02
Gary C. & Pippa J. Gossett	\$ 125,000.00
Jay & Rebecca Gottlieb	\$ 22,901.17
Devesh & Shailja Goyal	\$ 26,163.34
Kathi K. Grable	\$ 28,392.82
Theodore J. Gradman	\$ 736,000.00
Grant Kuken Bagdagulyan Trust Fund	\$ 40,000.00
Rebecca B. Gravett	\$ 45,135.19
Susan Graysen	\$ 60,000.00
Donna M. Greenlee	\$ 45,110.27
Dee Ann Green	\$ 75,678.09
The Green Living Trust - Jerry R. Green	\$ 110,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
John Lee Gregg III & Hilary Johnson Gregg Trustee	\$ 850,154.73
Ernest Grier	\$ 20,000.00
Robert J. Griffis	\$ 20,000.00
William L. Griffin	\$ 25,000.00
Leonid Grossman	\$ 80,000.00
Asdrubal Groschel	\$ 237,258.56
Marc Kobernick, MD, APC Defined Benefit Pension Plan	\$ 220,000.00
Gruen Family Living Trust dtd 2/10/1993	\$ 40,000.00
Danny Grumbles	\$ 111,538.90
Virginia M. Grumbles	\$ 16,278.44
Vincent & Tina Guan	\$ 202,183.79
Christina Guerland	\$ 10,000.00
David A. & Nancy L. Guerland	\$ 128,147.47
Wenyan Guo	\$ 40,000.00
Philip S. Gurian	\$ 5,969.01
David C. Gustafson	\$ 25,000.00
Wendell & Ginger Family Trust dtd July 29, 2010	\$ 173,276.22
Terrence M. Haffey	\$ 100,000.00
Charles C. & Lorraine Hager Jr	\$ 99,194.50
James P. Haggerty	\$ 143,550.79
Brian K. Hague	\$ 2,797.89
Jonathan Hahn	\$ 20,000.00
Mitchell J. Hahn	\$ 34,545.93
Benjamin W. Halligan	\$ 20,000.00
Jerry Francis Hall	\$ 33,893.67
Laura P. Halsell	\$ 20,000.00
Robert Scott Hamann	\$ 46,026.04
Bruce & Mary Hampton Estate	\$ 167,973.68
Paul Alan Hampton	\$ 34,534.49
Bruce Dave Hansen	\$ 42,170.54
Handler Family Revocable Living Trust	\$ 300,000.00
Clyde W. Hanes	\$ 23,000.00
Dave Harriman	\$ 71,248.72
Kathleen A. Hardin	\$ 40,000.00
William J. Hardison	\$ 30,000.00
Lamont W. Hargraves	\$ 20,000.00
Leonard & Andrea Harlin	\$ -
The Dorel Harms Trust dtd 11/28/2001	\$ 20,000.00
Daniel Alexander Harnish	\$ 137,000.00
Donald G. Harris Living Trust dtd 5/14/01	\$ 22,901.17
Harris Family Trust U/A 08/11/2000	\$ 62,738.82
Frank B. Harriman Rev. Trust dtd 3/4/80	\$ 20,000.00
Johnathan Mark Harris	\$ 37,616.30
Cyril A. Harshman	\$ 45,184.31
Jason Hartman	\$ 20,000.00

Pacific West Capital Group, Inc., et al
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Investor Name	Proposed Claim Amount
Patricia M. Harvey	\$ 60,000.00
Scott M. & Joyce A. Hashimoto	\$ 64,549.50
The Hashemi Family Trust dtd May 25, 2010	\$ 30,000.00
Susan Hasselwander	\$ 50,000.00
Cassandra Havenor	\$ 50,000.00
Fei Havenor	\$ -
Michael K Hayashida	\$ 143,500.00
Mari Hayden	\$ 60,000.00
Christopher & Marci Hayes	\$ 257,000.00
Vincent & Myrna Matthews - Haynes	\$ 100,000.00
Allen Nan He & Sue Lee	\$ 20,000.00
Robert G. Heath	\$ 939,989.45
Sandra J. Heaton Trust	\$ 50,000.00
Eric Hedayat	\$ 27,639.97
Douglas K. & Rita R. Heisinger	\$ 27,957.03
Lian He	\$ 50,000.00
John M. Helm 20002 Trust	\$ 40,000.00
David & Beatriz Helton	\$ 80,000.00
Lana S. Henderson	\$ 25,000.00
Michael Hendron	\$ (7,584.36)
Steven D. Henderson	\$ 50,000.00
John W. Hengesh	\$ 45,184.31
Karen E. Hentoff	\$ 24,014.90
Raymond J. Herda	\$ 200,000.00
Miguel Hermawan	\$ 20,000.00
Juan C. Hernandez	\$ 30,000.00
Eric Hertica	\$ 117,184.02
Earl & Nancy Heverly	\$ 147,300.84
Bruce Heying	\$ 137,109.14
Robert G. Higginbotham	\$ 20,000.00
Higgins Family Trust	\$ 24,014.90
Rose A. Hirahara	\$ 91,813.17
Shigeyasu Steve Hiraiwa	\$ 55,894.18
Christopher J. Hively	\$ 27,639.96
George Hoag	\$ 397,209.26
James C. & Jenay A. Hoffman JTWROS	\$ 40,000.00
Jeff S. Hoffman	\$ 200,000.00
Steven R. Hoffman	\$ 75,656.40
Brian J. Hogan	\$ 438,000.00
Niel Hoglen & Heather Bendall	\$ 25,000.00
Everett William Hollingsworth Jr.	\$ 80,470.99
Samual H. Hom	\$ 20,000.00
Honan Friendship Foundation of Southern California	\$ 70,000.00
John & Mary Honey	\$ 60,000.00
Marjoriedelle Hopkins	\$ 135,748.00

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Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Donnie & Mary Hornbuckle	\$ 20,000.00
William Terry & Beverly Jeanne Howell	\$ 123,932.39
The Howsepian Family Trust	\$ 182,619.88
Arlene S. Ortiz	\$ 30,000.00
Ronnie Rae Hoyt-Crisafulli	\$ 30,000.00
Robert Hsiang	\$ 25,000.00
Sheng-Chuan Hsu	\$ 51,577.57
Tony Hsu	\$ 55,274.63
Tin A. Htway	\$ 25,000.00
Huai Ti Huang	\$ 60,000.00
Samson Huang	\$ 30,000.00
Yuan Huang & Zhurang Zhao	\$ 20,000.00
William & Elaine Huene	\$ 100,000.00
Herbert Hughes	\$ 100,000.00
Michael Hugh	\$ 31,874.40
Jennifer Huntzicker	\$ 30,000.00
Joseph Hurst and Huyen Tran	\$ 85,590.46
Mark V. Hurwitz	\$ 56,451.36
Robert C. Husbands	\$ 353,204.01
David B. & Shirley A. Husted	\$ 133,224.78
Patrick L. & Teresa H. Huston	\$ 31,636.89
Shirley Husted	\$ 423,965.26
Ting Hu	\$ 20,000.00
Cynthia Hwang	\$ 280,000.00
Hua Kuo & Rebekah Hwang	\$ 69,000.00
Harvey Ingersoll	\$ 185,507.76
Joy B. Innes-Cannon	\$ 20,000.00
Michael Ireland	\$ 73,543.20
John K. Isaacs	\$ 50,000.00
Carol Ismail	\$ 60,000.00
Jackson Par, LLC - Rebecca Prestrud Managing Member	\$ 20,000.00
1995 Jackson Family Trust	\$ 22,313.17
Terrence Jackson	\$ 21,854.00
Jacob H. Andres Family Trust	\$ 20,000.00
Irv Jacobs	\$ 45,294.52
Scott A. MacDonald Beneficiary for James Jacobs	\$ 40,000.00
Lawrence R. Jacobs	\$ 29,985.00
Arthur A. Jaegle	\$ 5,000.00
Jaime Charitable Remainder Unit Trust	\$ 27,844.49
Ajay Jain	\$ 71,938.87
Raj K. Kohli & Maryam Jalali	\$ 40,000.00
John R. James	\$ 30,000.00
Jeffrey & Joella James	\$ 30,858.20
Paul Janke	\$ 47,000.00
Thomas Warren Jarrett	\$ 25,850.35

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Investor Name	Proposed Claim Amount
Jayson Javitz	\$ 45,000.00
Robert Doug Jenkins & Jeannine Marie Jenkins Living Trust	\$ 109,270.00
Mar L. Jennings	\$ 150,000.00
Michell W. Jewett	\$ 65,000.00
Marie L. Jewett Living Trust dtd 11/30/2001	\$ 25,000.00
Yanbo Jiang	\$ 40,000.00
Yong Jia	\$ 70,000.00
Hua Jing	\$ 39,996.45
Zhong Jin	\$ 23,668.17
Mark A. Johnson	\$ 99,000.00
Michael V. Johnson	\$ 100,000.00
Bruce M. Johnston	\$ 60,000.00
Charles Johnson	\$ 206.82
Eric C. Johnson	\$ 20,000.00
Jeffrey L. Johnson	\$ 31,600.00
Johnson Trust - Charles Johnson Trustee	\$ 112,587.25
Loren W. Jolley	\$ 50,000.00
Dean M. Jones	\$ 35,000.00
David Jones	\$ 20,000.00
Lawrence Arthur Jones	\$ 40,000.00
Wallace C. Jones Living Trust	\$ 20,000.00
Diana Elaine Jorgenson	\$ 46,621.66
The Alice M. Joyce Trust dtd 4/9/12	\$ 571,556.96
Christopher Kahn & Marjolijn Bekken	\$ 40,000.00
Leslie M. Kalman	\$ 120,499.01
Sameer Kalagala	\$ 25,000.00
Marsha L. Kane	\$ 60,000.00
Sukhdev S. Kapur	\$ 42,786.12
Steven & Nancy Karas	\$ 44,035.06
Melanie A. Karp	\$ 34,000.00
Amarjeet & Ramandeep Kaur	\$ 40,000.00
James Michael Kearns	\$ 24,999.99
Ann Kearns Schaefer	\$ 24,999.99
Jane Owen Kearns	\$ 25,000.02
Richard D. Kekule	\$ 72,313.17
John L. Kellerman Jr.	\$ 20,010.00
Kendall B. Flagg Family Trust Dated December 16, 2016	\$ 27,639.97
Kathleen A. Kenny	\$ 50,000.00
Marsha Kent	\$ 40,902.50
Susan J. Keppler	\$ 50,000.00
Gary and Helen Kerley	\$ 50,000.00
Lawrence Glen Kern	\$ 92,618.33
Stephen J. Kerr	\$ 35,000.00
Teresa A. Kestran	\$ 25,000.00
Brandon Key	\$ 34,545.93

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Investor Name	Proposed Claim Amount
Zhirayr Khoshoryan	\$ 1,927.73
R. Craig Killam Jr.	\$ 27,844.49
John B. Kimball Trust dtd 11/10/97	\$ 134,483.71
Min Jenifer Kim	\$ 140,360.15
David J. King	\$ 20,000.00
David S. King	\$ 20,500.00
William K. King	\$ 48,000.00
Maurice E. Kinnett Jr	\$ 38,793.00
Dale M. Klein	\$ 3,759.55
Dr. Jeffrey Kleis	\$ 70,870.39
Raj K. Kohli	\$ 100,000.00
Robert Kornienko	\$ 52,712.72
Greg L. Korver	\$ 60,000.00
Darold Kramer	\$ 60,000.00
Wallace H. Kresley	\$ 20,000.00
Krishnan Family Living Trust dtd 8/27/2015	\$ 20,000.00
Jon E. Krohngold	\$ 31,071.25
Kurt P. Krumpholz	\$ 20,000.00
Sarah Kuchik	\$ 20,000.00
Ursula Kudzus	\$ 33,318.75
Joseph Kulakofsky	\$ 40,000.00
Mathew H. Kunderinger	\$ 40,000.00
The B. Kurwa, MD, Inc. Defined Benefit Pension Plan	\$ 45,963.70
Leemore Kushner	\$ 34,995.88
Thomas M. Kutrosky	\$ (20,000.00)
Wai Sing Kwok	\$ 38,500.00
Michel La-Bleu	\$ 210,430.55
Wayne & Mary Lou Lackey	\$ 40,000.00
Peter Lagassee	\$ 60,000.00
Harsha Lakshmanan & Udaya Rajbhandari	\$ 23,440.52
Harsha Lakshmanan	\$ 68,599.05
Linda & Howard Lambert	\$ 254,244.81
Roxana Lambdin	\$ 53,649.18
Winston Lambert	\$ 63,179.15
Scott P. Lamson	\$ 20,000.00
Jessica Lamson	\$ 20,000.00
Karen S. Lamson	\$ 80,000.00
Scott L. Lamson	\$ 50,000.00
Tony Lam	\$ 50,000.00
Adrian P. Land	\$ 20,000.00
Richard G. Lane	\$ 20,834.18
Susan C. Lang	\$ 149,351.09
John Lanpheer	\$ 10,554.98
Brian Evan Lantz	\$ 25,000.00
Rick E. Larue	\$ 20,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Lasers, Inc. Profit Sharing Plan	\$ 136,000.00
Krohngold-Sullivan Family Trust dtd May 31, 2014	\$ 166,106.38
Law Offices of Rebecca B. Gravett Defined Benefit	\$ 8,935.00
Daniel J. Lawrence	\$ 28,000.00
Aaron Lazarus	\$ 25,000.00
Ron Lazarus	\$ 25,000.00
Jeffrey J. & Jean S. Lea	\$ 451,727.84
William D. Leberz	\$ 54,341.19
Joseph M. Leeba	\$ 189,667.65
Christopher Lee	\$ 3,250.00
Darrell T. & Patrice R. Lee	\$ 76,323.86
Dennis & Nancy Lee	\$ 26,000.00
The Susan So Ying Lee Revocable Trust dtd 12/23/2005	\$ 20,000.00
Steven and Vivian 2009 Trust	\$ 25,000.00
R. Tyler Leger	\$ 25,750.00
John & Janet Lengsfelder	\$ 25,000.00
Anthony N. Leonard	\$ 20,000.00
Robert D. Leroy	\$ 120,000.00
Ralph Leseberg	\$ 306,246.64
Deborah M. Levens	\$ 19,500.00
Robert & Beverly June Levissee	\$ 40,000.00
Ronald Lew	\$ 80,037.25
Yung Shik Lew	\$ 200,000.00
Fernando Leyva	\$ 24,173.61
Ilana Libesman	\$ 57,073.77
Fred & Jacqueline Lichaa	\$ 369,447.38
Danfeng Li	\$ 20,000.00
Gary Lieb Imperial Trust	\$ 40,000.00
David Liepman & Regina Maraschin	\$ 20,000.00
Ling Ma	\$ 10,000.00
Keming Lin	\$ 21,296.00
James S. Link	\$ 75,975.56
Kui Lin	\$ 40,000.00
Jonathan Yu	\$ 50,000.00
Diane Lippstock	\$ 10,000.00
Samuel T. Li	\$ 40,000.00
Thomas M. Lister	\$ 122,020.42
Chih-Ping Liu	\$ 74,595.59
Eric Liu	\$ 25,662.61
Millie Quan-Liu	\$ 158,347.26
Philip T. Liu and Susie Thai	\$ 26,745.39
Victor Lui & Jinmei Lu	\$ 40,000.00
Xiaoyun Liu	\$ 20,000.00
Xia Li	\$ 20,000.00
Yanbin Li and Jin Tian	\$ 60,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Gary Lockwood	\$ (3,913.54)
Susan I Lockary as Beneficiary of Matthew Lockary	\$ 45,293.37
Thomas H. Lockard & Janis L. Lockard Family Trust Dated 6-2-98	\$ 27,252.92
The Johnny & Peggy Lo Family Trust	\$ 20,000.00
David Long	\$ 62,060.07
Maximiliano Alexander & Martha M. Lopez	\$ 27,957.03
William J. Lopez	\$ 23,000.00
Philip J. Lo	\$ 20,000.00
Samuel Loreda	\$ 200,000.00
David F. Losada	\$ 45,198.69
Nicholaus Loscutoff Jr	\$ 154,739.88
Kuo-Wei Lou	\$ 20,000.00
Daniel Lovaas	\$ 111,893.97
Thomas Howard Lowe Profit Sharing	\$ 29,279.16
William David Lowry	\$ 20,000.00
Bruno & Cheryl Lozingot JTWROS	\$ 300,000.00
Gregory B. Lucas	\$ 50,000.00
Joel Lucas	\$ 25,366.87
Gregory L. Fulmer VP for Administrative and Financial Services	\$ 74,000.00
Lueders Family Trust uad 03/02/20100	\$ 66,854.00
Jinmei Lu	\$ 20,000.00
Lunalani Revocable Living Trust - John Murphy & Gail D Lee Trustees	\$ 59,980.55
Carl S. & Margaret L. Lundbom	\$ 22,170.54
Dennis G. Lunder	\$ 100,000.00
Lesley Lundgren	\$ 20,000.00
Robert & Deborah Luster	\$ 120,227.65
Andrew An Luu	\$ 63,255.35
Mildred Morales Luz	\$ 34,946.76
Charles Lyster	\$ 34,070.16
Karen Lytie	\$ 27,864.88
Frank & Domenica Macciola	\$ 75,619.16
Ross A. MacCarty	\$ 100,000.00
Scott A. MacDonald	\$ 48,967.42
Junko Meada	\$ 71,846.39
Philip A. Magnan	\$ 49,222.01
Victor C. & Arsenia A. Magpoc	\$ 22,313.17
Victor A. Magpoc	\$ 46,778.96
Ronald J. Mahaney	\$ 40,000.00
Patrick & Lisa Mallory	\$ 50,678.82
Michael T. Maloof	\$ 19,457.14
Denise Mankewitz & Randall Foster	\$ 30,000.00
Thomas M. Manly	\$ 51,942.08
Ted & Kim Manuel	\$ -
Morteza & Danube Marandi	\$ 275,784.06
Fernando L. Marcolino	\$ 99,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Buran W. Marchant & Dorothy N. Marchant Trust UA 08/23/1995	\$ 670,067.29
Steven Marcotte	\$ 69,000.00
Steven Marino	\$ 103,655.55
Donna Marks Revocable Trust dtd 2/15/02	\$ 28,134.81
Dennis V. Marshall	\$ 35,970.04
Aurelio DaCosta Martins	\$ 20,000.00
The Martin Family Trust	\$ 53,688.28
Michael D. & Cherie Martin	\$ 39,225.18
The Richard D. Martin Trust	\$ 140,000.00
Randy A. Masker	\$ 84,833.15
Clark E. Mason	\$ 60,000.00
Peter & Patricia Matthews	\$ 151,470.90
Ronald A. Mathaisen Trust	\$ 40,000.00
Maton Family Limited Partnership	\$ (20,000.00)
Frank T. Matson	\$ 40,000.00
Harvey Matson	\$ 20,500.00
Eric Mawson	\$ 25,948.86
Estate of Charlotte Maxwell	\$ 20,000.00
Nan Carol Maxwell	\$ 60,000.00
Estate of Sy Maxwell	\$ 49,970.00
The Estate of Laurel Mayer - Sasha Lopez Administrator	\$ 35,969.43
Frank Maynarich Jr.	\$ 20,000.00
Gary McArthur	\$ 20,000.00
McBeath Family Trust dtd. 10/29/1984	\$ 47,681.30
Ross A. MacCarty	\$ (75,000.00)
Andree McColl-Ravanelli - Custodian for Rowan McColl- Ravanelli	\$ 29,721.69
McComb Trust dated 11/4/1999	\$ 100,000.00
Stuart H. & Elizabeth McColl	\$ 292,348.49
David McDonald	\$ 25,000.00
Mike McDonald	\$ 109,748.55
Daryl & Susan McFarland	\$ 214,786.21
Chrstina M. McGillen	\$ 32,789.24
Kenneth G. McGregor	\$ 29,846.33
The Trust of Charles & Jean McKenry	\$ 20,000.00
Gregory McIntosh	\$ 29,328.99
James McIntosh	\$ 20,000.00
The William Ray McJimpson Trust	\$ 25,000.00
William McKay	\$ 20,000.00
Anne McKenna	\$ 22,675.33
The Trust of Charles & Jean McKenry	\$ 29,454.71
Thomas M. & Lisa P. McKenna	\$ 55,000.00
Sandra Marie McKinney	\$ 20,000.00
Keith McLaughlin	\$ 146,461.70
John David McLean	\$ 104,323.78
Michael & Evonne McMahan	\$ 70,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Ronald S. McMaster	\$ 33,248.92
Timothy J. McMurray	\$ 100,000.00
Ian McNay	\$ 33,000.00
Daniel F. McNeff	\$ 55,801.52
The Dennis McNeff Living Trust	\$ 42,308.79
John G. McPeak	\$ 25,000.00
Carole M. McQuillan	\$ 26,000.00
Kelly C. McSpadden	\$ 41,798.25
Marjorie McWhorter	\$ 20,000.00
Christopher J. Meersman	\$ 60,000.00
David Megginson	\$ 27,402.71
Jinesh Mehta	\$ 49,323.91
Minal Yatrik & Yatrik H. Mehta	\$ 3,210.32
Robert M. Elgar	\$ 87,507.03
Roy S. & Darlene J. Meli	\$ 83,051.30
Vram Melikian	\$ 40,000.00
Ricki Q. Melton	\$ 54,814.68
The Genaro Mempin & April Mempin Revocable Living Trust dtd 2/27/98	\$ 40,000.00
JoAnn Mendiburu	\$ 25,000.00
Suzanne W. and John R. Mendoza	\$ 30,000.00
Stephen Merrill	\$ (20,000.00)
Charles Messall	\$ 20,000.00
William & Donna Mewhinney	\$ 72,044.70
Meyer Family Trust dtd 12/17/2008	\$ 60,000.00
William Michael & Carla Ann Artamenko	\$ 65,398.28
Merritt L. Mielke	\$ 20,000.00
Patrick Migliazzo	\$ 165,000.00
Jeffrey J. Miladin	\$ 46,163.34
John E. Milbauer Trust, dated April 12, 2002	\$ 53,239.92
Brian F. Miller	\$ 140,000.00
William W. & Carol Millar	\$ 24,393.82
James J. Miller	\$ 34,599.95
Mills Family Trust dtd 9-9-99	\$ 51,655.00
William Mills	\$ 60,000.00
William E. Mims Jr.	\$ 60,000.00
Byung Min Estate	\$ 22,000.00
The Minor-Schimek Family Trust dtd June 11, 2012	\$ 56,000.00
Tom L. Mintun	\$ 202,188.60
Dennis Mogerman Revocable Trust	\$ 70,416.80
Daniel Moh	\$ 50,000.00
Joe P. Mojica	\$ 100,000.00
Dattathreya Mokkalpati	\$ 30,000.00
Paul Momita & Linda Reynolds	\$ 162,594.51
Monahan Trust dtd 12/13/2000	\$ 25,000.00
Clint W. Monchamp	\$ 50,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Lawrence Monoson	\$ 50,000.00
The Montague Family Trust dtd 12/2/1996	\$ 60,000.00
Brett Moore	\$ 20,000.00
Michael S. Moore	\$ 42,516.00
The Russell and Carole Moore Trust	\$ 52,892.03
David Mooso	\$ 45,000.00
Ann P Morris and Robert Stuart Morris	\$ 80,000.00
Donald & Rebecca Morr	\$ 377,314.60
Jeffrey J. Morreale	\$ 100,000.00
Stewart F. Morse	\$ 48,930.57
Thomas Moscatelli	\$ 200,000.00
Barbara Moss	\$ 800,000.00
Takeshi W. Motoyasu	\$ 24,000.00
Gisele Motta	\$ 20,000.00
Soleiman & Angela Mottahedeh	\$ 20,000.00
Barry Wayne & Julie Ann Mueller	\$ 43,768.26
Steven Mulkey	\$ 110,000.00
Susan Murray	\$ 30,000.00
Judith K. Musgrave	\$ 27,435.07
Michael B. Musgrave	\$ 40,000.00
Sean H. Mustain Family Trust U/D dated 12/31/03	\$ 20,000.00
Patricia Myers	\$ 23,000.00
Aaron & Ariella Nachshoni	\$ 50,000.00
Carl M. Nagata	\$ 204,345.42
Nambiar Revocable Living Trust U/A dated January 12, 2003	\$ 100,000.00
William L. Names, Jr.	\$ 19,500.00
Angelo Naval	\$ 55,000.00
The Nead Family Trust dtd 08/09/2005	\$ 100,000.00
Glen J. Neal	\$ 53,000.00
Joe Negrete Jr	\$ 43,708.00
Robert M. Negron	\$ 50,000.00
Barry R. Nelson	\$ 10,000.00
Mark Timothy Nelson	\$ 100,000.00
Rick & Sherry Nelson	\$ 25,000.00
Bryce Nesbitt	\$ 40,000.00
James R. Ness	\$ 21,854.00
Netrix, LLC - Fred Chen	\$ 40,000.00
Edward F. Nevels	\$ 47,167.17
William Neville	\$ 20,000.00
Sam J. Newberry	\$ 26,163.34
Chad New	\$ 20,000.00
Dang Van T. Ngo	\$ 39,000.00
Carolyn J. Nielsen & K. Belinda Salazar	\$ 21,022.35
Russell C. Nields	\$ 64,371.65
Nobella Holdings, LLC - Manuel L. Nobella Owner	\$ 20,000.00

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Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Edwin Nolan	\$ 50,000.00
James Nord	\$ 42,313.17
William Nordvik	\$ 20,000.00
Amanda Norick (Stark)	\$ 20,000.00
Andrei Nossov	\$ 20,000.00
The Oaks Family Trust dtd 5/25/2013	\$ 20,000.00
Marwa Chinder Obeid	\$ 23,309.40
O'Day Family Revocable 2006 Trust	\$ 80,000.00
Gary T. Ogimachi	\$ 60,000.00
Nancy Sachiko Okamoto	\$ 102,313.17
Robert Y & Pearl S. Okamoto Revocable Trust	\$ 20,000.00
Julie Shiu-Chu Olafsen 1991 TR, dtd 04/23/91	\$ 205,802.48
Olson Family Trust	\$ 25,000.00
Omkar Solutions, Inc. 401(k) PSP FBO - Prashant & Renu Jhanwar Trustees	\$ 40,000.00
Stephen Ondeck	\$ 47,000.00
Jean O'Neill	\$ 20,000.00
John Oppenheim Revocable Trust	\$ 100,000.00
Oriental Foods Inc., Pension Plan - Venkku G. Reddy Beneficiary	\$ 26,163.34
Elvira Orley	\$ 15,846.52
James W. Orman	\$ 107,298.36
Benjamin Leon Ortega	\$ 25,000.00
Sean O'Sullivan	\$ 100,000.00
William Oswald	\$ 31,914.95
The Ovadia Trust dtd August 29, 1994	\$ 44,626.34
Judy A. Owyang	\$ 50,000.00
Sandra Settle as Beneficiary of Mark Pacchainelli	\$ 21,606.00
Irene Paez	\$ 20,000.00
Michael J. Palermo	\$ 25,000.00
Pancake Family Trust dtd 2/1/2007 - Jerry G. & Monique P. Pancake TTEE's	\$ 20,000.00
Mariette Pan	\$ 31,235.08
Xiaoyun Pan	\$ 235,500.00
Anna Papucci - Renzo Papucci Beneficiary	\$ (50,000.00)
Mark Parelius	\$ 100,000.00
Martin Parise	\$ 50,000.00
Christina B. Park	\$ 62,509.16
Parkhe Family Trust dtd 04/17/2001	\$ 24,014.90
Susan A. Parker	\$ 33,000.00
Wurzel D. Parsons-Keir	\$ 20,000.00
Bernard Pasillas	\$ 25,000.00
Dea Lyn Paster Trustee - Richard A. Stavin solo 401(k) Trust	\$ 30,023.09
Lauren Lee Pasternak Trust dated 07/19/2002	\$ 20,000.00
Manoj B. Patel	\$ 40,000.00
John H. Paterick	\$ 60,000.00
SR Patel Family Limited Partnership	\$ 57,380.16
Mitesh Patel	\$ 20,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Renae Paulson	\$ 29,000.00
Steven Peden	\$ 23,956.58
Mary Lynn Pedone	\$ 20,654.61
Jorge & Patima Pelaez Trust dtd 4/11/06	\$ 100,000.00
Javier & Cynthia Pelayo	\$ (9,076.04)
Bruce Storms & Jill Pellettieri	\$ 40,000.00
Jeffrey E. Peltz	\$ 84,013.21
The Stuart and Stacy Pendleton Trust dtd 11/7/11	\$ 20,000.00
Ronald Penir	\$ 20,000.00
Thomas C. Penland	\$ 60,000.00
James R. Penrose	\$ 36,539.47
Ronald Penton	\$ 20,000.00
Ron Pephens Trust dtd 10/10/2007	\$ 58,508.66
Raymond Pepper	\$ 26,224.80
Rodrigo Perez	\$ 37,716.47
Perfect Kup Inc. Defined Benefit - Stephen & Dorit Kerbel	\$ 92,375.56
Shenay F. Perkins	\$ 30,000.00
Perone 401K Schwab - Stella Perone Administrator	\$ 33,470.90
Bill Perry	\$ 27,251.12
Michael Perry	\$ 25,000.00
James Peterson	\$ 21,854.00
Lynn D. Petersen	\$ 88,744.35
Claude Petite	\$ 21,854.00
Ronald R. Petruccione, Trustee	\$ 80,000.00
Patrick A. Pettijohn	\$ 46,440.91
Greg Albert Pfothenhauer	\$ 28,155.36
Cindy Phan	\$ 25,000.00
Larry & Mary Phelps	\$ 40,000.00
Phelps Survivors Trust dtd 10/18/01	\$ 64,471.97
James Phillips	\$ 186,988.82
The Martha W. Phillips Trust - Corley Phillips Trustee	\$ 108,655.25
Richard A. Phillips	\$ 95,000.00
Theodore Phillips	\$ 23,000.00
Phoenix Ecological Consulting - Ryan Young Partner	\$ 130,000.00
James C. Pietsch	\$ 147,150.59
Sandra M. Pietsch	\$ 64,941.64
Michael A. Pino	\$ 20,000.00
Mary Jane Pionk	\$ 60,000.00
Mark & Wendy Pitts	\$ 162,313.17
Richard P. Plant	\$ 40,000.00
David W. Plumb	\$ 22,773.70
Michael M. & Cathy P. Pollak	\$ 44,109.17
Robert G. Polovneff	\$ 52,000.00
Colleen D. Porter	\$ 59,899.69
Charles J Potempa & Jane A Pape	\$ 100,000.00

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Investor Name	Proposed Claim Amount
Perry Powell, Jr.	\$ 33,804.00
David & Janis Prince	\$ 60,000.00
Abhishak Priya	\$ 40,000.00
Michael J. & Robin Prodanovich	\$ 77,900.15
Bradley Prophet	\$ 60,000.00
Jeff Pudewell	\$ 176,686.92
Mark Pullen	\$ 18,518.35
Gary Purvis	\$ 27,645.98
Al & Diana Puskas	\$ 24,354.07
Thomas H. Putnam	\$ 25,675.53
Rakesh Puvvada	\$ 10,000.00
Manish Randery	\$ 10,000.00
Brian Pye	\$ 55,611.28
John B. Pyster	\$ 35,000.00
Jeffrey Hung & Jordan Git Quan	\$ 37,380.00
Quick 1996 Family Trust - Terrence M. & Bonnie D. Quick TTEEs	\$ 44,626.34
The Joel Recinos Trust dtd 5/29/2002	\$ 20,000.00
Matthew Robert Rado	\$ 30,000.00
Ranjit & Aarti Rajwani	\$ 38,688.24
Robert Ramberg	\$ 30,000.00
Alberto Ramirez	\$ 44,750.40
Armando D. Ramsey	\$ 2,401.17
Bikram S. Randhawa	\$ 120,000.00
Amlia Ransom	\$ 30,969.01
Rapp Family Trust dtd 11/22/99	\$ 44,558.37
Silpachai Ratanavipupong	\$ 81,296.00
Penny Ray	\$ 40,000.00
Amanda Read	\$ 32,459.58
Gary M. Rectenwald	\$ 71,302.75
Michael E. Redden	\$ 30,682.32
Jeff R. Reed	\$ 89,503.50
Shirley Ann Reeves	\$ 27,952.41
Carlos & Gail Remis Custodians for Noah & Aurora Remis	\$ 20,000.00
Joan Renfrow	\$ 149,891.71
Scott & Kathleen Revak Trust	\$ 69,113.33
Dr. Adoracion Reyes	\$ 30,000.00
Joseph Reyes	\$ 100,000.00
Julie S. Reynolds	\$ 123,601.36
Gerald R. Hinehart	\$ 145,632.84
Kevin Rhyme	\$ 90,000.00
Teri Allen Rice	\$ 50,893.23
Carlene Richardson	\$ 21,606.00
Steve J. Richardson	\$ 28,283.43
Dwain W. Rickertsen	\$ 110,000.00
Randal B. & Judy L. Ricks	\$ 86,617.96

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Investor Name	Proposed Claim Amount
Emmanuel Riclet	\$ 74,953.54
Tonnie A. Rico	\$ 80,000.00
Rebecca Riley	\$ 41,939.19
Larry & Jo Anne Ripley	\$ -
The Rising Family Trust dtd 7/11/2007	\$ 44,626.34
Mary Jane Tomiye Rising	\$ 20,000.00
Bradley Laine Ritch	\$ 24,014.90
Wynnewood A. & Rosemary Ritch	\$ 142,139.70
Kenneth I. Rivers	\$ 41,000.00
Riviera Real Estate LLC 401 (k) Profit Sharing Plan	\$ 100,000.00
The Rizzo Family Trust - Angeline Rizzo Trustee	\$ 55,193.05
David Roberson	\$ 112,838.13
John Roberts	\$ 39,758.90
Gareth Silyn Roberts Family Trust dtd April 24, 2013	\$ 40,000.00
Synthia Robinson	\$ 63,383.36
Jane L. Robinson	\$ 20,000.00
Simon Robins	\$ 70,000.00
The Rogers Family Trust dtd 12/9/97	\$ 67,797.91
Susan M. Antonucci	\$ 29,000.00
Miguel Rodriguez	\$ 52,280.68
Richard A. Rodriguez	\$ 30,000.00
Lora Rogers	\$ 20,000.00
Stephen E. Rogers	\$ 207,800.00
Tania C. Murphy	\$ 127,000.00
Robert R. Roman	\$ 30,829.20
Francisco J Romero	\$ 32,477.77
Lex W. Rooker	\$ 521,232.49
Douglas L. Roscoe	\$ 174,126.05
Mary J. Roselauf	\$ 23,000.00
Gale Rossi	\$ 61,179.91
Linda D. Ross	\$ 22,170.85
Michael E. Ross	\$ 60,000.00
Norma M. Ross	\$ 33,239.05
John V. Rot	\$ 52,326.69
Rithard & Gloria Roth Trust	\$ 50,000.00
Nicholas P. & Tatiana Rottunda	\$ 45,239.76
Jennie L. Rowles	\$ 10,600.00
Christopher M. Ruff	\$ 20,000.00
Justin Rupprecht	\$ 39,086.04
Robert B. Ruskin	\$ 75,000.00
Steven G. Rusk	\$ 9,545.93
Rodney T. Ruthel	\$ 93,708.00
Misha Rys	\$ 19,173.46
Alon Saado	\$ 75,256.14
Gregg & Gordana Sabatelli	\$ 43,000.00

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Investor Name	Proposed Claim Amount
Wayne F. Sabatelli	\$ 180,000.00
Mark Saigh	\$ 591,914.89
K. Belinda Salazar	\$ 15,000.00
Richard & Mary Salazar	\$ 50,000.00
Robert G. Samet	\$ (15,000.00)
Pamela G. Wouk	\$ (15,000.00)
Sopheap Sam	\$ 15,000.00
James E. Sanford Living Trust dated 4/30/2014	\$ 75,000.00
James Earl Sanford Jr.	\$ 24,400.00
Carl Santillian	\$ 24,000.00
Virginia Sarabia	\$ 27,319.56
Frank & Teresa Sardina	\$ 100,000.00
Craig Savage	\$ 98,115.20
James T. Sbicca	\$ 125,000.00
Alan & Vicki Schankman	\$ 55,425.90
Dorothy E. Scharer	\$ 130,123.85
Dennis Schaefer	\$ 17,724.28
John Scharmer	\$ 53,638.13
Schindele Family Trust	\$ 20,000.00
Thomas H. Schindler	\$ 35,000.00
Craig & Tammy Schnekenburger	\$ 35,380.68
Edward Schrader	\$ 45,000.00
Schreiber Family Trust dtd 12/29/04	\$ 60,000.00
Ben A. Schuck III	\$ 32,704.18
Schutzman Family Trust dtd August 5, 2015	\$ 20,000.00
The Schultheis Family Trust dtd 11/15/2011	\$ 15,846.74
Michael W. Schultz - The Myron P. Schultz Family Trust	\$ 53,942.28
Kenneth N. & Susan H. Schwaderer	\$ 226,374.82
Robert H Scott	\$ 20,000.00
David Scott & Colleen Teresa Casey	\$ 32,785.12
Daniel D. Scott	\$ 23,382.00
Jeffrey D. Scott	\$ 20,000.00
Scott Rooke Family Trust	\$ 20,000.00
Winnie Scott	\$ 28,960.15
Secured Investments & Holdings, Co., Inc. - John T. Blanchard Esq President	\$ 25,000.00
Jaye Sedillo	\$ 20,000.00
David P. Seider	\$ 155,000.00
Norbert Semf	\$ 180,000.00
Mehran Senehi	\$ 300,000.00
Michael W. Senkier Family Trust dtd 2/9/04	\$ 90,191.60
Rohan Sen	\$ 40,000.00
Thomas R. Sepko	\$ 20,000.00
Alan H. & Barbara M. Seplow	\$ 99,975.00
Serenity Investment Group - Anuradha Sharma Managing Partner	\$ 60,000.00
Gail Lynn Service	\$ 22,000.00

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Investor Name	Proposed Claim Amount
The Foon Lun Seto and Mee Kiu Chau-Seto Revocable Living Trust dtd March 12, 2011	\$ 40,000.00
The Susan Z. Shaffer Trust dtd 7/19/2001	\$ 20,000.00
Michael M. Shahani	\$ 22,773.70
Shreyas Shah	\$ 20,000.00
David & Adrienne Shannon	\$ 20,000.00
Kevin Shanahan	\$ 55,072.08
Jeanette Shaw	\$ 20,000.00
The Shechter Family Trust dtd 05/22/09	\$ 30,115.75
Michael T. & Christina N. Shelton	\$ 50,000.00
Emily Chao-Hwa Shen Revocable Trust	\$ 69,264.80
Donald L. & Beverly A. Sherry	\$ 20,000.00
Perry A. Shields	\$ 68,666.62
Walid Shihayed	\$ 40,000.00
Kunitaka Shioya	\$ 96,915.23
Paul Shipman	\$ 80,000.00
Yunqing Shi	\$ 33,000.00
Terrence P. Shrock	\$ 39,945.00
William T. Shuff	\$ 129,446.00
The Shugert Family Trust U/A 7/12/01	\$ 60,000.00
Winnie Wong & Raymond Shum	\$ 20,000.00
Allen L. Shurgala	\$ 10,000.00
Erin Sibley	\$ 313,305.17
David Ian Silpa	\$ 60,000.00
Beth Silverstein	\$ 21,854.00
Karen Hill-Silverman	\$ 80,492.13
Neal Silverman	\$ 25,000.00
Mark. E. Portman & Janet Simmons	\$ 20,000.00
Paul Simonson	\$ 159,582.00
Patty Simone	\$ 20,000.00
The Trust for Hannah, established under The Caryl Lee Simpson Living Trust UDT dated Ja	\$ 22,313.17
The Simpson Family Trust dated December 8, 2014	\$ 20,000.00
Sumeet Singh	\$ 85,000.00
Sukhjinder Singh & Gurminder Singh	\$ 7,400.00
Carlos E. Siros	\$ 50,000.00
Norman Siu	\$ 75,000.00
Joel Skene	\$ 26,157.21
Robert J. Skora	\$ 80,000.00
Ghassan Sleiman	\$ 23,218.40
Bernie Slenders	\$ 47,982.47
Gale L. Sloan Living Trust dtd 6/1/98	\$ 47,340.00
Stephen J. Slocum	\$ 68,967.61
Kent & Susan Smead	\$ 70,000.00
DeeAnn Smith	\$ 46,440.91
Larry C. Smith	\$ 83,864.54
Michael Scott Smith	\$ 20,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
William L. Smith Jr.	\$ 12,900.00
Robert Smotherman	\$ 45,982.21
Tab Snavely	\$ 88,533.00
James Sniechowski	\$ 30,000.00
David M. Sockett Trust	\$ 27,639.97
Roger & Francine B. Sohn	\$ 338,461.60
Sol Investments LLC 401K PSP - Patrick L. Huston	\$ 40,000.00
Phillip & Rita Solk	\$ 122,592.00
Li Song	\$ 20,918.00
Lorraine C. Sonnen	\$ 19,945.00
Matthew Sonnen	\$ 27,600.00
Stanley So	\$ 20,000.00
Scott Spackey	\$ 24,118.59
Leland Sparks	\$ 20,000.00
Anthony Speciale	\$ 80,000.00
Andrew Spengler	\$ 142,981.46
Beng Spies	\$ 40,000.00
Anthony J. Sprenger	\$ 100,000.00
Apichai Patanakuha & Malika Srivisatsak	\$ 40,000.00
Jeffrey D. Stafford Living Trust dtd 4/19/2013	\$ 41,766.73
Miriam T.A. Stange	\$ 25,000.00
Timothy Starritt	\$ 29,000.00
David Mark Stearn	\$ 70,557.08
Jay Edwin Steele Jr	\$ 35,499.60
Shirley M. Steele	\$ 29,316.44
Evan K. Steiner	\$ 58,000.00
Jay H. Steinbach	\$ 32,786.56
Richard Steigner	\$ 20,000.00
Curtis J. Stephenson	\$ 71,496.84
Markku Pertti Valfrid Stenberg	\$ 26,112.21
Henry M. Stewart	\$ 20,000.00
Kathleen P. Stewart	\$ 69,541.22
Priscilla Stewart	\$ 61,170.25
Ronald Dean Stiger Jr.	\$ 25,263.17
Gary Stoffels	\$ 29,000.00
John E. Stone	\$ 94,000.00
Gordon E. Stoppel	\$ 24,014.90
Bruce Storms	\$ 20,000.00
Douglas Dale Stoutenburg	\$ 33,220.52
Sharon Stout	\$ 67,015.20
Vernon R. Stowe	\$ 26,500.00
Lyman Stratton	\$ 388,000.00
Edward C. Strelo	\$ 35,000.00
Jiri & Marie Strejcek	\$ 286,426.12
Sneshia Stribling	\$ 20,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Richard A Strickland	\$ 81,296.00
David Strykowski	\$ 23,088.68
John & Melody Sullivan JTWROS	\$ 50,000.00
Laura K. Sullivan	\$ 56,302.50
Hong Bin Sun	\$ 20,000.00
Mary Sung	\$ 10,459.00
Sunny Housing Solutions, Inc.	\$ 20,000.00
Gary Dean Sutton	\$ 70,930.97
Mary K. Sutton	\$ 25,000.00
Van S. Sutton	\$ 22,000.00
Jared Svendsen	\$ 23,991.78
Bruce J. Sweet	\$ 383,223.96
Sweeney Revocable Living Trust dtd September 2, 2015	\$ 59,235.10
Swinton Family Trust dtd 01/13/2000	\$ 46,211.70
The Szeto/Ng Living Trust dtd 11/8/1996	\$ 20,000.00
Alan & Deborah S. Taber	\$ 17,892.03
Nabil Tafakji	\$ 20,000.00
Marlene Talley	\$ 20,000.00
Ivan Tam	\$ 20,000.00
Jenhwa Tan	\$ 20,000.00
Yun Ping Tan	\$ 60,000.00
Zehui Tan	\$ 40,000.00
Robert Tavano	\$ 61,198.26
M.P. Tavill Revocable Trust	\$ 132,404.48
Kathleen V. Taylor	\$ 37,500.00
William P. & Lynne B. Taylor	\$ 1,700,000.00
Christopher Taylor	\$ 49,439.72
Scott Carson Taylor	\$ 20,000.00
Kenneth Taylor	\$ 130,000.00
Thawee Techathamnukool	\$ 105,850.00
William S. & Dovie E. Telesco	\$ 160,593.08
John G. Tesseneer	\$ 100,000.00
Jay Howard Thames	\$ 21,000.00
Kim Hock Tham and Piak Yok Tan	\$ 40,000.00
David E. Rawson Trust	\$ (20,000.00)
Gillian L. Theobald	\$ 49,441.51
Monica Ann Thompson	\$ 37,122.77
Charles K. & June A. Thomas	\$ 65,443.42
David Thoma Revocable Trust dtd 04/17/08	\$ 135,306.21
George A. & Cecily K. Thomas Rev. Trust	\$ (30,000.00)
Shelley A. Thomas	\$ 46,811.07
Michael J. Thomson	\$ 64,696.45
Steven L. Thompson	\$ 38,428.04
Shane Thomas Beneficiary of William Mark Thomas	\$ 10,000.00
Chase Thomas Beneficiary of William Mark Thomas	\$ 10,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Susan Thoresen	\$ 32,802.00
Gina S. Thrane	\$ 84,000.00
Albert S. Thurmond	\$ 100,000.00
Margaret M. Tiernan	\$ 33,299.31
The Dave Tigert Living Trust	\$ 75,000.00
Herman Tigner	\$ 42,340.00
R. Kent Tipton	\$ 6,562.00
George Titizian	\$ 130,852.49
Glenn D. Tofani	\$ -
Julian Tollast	\$ 3,596.95
Ron Tomczak	\$ (1,163.11)
John H. Tomlinson	\$ 30,389.21
Kody Tompkins	\$ 42,000.00
John M. Toms	\$ 20,000.00
Chaveewan Tongprajiad	\$ 23,000.00
Reyes A. & Lupe Topete	\$ 114,481.67
Bhanumati V. Toprani	\$ 41,957.70
Richard Torres	\$ 68,703.51
Tila Thanh To	\$ 25,000.00
Raymond J. Tougas	\$ 155,885.80
Gary David Trapp	\$ 121,638.91
Jon F. Traynham	\$ 61,646.77
Patricia S. Traylor	\$ 20,000.00
Raymond Trembath	\$ 20,000.00
Scott R. Trimmingham	\$ 48,642.90
Lan-chi T. Truong	\$ 60,000.00
Albert Tso	\$ 80,267.90
Rudy Tsujimura	\$ 20,000.00
Michael Tucceri	\$ 39,277.17
Michael M. Tuke	\$ 21,000.00
Jacqueline L Rains-Turk & Jeffery A Turk	\$ 25,310.18
Judy & Steve Turkheimer Family Trust dtd 1/25/2007 as amended and restated October	\$ 80,000.00
Janet Tyler	\$ 69,188.29
Kenneth L. Tyler	\$ 25,827.50
Jay Uhalt	\$ 23,500.77
Robert J. & Clare M. Uhler	\$ 40,000.00
Omni Portfolio Group LLC - Ulysses Curry Managing Partner	\$ 29,000.00
Unitas Trust dtd 11/01/89 - Juan S. Tyberg TTEE	\$ 1,022,460.59
Jack & Shelley Upton	\$ 25,000.00
Denis Todd & Sophia Ann Valentine	\$ 26,562.00
Jacqueline W. Van Dyne	\$ 23,273.48
Jeffrey Charles Van Ornam	\$ 20,000.00
Alvaro Ivar & Dawn Louise Vasco	\$ 60,000.00
Daniel Vasquez	\$ 40,000.00
James A. Velasquez	\$ 20,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Mercedes A. Veliz	\$ 45,329.22
Joseph Ray	\$ 127,849.95
Aldo I. Verrico	\$ 20,000.00
Sheila Marie Vietro	\$ 39,071.75
John D. Villescascas	\$ 59,000.00
Anthony & Meena Virk	\$ 61,917.52
Anthony S. Vogel	\$ 33,750.00
David A. Vogel	\$ 23,666.40
Neal S. Vora	\$ 20,000.00
Shobha S. Vora	\$ 20,000.00
Michael J. Vorhis	\$ 132,000.00
Stephan & Vera Vuich	\$ 150,000.00
Derek Wada	\$ 20,000.00
Eugene T. & Susan A. Wada	\$ 72,331.83
Wade Consulting Inc. Profit Sharing Plan	\$ (20,000.00)
Louise Wade	\$ 63,000.00
Michael D. Waks	\$ 381,450.15
James K. Walker	\$ 40,000.00
Joseph Walker	\$ 63,127.12
Thomas B. Wallace	\$ 39,000.00
David & Vanessa Wallace	\$ 60,000.00
Traci L. Kieva	\$ 46,942.04
David W. Walmsley	\$ 37,954.13
Douglas L. Walters	\$ 41,324.00
Andrew Wampach	\$ 94,000.00
Hai Wen Wang	\$ 25,082.01
Joe H. Wang	\$ 50,000.00
Kelly Wang	\$ 20,000.00
Ming Wang	\$ 115,000.00
Haojun Wang	\$ 10,000.00
Brian J. Ward	\$ 29,261.34
Dale & Vanecia Warner	\$ 100,000.00
Rodyen Warner	\$ 22,313.17
Jerzy Wasowski	\$ 20,000.00
David R. Wasserman	\$ 20,001.00
Peter J. Watson	\$ 30,000.00
Waxman-Mastman Trust dtd 5/21/14	\$ 38,600.16
Jon & Leah Way	\$ 29,846.33
Wealth Classes, Inc. - George E. Antone President	\$ 90,000.00
Bruce V. Weaver	\$ 38,000.00
Signe Kiesel & Jeffrey L. Weaver	\$ 29,846.33
Donald G. Weber	\$ 25,000.00
Amy I. Webster	\$ 100,000.00
Ervin Wegscheider	\$ 32,959.50
2005 Russell Weidemann and Winona Weidemann Revocable Trust	\$ 30,969.01

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Amy Ruth Weintraub	\$ 20,000.00
Marvin J. Weiss Estate	\$ 30,000.00
Michael Welch	\$ 40,000.00
The R and S Welstand Family Trust	\$ 60,000.00
The Joshua M. Weltchek Revocable Inter Vivos Trust dtd 3/20/2003	\$ 40,000.00
Wendl Family Trust Dated April 21, 2022	\$ 386,719.80
Sharon Wentworth	\$ 36,429.39
Scott Wesolowski	\$ 20,000.00
Wesser Family Trust dtd 4/9/9900	\$ 550,000.00
Margo M. Westfall Beneficiary of Kim Westfall	\$ 79,638.97
Mary J. Westfall	\$ 193,000.00
Steven T. West	\$ 22,948.76
Wade James Westhoff	\$ 70,890.33
Roy C. Wheatle	\$ 20,000.00
Brenda Whitmore	\$ 55,000.00
The CK White Revocable Trust dtd 9/24/2014	\$ 100,000.00
Dudley Whitemyer	\$ 175,908.96
Michael Whitener	\$ 60,000.00
Michelle A. & Mark P Whitegon	\$ 34,534.49
Wickeraad Revocable Living Trust dtd 5/7/2008	\$ 157,268.00
Arthur Widener & Katheryn Louie	\$ 22,901.17
Carley B. Wiegand	\$ 50,000.00
Mark Sanford Wilbur	\$ 130,045.16
John Wilcox	\$ 68,067.60
Donald R Wild	\$ 38,271.40
Donald Wilson	\$ 21,248.08
Barry L. Wilen	\$ 50,664.91
Jack R. Willey	\$ 9,000.00
Forrest E. Wilkins	\$ 23,269.23
Thomas E. Wilkins	\$ 20,000.00
Daniel Ryan Williams	\$ 100,000.00
Williamson Family Revocable Trust dtd9/16/10	\$ 51,577.57
Reed Williams	\$ 20,000.00
Stan & Lisa Wiliis	\$ 26,157.21
Terrance A. Williams	\$ 20,000.00
Robert & Joberta Wilson Trust dtd 11/2/2012	\$ 40,000.00
Joseph & Ann Wilson	\$ (612.10)
Charles Wilson	\$ 49,235.92
Daniel Wilson	\$ 25,827.50
Kenneth & Mary Wilson Revocable Trust	\$ 40,000.00
Catherine Chapman	\$ 23,121.34
Randall T. Wilson	\$ 110,192.00
Dane V. Winkleman Defined Benefit Plan	\$ 167,392.66
Charles H. Wissman	\$ 40,000.00
Larry Witcher, Jr.	\$ 25,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
W.I.T. Investments, LLC	\$ 75,000.00
Donald Wolfe	\$ 25,000.00
Lawrence C. & Carolyn A. Wong	\$ 43,609.17
Helen A. Wong	\$ 20,000.00
Rayman Y. Wong	\$ 43,000.00
Wallace Wong	\$ 64,444.44
David J. Woodworth	\$ 25,000.00
Scott D. & Jasmine Woodworth	\$ 307,285.26
Denise Rae Spalding Beneficiary of Dennis R. Wood	\$ (9,038.16)
Julie A. Woodworth	\$ 25,500.00
Ronald C. Wood	\$ 35,988.77
Stephen R. Wood	\$ 81,335.22
Terry K. Wood	\$ 22,314.17
Woodworth Family Trust dtd 5/23/1994	\$ 295,000.00
Gary T. Woolf	\$ 58,370.49
Victoria A. Woolford	\$ 40,000.00
Winston Woo	\$ 21,118.73
Evan L. Wride & Ann A Wride Revocable Living Trust	\$ 40,000.00
John W. Wright	\$ 274,384.35
Joseph J. & Margaret M. Wronowicz	\$ 61,905.80
Dr. Karen Wrubel	\$ 27,068.00
Jason Wuest	\$ 602,698.82
Robert & Kyndra Wu Family Trust	\$ 6,806.70
Zhao Wu	\$ 20,000.00
Winston Wycoff	\$ 60,000.00
Dan XU	\$ 140,918.00
Gang Xu	\$ 18,000.00
Robert Xu & Yuping Wang	\$ 21,296.00
Michael Yaffe	\$ 2,030.48
Yamada Living Trust dtd 02/01/2000	\$ 161,209.96
Daphne Y. Yang	\$ 22,212.50
Sarah Q. Yang	\$ 40,000.00
Xiaoqing Yang	\$ 43,708.00
Yi-Rou Yang	\$ 88,252.08
Igmidio Rosales Yaranon	\$ 72,635.11
Bushra Yasin	\$ (20,927.26)
Brian Yasui	\$ 11,450.59
Lynn Chou	\$ 11,450.58
Adeleine Yeh	\$ 48,694.78
Svetlana Yesin	\$ 32,000.00
Qun Hong Yin (Lily Yin)	\$ 40,000.00
Reed & Colleen Yoder	\$ 228,845.33
Mark F. Yonkovich	\$ 30,000.00
Susan Young	\$ 20,000.00
Donn & Jodel Yover	\$ 35,000.00

Pacific West Capital Group, Inc., et al
Schedule of Investor Claims

Investor Name	Proposed Claim Amount
Xin Hua Yuan	\$ 60,000.00
Gene Zaccor	\$ 66,313.17
Michael A. Zaic	\$ 24,000.00
Richard A. Zaino	\$ 94,259.30
Frank D. Zalusky	\$ 20,000.00
John Joseph Zeller Estate	\$ 52,326.43
Qingli Zhang	\$ 40,000.00
Yiping Zhang	\$ 60,000.00
Wei Meng Zhao	\$ 22,000.00
Sean Zhao	\$ 20,000.00
Yu Zhang	\$ 90,000.00
Geng Zhou	\$ 120,000.00
Lianhui Zhou	\$ 60,000.00
Gene X. Zhu	\$ 20,000.00
Yiping Zhu	\$ 100,000.00
Alan & Caroline Zuckerman	\$ 20,000.00
Aaron & Juana Zuern	\$ 303,620.76
Helene Zwerdling	\$ 104,671.60
Grand Total	\$ 106,655,300.65

EXHIBIT B

Pacific West Capital Group, Inc., et al
Schedule of Investor Disputes

Claimant Name	Claim Amount Asserted by Claimant	Claim Amount Recommended for Approval
David & Jan Amandus	\$20,320.48	\$320.48
Donna Calhoun	\$237,600	-
Andrew Calhoun Jr.	\$43,255.14	-
Wesley Bemis	\$1,457,532.49	\$1,198,532.49
BroadRiver Asset Management, L.P. on behalf of Cook Street Master Trust	Priority payment of \$2,235,402.74	\$2,235,402.74
Mills Potoczak & Company	\$214,609.89	Deferred to be resolved in Related Action

EXHIBIT C

1 ALLEN MATKINS LECK GAMBLE
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7 600 West Broadway, 27th Floor
8 San Diego, California 92101-0903
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9 Fax: (619) 233-1158
E-Mail: tfates@allenmatkins.com

10 Attorneys for Receiver
11 THOMAS HEBRANK

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14
15 SECURITIES AND EXCHANGE
COMMISSION,

16 Plaintiff,

17 v.

18 PACIFIC WEST CAPITAL GROUP,
19 INC.; ANDREW B CALHOUN IV;
PWCG TRUST; BRENDA CHRISTINE
20 BARRY; BAK WEST, INC.; ANDREW B
CALHOUN JR.; ERIC CHRISTOPHER
21 CANNON; CENTURY POINT, LLC;
MICHAEL WAYNE DOTTA; and
22 CALEB AUSTIN MOODY (dba SKY
STONE),

23 Defendants.
24
25
26
27
28

Case No. 2:15-cv-02563-DDP-FFM

**[PROPOSED] DISTRIBUTION
PLAN OF RECEIVER THOMAS
HEBRANK**

Date: January 11, 2021

Time: 10:00 a.m.

Ctrm.:9C

Judge:Hon. Dean D. Pregerson

1 **DISTRIBUTION PLAN**

2 This Distribution Plan shall govern the administration and distribution by
3 Thomas Hebrank, the federal equity receiver (the "Receiver"), of funds collected in
4 connection with the above-captioned Securities and Exchange Commission
5 enforcement action.

6 As detailed below, the Receiver proposes that, after setting aside amounts
7 necessary for taxes, policy premiums and administrative expenses of the
8 Receivership Estate, all available funds be distributed to Investor Claimants with
9 Allowed Claims determined in accordance with the principles and methods detailed
10 below.

11 **I. DEFINITIONS.**

12 Unless the context otherwise requires, the below terms have the following
13 meanings when used in their capitalized forms herein. Such meanings are equally
14 applicable to both the singular and plural forms of the terms.

15 "**Administrative Expenses**" means payments arising from services
16 performed and activities undertaken after the Receivership Date in connection with
17 the administration and operation of the Receivership Estate, including but not
18 limited to policy premiums; services rendered by the Receiver and for the Receiver
19 by his attorneys, accountants or other professionals; goods and services provided by
20 third party vendors; as well as other ordinary costs of operation. Pursuant to the
21 terms of the Receiver's engagement, Administrative Expenses are paid on a rolling
22 basis and are not subject to manner or timing of distributions under the Distribution
23 Plan.

24 "**Allowed Claim**" means any Investor Claimant or Tax Claimant¹ claim for
25 payment against the Receivership Entities allowed by the Court pursuant to an order
26

27 ¹ The Receiver did not identify or otherwise receive claims from trade creditors or
28 other non-investor claimants. While one Claimant, BroadRiver/Cook Street,
vaguely characterized its payments to the Receivership Entity as something other
than an investment, for the purposes of this Distribution Plan, the money

1 entered in the above-captioned Receivership Case. An Allowed Claim shall not
2 include claims for interest, late fees, contract or other consequential damages,
3 contingent or unliquidated damages, claims submitted by Defendants or claims by
4 Defendants' present/former officers or directors. The allowed amount of each Claim
5 will be established upon the entry of the Court's order approving the Motion.

6 **"Bar Date"** means a date ninety (90) days from the mailing of the Claims
7 Letter by which Claimants were required to notify the Receiver of any disputes
8 regarding the amount of their claim as stated in the Claims Letter.

9 **"Cash"** means all cash and cash equivalents of the Receivership Entities held
10 by the Receiver.

11 **"Claims Letter"** means the letter from the Receiver sent to prospective
12 Claimants in which the Receiver provided each Claimant with notice of the
13 Receiver's calculation of their Claim Amount. The Claims Letter further notified
14 Claimants that they must notify the Receiver of any disputes regarding the
15 Receiver's proposed allowed claim amount within 90 days, in other words, before
16 the Bar Date.

17 **"Claim"** means any claim for payment against the Receivership Entity
18 whether or not such right is reduced to judgment, liquidated, unliquidated,
19 contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured or
20 unsecured.

21 **"Claim Amount"** means the net loss suffered by an Investor Claimant as
22 calculated on a MIMO basis or the amount claimed by a Tax Claimant (if any).

23 **"Claimant"** or potential Claimant means a holder of a Claim, which may or
24 may not be allowed.

25 **"Court"** means the United States District Court for the Central District of
26 California.

27

28 received from BroadRiver/Cook Street will be considered an investment verses a
trade debt.

1 **"Days"** means calendar days, unless otherwise specified herein.

2 **"Dispute"** means a written objection submitted on or before the Bar Date, to
3 the Receiver by a Claimant regarding the amount the Receiver has identified as the
4 Claimant's Claim Amount.

5 **"Entities"** or **"Receivership Entity"** means defendant PWCG Trust.

6 **"Estate"** or **"Receivership Estate"** means the collection or aggregate of all
7 assets, including but not limited to Cash, insurance policies, claims, causes of
8 action, or rights of recovery held by the Receiver on behalf of the Receivership
9 Entity.

10 **"Investor Claimant"** means a holder of a Claim that arises from one or more
11 investments with or in the Receivership Entity by an individual investor. The
12 MIMO calculations reflecting the Allowed Claim Amounts of all known Investor
13 Claimants are set forth in **Exhibit A**, appended hereto.

14 **"MIMO"** means the money-in/money-out method used by the Receiver to
15 calculate the compensable losses. For avoidance of doubt, MIMO reflects the net
16 loss, if any, for each prospective Investor Claimant as determined by calculating the
17 net amount of each investor's aggregate actual out of pocket payments made to the
18 Receivership Entity ("Money-In"), less the aggregate amount of payments made
19 back to that investor from the Receivership Entity ("Money-Out").

20 **"Receiver"** means Thomas Hebrank by and through E3 Realty Advisors,
21 Inc., the federal equity receiver for the Receivership Entity, appointed and engaged
22 pursuant to the Court's Final Judgment.

23 **"Receivership Case"** means that lawsuit pending in the Court, known as
24 SEC v. Pacific West Capital Group, Inc., et al., Case No. 2:15-cv-02563-DDP-FFM,
25 the Honorable Dean D. Pregerson, presiding.

26 **"Receivership Date"** means February 16, 2018.

27 **"Motion"** means the Receiver's Motion for Order: (1) Approving Receiver's
28 Recommendations Regarding Allowed Claims; (2) Approving Recommendations

1 Regarding Disputed and Disallowed Claims; (3) Approving Distribution Plan; and
2 (4) Authorizing Interim Distributions.

3 **"Person"** means natural individuals as well as legal entities including, but
4 not limited to, corporations, partnerships, limited liability companies, trusts and
5 governmental entities.

6 **"Pro Rata Share"** means a proportionate share such that the ratio of the
7 consideration distributed on account of an Allowed Claim to the amount of such
8 Allowed Claim is the same as the ratio of the consideration distributed on account of
9 all Allowed Claims to the amount of all Allowed Claims.

10 **"Tax Claimant"** means a holder of a Claim that arising from unpaid local,
11 state, or federal taxes due and payable prior to the Receivership Date.

12 **II. TREATMENT OF CLAIMS.**

13 **A. Claims Of Investor Claimants.**

14 As reflected in the Motion, the Receiver completed an initial process to
15 determine the amount of each claim of the Investor Claimants whereby he applied a
16 MIMO analysis to calculate the net loss suffered by each investor in the
17 Receivership Entities, in the form of each investor's Claim Amount. Upon
18 completion of this process, the Receiver prepared and transmitted the Claims Letter
19 to each Investor Claimant identifying his calculation of the Claim Amount, and
20 thereby the amount of their Allowed Claim.

21 As reflected in the Receiver's Motion, equitable principles require that all
22 Investor Claimants with Allowed Claims be treated equally, for distribution
23 purposes. Distributions to Investor Claimants with Allowed Claims will be
24 determined based on each investor's Claim Amount, using a pro rata methodology.
25 As such, the Receiver shall only make Cash payments to Investor Claimants with
26 Allowed Claims for their share of the below described available Receivership
27 Funds, after his application of the Pro Rata methodology.

28

1 **B. Tax Claimant Claims.**

2 The Receiver has completed a diligent review of the Receivership Entities'
3 records in an effort to identify any Tax Claimant Claims, which have been
4 calculated at their face value. To the extent that Distributions are made to holders of
5 Allowed Tax Claimant Claims, the Receiver shall make Cash payments to Tax
6 Claimants with Allowed Claims.

7 Federal tax obligations owed to the Internal Revenue Service shall be paid in
8 full with regard to taxes owed prior to the Receivership Date as well as those taxes
9 owed for post-Receivership Date periods.

10 **III. DISTRIBUTIONS.**

11 **A. Establishment Of A Reserve For Policy Premiums, Taxes and**
12 **Administrative Expenses.**

13 At the time of submission of this Distribution Plan to the Court, the Receiver
14 holds an estimated \$54,650,341 in Receivership Funds from the administration and
15 operation of the Estate, including cash and receipts from the maturity of policy
16 premiums (including death benefits from matured policies that are expected to be
17 received in the next 60 days) and other sources. Of this amount, the Receiver
18 expects to set-aside an estimated \$15,308,038, which along with funds from future
19 recoveries will be used to pay Administrative Expenses including but not limited to
20 prospective unresolved state and federal tax obligations, policy premiums,
21 professional fees in connection with operations and efforts to recover additional
22 funds for the benefit of the Estate, and funds necessary to cover any additional
23 distributions ordered by the Court, in connection with any Disputes, or otherwise.
24 In the event sufficient funds become available for distribution as contemplated by
25 the Distribution Plan after the interim distribution provided for herein and
26 Administrative Expenses, the Receiver will make subsequent distributions. The
27 timing of such future distributions shall be left to the reasonable judgment of the
28 Receiver. Any Receivership Funds not remitted to Investor Claimants or Tax

1 Claimants with Allowed Claims in connection with this Distribution Plan at such
2 time as the Receiver's engagement is terminated will be remitted to the Commission
3 for turnover to the United States Treasury.

4 The Receiver is authorized to make and implement immaterial changes to the
5 Distribution Plan, including extensions to procedural deadlines set forth herein. If a
6 change is deemed to be material by the Receiver, then he will petition the Court for
7 approval to amend the Distribution Plan prior to implementation of the change.

8 **B. Distribution Payments.**

9 After the establishment of the above described set-aside or reserve, and after
10 the Court has entered orders approving the Motion and this Distribution Plan, the
11 Receiver proposes to make an interim distribution in the aggregate amount of
12 \$39,000,000 to Investor Claimants with Allowed Claims, and in accordance with the
13 Court's orders.² Only those Claimants with Allowed Claims will be entitled to
14 receive distribution payments

15 The Receiver will base the interim and future distributions on his MIMO
16 analysis and will make the interim payments to the Investor Claimants for their
17 share of the funds on-hand, after applying a pro rata methodology, as soon as
18 practicable after the Court has entered the order granting the Motion. It is
19 anticipated that such distribution will be made in the first quarter of 2021. As noted
20 herein, subsequent interim or final distributions will be made as sufficient funds
21 become available.

22 The Receiver shall make all distributions in Cash in the form of either a check
23 or wire transfer in U.S. dollars. Claimants shall be responsible for any and all wire
24

25 ² Based on the cash available to date (including death benefits that are expected to
26 be received in the next 60 days), the exact amount available for distribution after
27 the proposed reserve amount is set aside is \$39,342,393. This amount will
28 fluctuate somewhat between the date of filing the Motion and the date an order
gets entered. To account for these fluctuations and to simplify the interim
distribution process, the Receiver proposes to distribute \$39,000,000 even. All
remaining funds in the receivership estate will be treated as reserve funds.

1 charges. Unless the Claimant otherwise requests, distributions shall be directed to
2 the name and address in the Receiver's records. The tax treatment of the
3 distributions and payment of such taxes, if any, shall be the responsibility of each
4 Claimant and Claimants should consult his or her tax advisor for advice regarding
5 the tax treatment of the distributions that they receive.

6 **C. Uncashed Distributions.**

7 Checks will bear a stale date of ninety (90) days from the date of issuance or
8 Receiver may otherwise notify Claimants that the checks will be void after 90 days.
9 Checks that are not negotiated within the 90 day check-cashing period will be
10 voided. At such time as the Receiver deems appropriate, the issuing financial
11 institution will be instructed to stop payment on those checks.

12 The Receiver shall conduct a reasonable investigation into distribution checks
13 that remain uncashed for the purpose of identifying viable addresses for holders of
14 Allowed Claims. If a viable address can be identified, the payment shall be reissued
15 as soon as practicable. If a viable address cannot be identified, the Claimant's Claim
16 will be automatically and permanently extinguished. Any funds remaining in
17 Receivership accounts 120 days after all distribution checks have been issued shall
18 be retained and applied to future distributions on all remaining Allowed, non-
19 subordinated Claims, if any, to pay future Administrative Expenses, or as otherwise
20 ordered by the Court.

21 **IV. RETENTION OF JURISDICTION.**

22 The Court shall have and retain exclusive jurisdiction over matters arising out
23 of, or related to the Receivership and the Distribution Plan including but not limited
24 to, the following:

- 25 1. To consider any modifications deemed material by the Receiver to the
26 Distribution Plan, to cure any defect or omission, or reconcile any inconsistency in
27 the Distribution Plan, to address tax issues or any order of the Court;
- 28 2. To protect or adjudicate rights to the assets of the Receivership Estate;

1 3. To protect the Receiver from adverse claims against the Receiver
2 arising out of or related to his work as the Receiver, (either before or after he is
3 discharged), and/or any efforts interfere with the Receiver's administration of the
4 Estate or the Distribution Plan;

5 4. To issue such orders in aid of execution of the Distribution Plan as may
6 be necessary and appropriate; and

7 5. To hear and determine all litigation, causes of action, and all
8 controversies, suits, and disputes that may arise in connection with any unresolved
9 Disputes and the interpretation, implementation, or enforcement of the Distribution
10 Plan.

11
12 Dated: December 11, 2020

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

13
14 By: /s/ Edward G. Fates

15 EDWARD G. FATES
16 Attorneys for Receiver
17 THOMAS HEBRANK
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EXHIBIT D

PWCG - Investor Distribution #1

January 2021

Cash on Hand 10-31-20

Chase - Operating	\$	-
Chase - Savings #1	\$	7,097,371
Chase - Savings #2	\$	6,005,806
Chase - CD	\$	5,420,124 Matures 04/28/21
Citizens Business Bank	\$	5,591,966
Western Alliance	\$	250,053
Western Alliance ICS	\$	19,753,111
	\$	<u>44,118,431</u>

A/R - Maturities \$ 10,532,000

Total Cash & A/R **\$ 54,650,431**

Liabilities

2020 & 2021 Premium Pmts \$ (8,464,399)

2020 Taxes:

Federal	\$	(3,415,797)
State	\$	<u>(1,127,757)</u>
	\$	(4,543,554)

Professional Fees:

Receiver Holdbacks	\$	(60,885)
Allen Matkins Holdbacks	\$	(144,423)
Fee Apps #10	\$	(129,768)
Receiver - Est 2020 & 2021 Fees	\$	(210,000) 6 quarters
Allen Matkins - Est 2020 & 2021 Fees	\$	(432,000) 6 quarters
itm/21st - Est 2020 & 2021 Fees	\$	(180,000) 6 quarters
Tax Preparer	\$	<u>(50,000)</u>
	\$	(1,207,076)

2% Contingency \$ (1,093,009)

Total Liabilities **\$ (15,308,038)**

Amount Available for Distribution **\$ 39,342,393**