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FILED DISTRICT COURT
Third Judicial District

NOV 13 2012

SALT LAKE COUNTY

By _____

[Signature]
Clerk

**MANNING CURTIS BRADSHAW
& BEDNAR LLC**

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*Attorneys for Receiver for FFCF Investors, LLC,
Ascendus Capital Management, LCC, and Smith Holdings, LLC*

IN THE THIRD DISTRICT COURT, SALT LAKE COUNTY
STATE OF UTAH

A. DAVID BARNES, MC, PC,

Plaintiff,

vs.

FFCF INVESTORS, LLC, et al.,

Defendants.

JUDGMENT

Case No. 080922273

Judge James T. Blanch

FFCF INVESTORS, LLC,

Plaintiff,

vs.

RICHARD SMITH, et al.,

Defendants.

The Court, having reviewed Plaintiff's Motion for Default Judgment and Memorandum in Support, and hearing argument regarding the same on September 24, 2012, and finding good cause therefore, enters the following:

FINAL JUDGMENT

1. Defendant Richard Smith was served with the Complaint and Summons in this matter on May 3, 2010.

§ 11/7/12
The Court entered Mr. Smith's default August 29, 2012.

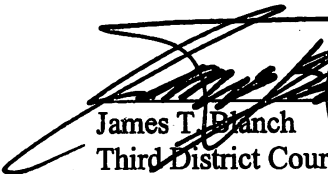
2. Smith has not answered or otherwise responded to the Complaint, nor has he made any appearance in this matter, failing to respond as required by Utah R. Civ. P. 12(a).

3. Accordingly, default judgment under Utah R. Civ. P. 55 is appropriate and the Court hereby enters final judgment against Smith on all of the Receiver's claims in the amount of \$3,228,491.86 plus costs and pre-judgment and post-judgment interest at the legal rates.

4. The Court finds that there is no just reason for delay and hereby directs the entry of Final Judgment against Smith in this matter *§ 11/7/12*
pursuant to Rule 54(b) of the Utah Rules of Civil Procedure.

DATED this 7th day of November, 2012.

BY THE COURT:


James T. Blanch
Third District Court Judge

