

The matter before the Court is the Receiver's Motion for Approval of Proof of Claim Form and Claim Review Process filed by R. Wayne Klein, the Court-Appointed Receiver of Ascendus Capital Management, LLC, FFCF Investors, LLC, and Smith Holdings, LLC. The Court has reviewed the Motion and the file and based thereon and for good cause shown,

IT IS HEREBY ORDERED that:

1. The Motion is GRANTED.
2. The Court approves the Proof of Claim Form and Instructions proposed by the Receiver attached as Exhibit A to the Receiver's motion.
3. The Court approves the Claim Review Process as set forth in the Motion, including the Guidelines for Claims Review, Reductions, and Rejections attached as Exhibit B and the form of the Receiver's Notice of Reduced or Rejected Proof of Claim, attached as Exhibit C to the Receiver's Motion.

Dated this 12 day of February, 2010.

BY THE COURT

Judge Denise
District Court

