

MANNING CURTIS BRADSHAW
& BEDNAR LLC

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Attorneys for Plaintiff R. WAYNE KLEIN, the
Court-Appointed Receiver

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF UTAH

U.S. COMMODITY FUTURES
TRADING COMMISSION,

Plaintiff,

v.

U.S. VENTURES LC, a Utah limited liability
company, WINSOME INVESTMENT
TRUST, an unincorporated Texas entity,
ROBERT J. ANDRES and ROBERT L.
HOLLOWAY,

Defendants.

**RECEIVER'S MOTION FOR
APPROVAL OF PROOF OF CLAIM
FORM AND CLAIM REVIEW
PROCESS**

Case No. 2:11CV00099 BSJ

Judge Bruce S. Jenkins

R. Wayne Klein, the Court-Appointed Receiver¹ (the “Receiver”), by and through his counsel of record, hereby moves for Court approval of the form to be used by investors and others (“Claimants”) to make claims (“Claims”) against the assets of the Receivership Entities, and also for approval of the process to be used by the Receiver in evaluating the Claims.

As more fully explained in the supporting memorandum, the Receiver has made progress with gathering funds for the Receivership Estate. While much remains to be accomplished as the Receiver continues his efforts to recover funds for the investors of USV and Winsome, the Receiver believes it is appropriate at this time to identify those persons who will be asserting Claims against the property of the Receivership Estate and to begin the process of determining the amount of valid Claims. Therefore, the Receiver respectfully moves for Court approval of the Claims Review Procedure and Proof of Claim Form as described more fully in the accompanying memorandum.

DATED this 7th day of March, 2012.

MANNING CURTIS BRADSHAW & BEDNAR LLC

/s/ David C. Castleberry

David C. Castleberry

Aaron C. Garrett

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

¹ The Receiver has been appointed over U.S. Ventures LC (“USV”), Winsome Investment Trust (“Winsome”), and all the assets of Robert J. Andres (“Andres”) and Robert L. Holloway (“Holloway”), collectively, the “Receivership Entities.”

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of March, 2012, I caused to be served in the manner indicated below a true and correct copy of the attached and foregoing **RECEIVER'S MOTION FOR APPROVAL OF PROOF OF CLAIM FORM AND CLAIM REVIEW PROCESS** upon the following:

- VIA FACSIMILE
- VIA HAND DELIVERY
- VIA U.S. MAIL
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/s/ David C. Castleberry