## WAYNE KLEIN, RECEIVER FOR ART INTELLECT, INC, MASON HILL, AND VIRTUAL MG

299 South Main, Suite 1300, Salt Lake City, UT 84111, USA (801) 534-4455

wklein@kleinutah.com

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## **TO: Owners of Property Purchased Through Mason Hill**

Re: Art Intellect, Inc., Mason Hill, and Virtual MG SEC v. Art Intellect, Mason Hill and Virtual MG, Case No. 2:11CV00357

Dear Property Owners:

On April 18, 2011, the U.S. Securities and Exchange Commission filed suit against Mason Hill (and its official entity, Art Intellect, Inc.) as well as some of its owners and officers. The lawsuit alleges that the defendants participated in a scheme to sell investments in violation of the securities laws and that the defendants engaged in fraud, including operating as a Ponzi scheme. At the request of the SEC, the federal court froze the assets of the company and its officers. In addition, the SEC appointed me as a receiver for the company and for the assets of Patrick M. Brody and Laura Roser. Copies of the SEC lawsuit, the SEC news release about the lawsuit, and the court orders appointing a receiver and freezing assets can be found on our website at: <a href="http://www.kleinutah.com/index.php/receiverships/mason-hill">http://www.kleinutah.com/index.php/receiverships/mason-hill</a>. The website will be the best way for you to keep informed about developments in the receivership action.

We are endeavoring to undertake a number of tasks very quickly, including:

- Securing all the assets, business records, and bank account balances of the defendants;
- Reconstructing the financial activities of the companies; and
- Terminating the company's role in all non-essential business operations.

We have concluded that it is not appropriate for Mason Hill, or any of its affiliated companies, to continue to have any involvement in the property management business. Therefore, these companies will no longer be able to manage properties for you. You should select a new property manager quickly.

In addition, you should be aware that the court order freezing assets extends to the bank accounts of affiliated entities. These bank accounts have held rents and security deposits. The monies in these bank accounts are now part of the receivership estate. They are not available to you at this point. This includes security deposits and rents that might have been collected. Based on records we have reviewed since taking over the company, it appears that much of the money collected as security deposits was spent by the owners of Mason Hill; the money has not all been retained in escrow or trust accounts for repayment to tenants.

If we manage to recover significant funds, a claims process may be set up to allow you to make a claim for recovery of unpaid rents and security deposits, but that will take many months – if it occurs at all. In the meanwhile, this means:

- You will not recover (at least in the short term) any funds that are being held by companies affiliated with Mason Hill, such as Mason Hill Property Management;
- You must assume immediate responsibility for repairs, maintenance, paying utility bills, and other management of your property;
- Mason Hill will not be paying any guaranteed rents, such as guaranteeing certain rent income or paying rents if the property is vacant;
- You will be responsible for refunding any security deposits paid by tenants;
- You must take responsibility for ensuring that insurance is in effect on the properties and that property taxes are paid;
- If there is rehabilitation work to be done or construction that needs to be completed, Mason Hill will not be providing any of this. This will be your responsibility.

You need to make your own decisions about selecting a property manager. It is my understanding that there are many property managers in the area. Listed below are several property managers. We are not making a recommendation on any of them.

- David Helm and Mark Hamor, who have been working for Mason Hill's property management company in Florida, have indicated they intend to form a new company and offer property management services. David Helm can be contacted at 801-550-2788.
- Key Real Estate Advisors, Inc., <u>www.keyrealestateadvisors.com</u> 239-454-3749.
- First Choice Property Management, <u>www.bestpropertymangers.com</u> 239-470-7368.
- Realty Services Property Mgmt, <u>www.propertymanagementfortmyers.com</u> 239-494-6662.

I am sorry for the effect this will have on you. If you have questions, send me an e-mail and I will endeavor to have someone respond. Please be patient when expecting a response. We are attempting to accomplish a great deal very quickly. It will take time to respond to your inquiries.

Sincerely,

Wayne Clem'

WAYNE KLEIN Receiver