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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

U.S. COMMODITY FUTURES TRADING
COMMISSION,

Plaintiff,

vs.

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 NOTICE OF PUBLIC
SALE RESULTS**

**(AUCTION OF OUTSTANDING
JUDGMENTS AND RESIDUAL
RECEIVERSHIP ASSETS)**

Civil No. 2:11-cv-00099-BSJ

The Honorable Bruce S. Jenkins

R. Wayne Klein, the Court-Appointed Receiver (the "Receiver") of U.S. Ventures, LC, Winsome Investment Trust, and the assets of Robert J. Andres and Robert Holloway, by and through his counsel, hereby files this *Notice of Public Sale Results (Auction of Outstanding Judgments and Residual Receivership Assets)*. In support hereof, the Receiver states as follows:

1. On January 16, 2019, the Court entered an *Order Granting Receiver's Motion Requesting Order Approving: (1) Public Sale of Outstanding Judgments and Residual Assets; (2) Method and Form of Publication Notice; and (3) Public Auction Procedures and Memorandum in Support [Docket 511]* (the "Sale Order"), authorizing procedures for and the public sale of

outstanding judgments and residual assets of the Receivership Estate.

2. Pursuant to the Sale Order, the Receiver published notice of the auction and separately advertised and marketed the auction in the following manner:

a. Publishing the Court-approved notice in the *Salt Lake Tribune* and *Deseret News* newspapers once a week for four weeks, with publication on January 21, 2019, January 28, 2019, February 4, 2019, and February 11, 2019. A copy of the affidavit of publication is attached hereto as Exhibit 1;

b. Publishing notice of the judgments to be auctioned in DailyDAC.com, a website catering to buyers of distressed bankruptcy and receivership properties. A copy of the advertisement placed in the DailyDAC newsletter on January 22, 2019 and on the DailyDAC website is attached hereto as Exhibit 2;

c. Publishing a 1/8-page color advertisement in the *Salt Lake Tribune* newspaper on Sunday, February 17, 2019. A copy of the color advertisement is attached hereto as Exhibit 3;

d. Preparing a *Notice of Auction of Judgments* that was mailed or emailed to judgment debtors William Cornelius, David Jones, Lou Georges, and Warren Chiu. A copy of the Notice of Auction of Judgments is attached hereto as Exhibit 4;

e. Sending the *Notice of Auction of Judgments* by email to additional persons identified by the Receiver as potential bidders, including JudgmentBuy.com; JudgmentMarketplace.com; JudgmentBuyout.com (National Judgment Recovery Center); Millennium Settlements, Inc., StrategicCapital.com; FairfieldFunding.com; GenexCapital.com; CBC SettlementFunding.com; JGWentworth.com; LitigationFinanceJournal, Bentham IMF, Burford Capital, Eric Retter, SM Financial,

Argo Partners (the stalking horse bidder), and Phenix Investigations;

f. Posting special notice of the auction on the Receivership website at

<http://www.kleinutah.com/index.php/receiverships/us-ventures> ;

g. Preparing the *Information Packet* attached hereto as Exhibit 5 and sending

it on February 1 and 4, 2019 to four bidders who requested additional information about

the assets being sold at the auction. The four bidders who requested the additional

information were James Kaplan of SMS Financial, Chris Fitzwater of Outcome Capital

Services, Scott Krochek of Argo Partners, and Steve Mitnick of SM Financial; and

h. Receiving and responding to telephone and email inquiries about the

judgments and the auction.

3. Two bidders prequalified to bid at the auction: Argo Partners (the stalking horse bidder) and SM Financial Services Corporation. Both bidders participated in the auction by live telephone conference call. Even though the only prequalified bidders were participating by telephone, the Receiver conducted the auction in the lobby of the Third District Courthouse at 450 South State Street in Salt Lake City, Utah. The Receiver posted a sign in the courthouse lobby identifying the auction to be conducted but there were no bidders who attended the auction in person.

4. The judgments were auctioned in accordance with the auction procedures of the Sale Order. The results of the auction for each parcel are shown in the table below:

Parcel	Starting Bid	High Bid	Winning Bidder
1 (Cornelius)	\$1,000	\$1,500	SM Financial
2 (Jones)	\$1,000	\$7,500	Argo Partners
3 (Georges)	\$1,000	\$1,250	SM Financial
4 (Chiu)	\$1,000	\$3,250	SM Financial
5 (Remainder)	\$1,000	\$5,000	SM Financial
Total		\$18,500	

5. The Receiver will sign documents assigning the judgments to the winning bidders.
6. The proceeds from the auction will be deposited into the Receivership Estate bank account.

DATED this 27th day of February, 2019.

MANNING CURTIS BRADSHAW
& BEDNAR, PLLC

/s/ David C. Castleberry

David C. Castleberry
Attorneys for R. Wayne Klein, Receiver

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **RECEIVER'S NOTICE OF PUBLIC SALE RESULTS (AUCTION OF OUTSTANDING JUDGMENTS AND RESIDUAL RECEIVERSHIP ASSETS)** to be served in the method indicated below to the interested parties in this action this 27th day of February 2019.

VIA FACSIMILE
 VIA HAND DELIVERY
 VIA U.S. MAIL
 VIA FEDERAL EXPRESS
 VIA EMAIL
 VIA ECF

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/s/ David C. Castleberry
