

Robb Evans
Receiver in the Matter of
United States of America v. John Allen Wheeler

Report of Receiver's Activities
September 1, 2004 through November 30, 2004

In its May 16, 2003 Order, this Court appointed the Receiver and directed the Receiver to file quarterly reports advising the Court of its progress and for payment of the Receiver's fee and out-of-pocket expenses for the Court's approval. This is the fifth quarterly report. It does not constitute an audit of the financial condition and is intended only to provide information for use by the Court in assessing the progress of the Receivership.

Forfeited Assets

The Court's May 16, 2003 Order directed the Receiver to assume and maintain full control of the subject assets. Following is a status report on the assets.

Illiquid Assets

The non-cash assets consisted of Personal and Miscellaneous Property and were categorized as follows:

- ◆ Farm Equipment
- ◆ Farm Vehicles
- ◆ Off Road Recreational Vehicles
- ◆ Mobile Home
- ◆ Miscellaneous Personal Property

All of the illiquid assets have been sold.

Distribution to Approved Claimants

On July 15, 2004 this Court approved the Receiver's recommendation to make an interim distribution of \$3,100,000. The distribution was completed by August 20, 2004.

Potential Claims

As previously reported, John Wheeler transferred \$1 million to U.S. Reservation Bank and Trust in Arizona. That company was placed into receivership by order of the United States District Court for the District of Arizona. A claim in the amount of \$1,000,000 has

been filed with the Arizona Receiver. The status of this claim is pending. When the Arizona Receiver makes payment on the claim, the Receiver will make a recommendation to this Court for a final distribution to approved claimants.

Administrative Expenses

Under Tab 1 is a report of the expenses incurred by the Receivership from September 1, 2004 through November 30, 2004.

Requests of the Court

The Court is respectfully requested to:

1. Approve this report and confirm the actions of the Receiver described therein.
2. Approve and authorize payment of expenses of the Receivership from September 1, 2004 through November 30, 2004 as detailed under Tab 1.

Respectfully submitted,

/s/

Robb Evans
Receiver