

**Robb Evans**  
**Receiver in the Matter of**  
**United States of America v. Allen Petty Jr., a.k.a. Al Petty**

**Report of Receiver's Activities**  
**June 1, 2004 through August 31, 2004**

In its March 18, 2003 Order, this Court directed the Receiver to file quarterly reports advising the Court of its progress and of the Receiver's fees and out-of-pocket expenses for approval. This is the sixth 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.

**Illiquid Assets**

As previously reported, the real property and home furnishings have been sold.

In previous reports the Receiver informed the Court that the title commitment revealed existing liens filed by a contractor and a bank. The claim on behalf of the Bank was withdrawn. The Court scheduled a hearing to rule on the validity of the third party claim by the contractor. The Court subsequently entered an order denying the lien holder's motion.

At this time, the Receiver is not aware of an appeal filed by the contractor lien holder. In the interim, the Receiver will continue to hold the sales proceeds pending a final resolution.

**Claims Administration**

As previously reported, in mid-October 2003 the Receiver mailed statements of claim forms to each investor based on the Receiver's analysis of all data from all sources. The statements itemized their investment(s) and any repayments on the investment, thus arriving at a potential net claim against the restitution fund. Investors were asked to reply to the statement of claim only if they had documents to dispute the Receiver's analysis.

In the last quarterly report, the Receiver advised the Court that there were a minimal number of disputed claims. The Receiver has yet to obtain the necessary documentation to resolve six claims. In an effort to finalize the claims process, the Receiver has a set a claims bar date of October 29, 2004.

To the extent the Receiver is not able to resolve a claim, that claim will be presented to the Court along with analysis and a recommendation by the Receiver for the Court's determination.

### **Administrative Expenses**

Under Tab 1 is a report of the expenses incurred by the Receivership from June 1, 2004 through August 31, 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 June 1, 2004 through August 31, 2004 as detailed under Tab 1.

Respectfully submitted,

Robb Evans  
Receiver