DISTRICT COURT, DENVER COUNTY, COLORADO

Court Address:

1437 BANNOCK STREET, RM 256, DENVER, CO, 80202

DATE FILED: June 29, 2023 2:59 PM Plaintiff(s) DAVID S CHEVAL ACTING SECURITIES COMMISS et al. CASE NUMBER: 2019CV33770

Defendant(s) MARK RAY et al.

 $\triangle$  COURT USE ONLY  $\triangle$ 

Case Number: 2019CV33770 Division: 209 Courtroom:

Order: PROPOSED ORDER GRANTING RECEIVER'S MOTION TO APPROVE PROPOSED AMANEDED **PLAN OF DISTRIBUTION** 

The motion/proposed order attached hereto: GRANTED.

Consistent with the Court's oral ruling, the Court denies the objections of Mr. Lowdermen and Ms. Stachniw and grants the Motion to Approve Proposed Amended Plan of Distribution.

Issue Date: 6/29/2023

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SARAH BLOCK WALLACE District Court Judge

DISTRICT COURT, DENVER COUNTY, STATE OF COLORADO

Denver District Court 1437 Bannock St. Denver, CO 80202

**Plaintiff:** TUNG CHAN, Securities Commissioner for the

State of Colorado

v.

**Defendants:** MARK RAY; REVA STACHNIW;

CUSTOM CONSULTING & PRODUCT SERVICES, LLC; RM FARM & LIVESTOCK, LLC; MR CATTLE PRODUCTION SERVICES, LLC; SUNSHINE

ENTERPRISES; UNIVERSAL HERBS, LLC; DBC

LIMITED, LLC

## **▲ COURT USE ONLY ▲**

Case Number: 19CV33770

Division/Courtroom: 209

## ORDER GRANTING RECEIVER'S MOTION TO APPROVE PROPOSED AMANEDED PLAN OF DISTRIBUTION

THIS MATTER is before the Court on the Motion to Approve Proposed Amended Plan of Distribution ("Motion") filed by Gary Schwartz, the duly-appointed receiver "Receiver" for all of the assets of Mark Ray ("Ray"), Custom Consulting & Product Services, LLC ("Custom Consulting"), MR Cattle Production Services, LLC ("MR Cattle"), Universal Herbs, LLC ("UH"), DBC Limited, LLC ("DBC"), RM Farm & Livestock, LLC ("RM Farm"), Sunshine Enterprises ("Sunshine") and the real property, equipment, supplies or inventory located at 12700 E. Lone Chimney Road, Glencoe, OK 74032 that are in the name of or under the control of Reva Stachniw ("Glencoe Ranch") (collectively "Ray and the Ray Entities" or the "Estate").

The Court has reviewed the Motion and the Receiver's Proposed Amended Plan of Distribution ("Amended Plan"). Having resolved any objections to the Plan, the Court hereby finds that notice of the Motion and the Amended Plan was provided to all parties in interest in this case, and the Court hereby ORDERS that:

- 1. The Receiver's Motion is granted, the Amended Plan is approved, and the Receiver is authorized to commence interim distributions as provided in the Amended Plan.

  After making the interim distributions, the Receiver shall file a report with the Court reflecting the amounts paid;
- 2. The Receiver is authorized to make further and/or final distributions under the Amended Plan without further notice to parties in interest or order from the Court. After making final distributions, the Receiver shall file a report with the Court reflecting all amounts paid under the Amended Plan;
- 3. Except as otherwise expressly provided in the Amended Plan, each person or entity that filed a claim or received a distribution in this case (individually, a "Party in Interest") shall be deemed to have absolutely, unconditionally, and irrevocably released and discharged every other Party in Interest, the Receiver, the Receiver's professionals, the Plaintiff, and each party entering into a settlement agreement with the Receiver that has been or is in the future approved by the Court, for and from any and all claims and causes of action existing as of thew date of this Order in any manner arising from, based upon, or related to the Receivership, the Amended Plan, the Estate, the subject matter of or the transactions or events giving rise to any claim that is classified in the Receiver's Amended Plan, the Estate, and the business or contractual arrangements between the Estate and any Party in Interest; and

4. The Receiver shall promptly	serve a copy of this Order on all parties served with
the Motion and shall file a certificate of serv	vice with the Court reflecting the same.
Dated:	, 2023.
	BY THE COURT:
	Hon. District Court Judge
Aktachinentko	