

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
(Palm Beach Division)**

**Case No. 9:19-CV-80633-ROSENBERG**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

NATURAL DIAMONDS INVESTMENT CO.,  
et al.,

Defendants,

H.S. MANAGEMENT GROUP LLC, et al.,

Relief Defendants.

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**RECEIVER'S UNOPPOSED MOTION TO  
APPROVE CLAIMS PROCEDURE FOR DISTRIBUTIONS**

Jeffrey C. Schneider, not individually, but solely in his capacity as the Court-Appointed Receiver (the "Receiver") for Natural Diamonds Investment Co., Eagle Financial Diamond Group, Inc., and Argyle Coin, LLC (collectively, the "Receivership Entities"), moves this Court to approve a claims procedure for distributions in this receivership.

**I. INTRODUCTION**

This Court appointed the Receiver to, *inter alia*, marshal and safeguard the assets of the Receivership Entities and to take whatever actions were necessary for the protection of investors. [D.E. 20]. The Receiver's eventual goal was, of course, to distribute those assets to victims with allowed claims (the "Distributions"). Because most of the assets have been marshalled at this juncture, it is the Receiver's opinion that Distributions should be made in the near future. Thus, the Receiver seeks this Court's approval of the Receiver's proposed plan for Distributions.

## **II. THE RECEIVER'S PROPOSED DISTRIBUTION PROCEDURE**

### **A. Pro Rata Distribution Method and Proposed Claim Form**

In general, the Receiver believes that the most equitable approach for the Distributions is to send each known qualified investor/claimant a *pro rata* amount based on the claimant's proportionate share of the total amount invested by or owed to all claimants.<sup>1</sup> The claim amount for each claimant will be a *net* claim amount, which represents all amounts invested by the claimant subtracted by all amounts received by that claimant before the receivership was initiated.

The Receiver has identified three types of claimants who will potentially file claims in the receivership estate: (i) investors in the Receivership Entities; (ii) diamond owners who gave their pieces of jewelry to one of the principals of the Receivership Entities and who did not, for whatever reason, receive their pieces back, either because they were stolen or used as collateral for loans from third parties; and (iii) possible creditors of the Receivership Entities. To determine who among the foregoing is entitled to receive a Distribution, the Receiver proposes to use the proof of claim form that is attached as **Exhibit A**.

The proposed claim form includes, among other things: (i) the amount of the investment in (or owed by) the Receivership Entities; and (ii) the amount of any pre-receivership payments or items of value received by the claimant from the Receivership Entities (the "Returned Amounts"). The Receiver will also use the claim forms to determine the total dollar amount of all investments into, and other claims against, the Receivership Entities (the "Claims Total"). The Receiver will then determine a percentage that corresponds to each claimant's share of the Claims Total (the

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<sup>1</sup> "*Pro rata*" means that each claimant with an allowed claim will receive the following: the total amount to be distributed multiplied by a fraction, the numerator of which is the claimant's allowed claim and the denominator of which is the total of all allowed claims.

“Claim Percentage”).<sup>2</sup>

Based on the foregoing, the Receiver recommends that each claimant receive a *pro rata* percentage of the proposed distribution amount, based on the following formula: the amount of the *net* allowed claim divided by the total amount of filed claims multiplied by the proposed distribution amount.

As of March 31, 2021, the Receiver currently has approximately \$1,652,551.53 in cash in the receivership estate. The Receiver is also holding a number of pieces of jewelry that he recovered from third parties. In the Receiver’s view, it does not make economic sense to make an interim distribution of the cash and then a second distribution after the jewelry has been monetized, so the Receiver wishes to sell the jewelry in his possession while simultaneously distributing, and analyzing, proof of claim forms, after which he can make one distribution of all amounts in his possession. The Receiver will file a motion to approve that distribution after all claim forms have been received and the Receiver knows the universe of investor claimants versus non-investor claimants. In that motion, in making recommendations for the *pro rata* distributions, the Receiver may differentiate between classes of investor and non-investor claimants or creditors, such that the distributions are made on a *pro rata* basis within those classes.

The Receiver had contemplated recommending that claimants that received Returned Amounts not be permitted to receive distributions until investors that did not receive Returned Amounts are caught up to those investors who did. This form of distribution is referred to as the “rising tide” method. However, the Receiver believes that the more practical, more efficient, more equitable, more expedited, and less costly approach is to simply net out all transfers and, therefore,

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<sup>2</sup> For example, if the Investment Claim Total were \$30 million, and John Smith invested \$3 million, then John Smith’s Claim Percentage would be 10% of the Claims Total.

treat such Returned Amounts as principal reduction payments. Otherwise, it would be a hardship on those investors who received Returned Amounts because they may not be permitted to receive any distributions from the Receiver. It would also be very costly to manage and confirm the “rising tide” method because many claimants may have received relatively small amounts over time and it requires a complete reconstruction of every dollar into, and out of, the various bank accounts of the Receivership Entities. It would also be difficult to utilize this method with the potentially different classes of claimants.

Finally, the Receiver seeks an end date for the acceptance of proof of claim forms (the “Claims Bar Date”). The Receiver proposes a Claims Bar Date of ninety (90) days after the proof of claim forms have been distributed by the Receiver and posted on the Receiver’s website (located at [www.naturaldiamondsreceivership.com](http://www.naturaldiamondsreceivership.com)). The exact Claims Bar Date will be prominently displayed on both the Receiver’s website and the proof of claim form.

*B. Proposed Procedure for Objecting to Claims*

The Receiver also seeks to establish a procedure for handling potential objections to claims (the “Objections Procedure”):

- (i) When filing the motion for distribution, the Receiver will simultaneously file objections and/or counterclaims to claims (or parts thereof);
- (ii) The motion for distribution, objections, and/or counterclaims will be served on the claimants at the address identified on the claim form by U.S. Mail (or airmail, for foreign claimants);
- (iii) The holders of “allowed claims”<sup>3</sup> will be paid upon an Order from this Court granting the motion for distribution. Payments will be made by check and

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<sup>3</sup> “Allowed claims” will likely include: (1) claimants who filed claims to which the Receiver has no objection; (2) claimants who responded to the Receiver’s objection and whose claim has been resolved in accordance with the Receiver’s recommended treatment or through settlement; (3) claimants who did not respond to the Receiver’s objection who thus consent to their claim being treated in accordance with the Receiver’s recommended treatment in the Objection; and (4) claimants who filed late claims to which the Receiver has no objection.

must be cashed within ninety (90) calendar days, absent which the uncashed checks will be deemed “unclaimed funds” available for distribution to other investors and the claim will be deemed waived (unless exigent circumstances exist);

- (iv) The holders of claims to which the Receiver has objected and/or counterclaimed will have forty-five (45) calendar days from the date of service of the objections and/or counterclaims within which to cure the deficiency and/or to respond to the objection or counterclaim. Such written responses must be served by email ([naturaldiamondsreceivership@klsg.com](mailto:naturaldiamondsreceivership@klsg.com)) or U.S. Mail on the Receiver, c/o Ana Salazar, Receivership Administrator, at Levine Kellogg Lehman Schneider + Grossman LLP, 201 South Biscayne Boulevard, 22<sup>nd</sup> Floor, Miami, FL 33131. If a claimant cures the deficiency or otherwise settles with the Receiver, the Receiver will deem the claimant a holder of an allowed claim and will immediately pay the claimant his or her distribution amount without further Order from this Court. If a claimant does not cure, the claimant’s claim will be subject to the Objections Procedure as a “disputed claim.”<sup>4</sup> Also, if a claimant does not respond within the time provided, the Receiver’s objections and/or counterclaims will be deemed sustained and adjudicated with prejudice, and the claim will be treated in accordance with the Receiver’s objections and/or counterclaims. The Receiver will file periodic status reports with this Court as to claimants who have cured (and who have been paid their distribution amount), claimants who have responded but have not adequately cured (*i.e.*, “disputed claims”), and claimants who have not responded (and whose claim will be treated in accordance with the Receiver’s objections);
- (v) After a response is served on the Receiver, the claimant and the Receiver will have sixty (60) calendar days to engage in “good faith” discussions to attempt to resolve the issues or to obtain any additional information that may be needed to file dispositive motions regarding the objections and/or counterclaims. Pursuant to the executed proof of claim forms, claimants will have already submitted to the jurisdiction of this Court for purposes of any objections and/or counterclaims; therefore, any discovery and/or dispositive motions will be resolved by this Court in a summary proceeding; and
- (vi) At the conclusion of the foregoing period, the Receiver will file a status report regarding any pending objections or counterclaims and a proposed procedure for handling such remaining “disputed claims.”

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<sup>4</sup> “Disputed claims” will, therefore, likely include claimants who timely responded to the Receiver’s objection and/or counterclaim and who disagree with the Receiver’s recommended treatment, and claimants who did not cure their deficiencies.

C. Proposed Procedure for Reserves

The Receiver also seeks to set a reserve for the Receiver to use to pay for the ongoing costs of administering the estate and for handling “disputed claims.” The Receiver does not wish for technical objections—because, for example, the claim form lacks supporting documentation, lacks a signature, or lacks proof of identity—to delay distributions to holders of “allowed claims.” Therefore, the Receiver proposes that he be permitted to immediately pay holders of “allowed claims” their *pro-rata* share of each distribution, so long as the Receiver maintains a reserve to be potentially utilized for payments to claims to which the Receiver has objected pending resolution of such objections. The Receiver would use his discretion to set the reserve and determine the amount. Again, before making the distribution, the Receiver will be filing a motion for distribution which will identify the claims he is recommending allowing, the classes of those claims and respective *pro rata* percentages, and the claims to which he objects.

III. CERTIFICATION

The Receiver has conferred with the Securities and Exchange Commission and it has no objection to this Motion. A proposed Order granting this Motion is attached as **Exhibit B**.

WHEREFORE, the Receiver respectfully requests that this Court grant this Motion and provide any other relief that is just and proper.

Dated: May 5, 2021

Respectfully submitted,

**LEVINE KELLOGG LEHMAN  
SCHNEIDER + GROSSMAN LLP**  
*Counsel for the Receiver*  
201 South Biscayne Boulevard, 22<sup>nd</sup> Floor  
Miami, Florida 33131  
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By: /s/ Stephanie Reed Traband  
STEPHANIE REED TRABAND  
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Secondary: [ar@klsg.com](mailto:ar@klsg.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on May 5, 2021, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who do not receive such.

By: /s/ Stephanie Reed Traband  
Stephanie Reed Traband

**SERVICE LIST**

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# **EXHIBIT A**

## **PROOF OF CLAIM FORM**

**JEFFREY C. SCHNEIDER, RECEIVER**

**NATURAL DIAMONDS INVESTMENT CO., EAGLE FINANCIAL DIAMOND GROUP, INC., AND ARGYLE COIN, LLC**

**(collectively, the "Receivership Entities")**

**SECURITIES AND EXCHANGE COMMISSION V. NATURAL DIAMONDS INVESTMENT CO., ET AL.**

**CASE NO. 19-80633-CIV-ROSENBERG/REINHART**

*A court authorized this notice. This is not a solicitation from a lawyer.*

As you have been previously informed, the Honorable Judge Robin L. Rosenberg of the United States District Court for the Southern District of Florida issued an Order Appointing Receiver that named Jeffrey C. Schneider as the Receiver (the "Receiver") for the Receivership Entities. The Receiver will ultimately, subject to Court approval, distribute the Receivership Entities' assets to investors and other creditors of the Receivership Entities holding allowed claims. The receivership court has since issued an Order approving this Proof of Claim form and fixing the deadline for submitting this claim form.

In order to be eligible to receive a distribution from the Receiver, you must submit this Proof of Claim form, along with the requested documentation, on or before **5:00 p.m. Eastern Standard Time on \_\_\_\_\_, 2021** (the "**CLAIMS BAR DATE**"): (1) to Ana Salazar, Claims Administrator, Levine Kellogg Lehman Schneider + Grossman LLP, 201 S. Biscayne Blvd., 22<sup>nd</sup> Floor, Miami, FL 33131, or (2) to [naturaldiamondsreceivership@lklsg.com](mailto:naturaldiamondsreceivership@lklsg.com).

### **IMPORTANT INFORMATION TO READ PRIOR TO SUBMITTING THIS PROOF OF CLAIM FORM**

1. IF (I) YOU INVESTED MONEY WITH THE RECEIVERSHIP ENTITIES PRIOR TO MAY 13, 2019; OR (II) YOU PROVIDED DIAMONDS OR JEWELRY TO A PRINCIPAL OF THE RECEIVERSHIP ENTITIES AND YOU DID NOT RECEIVE YOUR DIAMONDS OR JEWELRY BACK; OR (III) YOU OTHERWISE HAVE A DEBT THAT IS UNPAID BY THE RECEIVERSHIP ENTITIES, YOU MAY BE ENTITLED TO SHARE IN THE DISTRIBUTIONS.
2. ANY PERSON OR ENTITY SUBMITTING THIS PROOF OF CLAIM FORM SUBMITS TO THE EXCLUSIVE JURISDICTION OF THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA PRESIDING OVER THE RECEIVERSHIP CASE FOR ALL PURPOSES INCLUDING, WITHOUT LIMITATION, AS TO ANY CLAIMS, OBJECTIONS, DEFENSES OR COUNTERCLAIMS THAT COULD BE ASSERTED BY THE RECEIVER AGAINST THE HOLDER OF SUCH CLAIM ARISING OUT OF OR RELATING TO ANY DEALINGS OR BUSINESS TRANSACTED WITH THE RECEIVERSHIP ENTITIES. CLAIMANTS FURTHER WAIVE ANY RIGHT TO A TRIAL BY JURY WITH RESPECT TO SUCH CLAIMS, OBJECTIONS, DEFENSES OR COUNTERCLAIMS.
3. IF THIS COMPLETED PROOF OF CLAIM FORM IS NOT RECEIVED BY THE CLAIMS BAR DATE, YOU WILL BE FOREVER BARRED FROM ASSERTING ANY CLAIM IN THE RECEIVERSHIP AND YOU WILL NOT BE ELIGIBLE TO RECEIVE ANY DISTRIBUTIONS FROM THE RECEIVER.

**ALL QUESTIONS MUST BE ANSWERED COMPLETELY TO PROCESS YOUR CLAIM**

**(PLEASE PRINT)**

1. \_\_\_\_\_  
 Full name of person completing this form, along with any previous, maiden, or other names.

2. \_\_\_\_\_  
 If this form is being completed by an entity, the full names of all of the entity’s officers, directors, managing agents, shareholders, and direct or indirect beneficiaries.

3. \_\_\_\_\_  
 Current address, telephone number, and email address of person completing this form.

**From this point forward, the term “you” shall refer to the individual or entity referred to above.**

4. Using the tabulation sheets below, please provide information regarding your total investment in the Receivership Entities, identifying the date of the investment contract, the dates on which your investments were made, the amounts, and the payee for each such payment. Attach copies of all contracts, checks, bank statements, credit card statements, wire transfer confirmations, or other documents relating to your answer.

Investment Amount	Investment Contract Date	Method of Payment*	Paid To	Amount Paid
\$				

\* CC = Credit Card    CK = Check    WT = Wire Transfer

5. Did you (or anyone on your behalf) ever receive a refund from the Receivership Entities of any or the investment(s) identified above?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

6. Did you (or anyone on your behalf) ever receive any other proceeds, or anything of value, either as a distribution, interest payment, or for any other reason, regarding the investment(s) identified above?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

7. If you answered "Yes" to either questions 5 or 6 above, please provide the following information for each payment or item of value that you (or anyone on your behalf) received, and attach copies of all checks, bank statements, wire transfer confirmations, or other documents relating to your answers:

	<u>Date</u>	<u>Amount</u>	<u>Payor/Payee of check or wire or item of value received</u>
A.	_____	_____	_____
B.	_____	_____	_____
C.	_____	_____	_____

If additional returns and/or amounts were received, please attach a separate sheet identifying those amounts, the dates received, and the payor and payee of the check(s) or wire transfers or the item(s) of value received.

8. If you received any other money or items of value from any other sources, such as an attorney trust account or a third party, at any point in time, please identify the amount you received, from whom, the date on which you received it, and the reason you received such amount (and please attach copies of all checks, bank statements, wire transfer confirmations, and other documents relating to your answer):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

9. Please identify any and all recoveries, whether monetary or otherwise, that you received from any person or entity other than the Receivership Entities that relate to your investment in the Receivership Entities. Such recoveries would include, but not be limited to, refunds that you received from agents, recoveries from claims and/or lawsuits that you threatened or filed, or any other source. For each recovery, provide the date you received the recovery, from whom, and the total amount received:

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10. If you provided diamonds or other jewelry to a principal of the Receivership Entities and have not received those items back, please provide the following: documentation showing the price or value of the piece; proof of that purchase; a description of the piece, such as a GIA certificate; the date you purchased it; the date you provided it to a principal of the Receivership Entities; any receipt or acknowledgment of same; and any correspondence with that principal (or those principals).

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11. Please identify with specificity the nature and status of any lawsuits, arbitrations, or actions that you have filed, demands that you have made, or other proceedings that you have commenced, against any person or entity, relating in any way to your investment with the Receivership Entities including against (i) financial institutions; (ii) employees, officers, directors, representatives, or shareholders of the Receivership Entities; (iii) brokers or agents; (iv) attorneys for the Receivership Entities; or (iv) any other person or entity:

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In addition, please provide:

Name and location of Court in which the action was filed: \_\_\_\_\_

Case number of such action: \_\_\_\_\_

Name of the attorney and/or firm who filed such action: \_\_\_\_\_

12. If you were not an investor in the Receivership Entities, or did not provide diamonds or jewelry to a principal of the Receivership Entities, please indicate how you claim an interest in any distributions (and attach all documents supporting such interest):

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13. Unless already indicated above, if you received anything of value, from anyone, at any time, relating to your investment in the Receivership Entities, please identify what you received, from whom, and the date on which you received it (and attach all documents relating to same):

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14. Did you help to recruit other investors to invest in any of the Receivership Entities?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

15. If the answer is "Yes" to question 14, and you received a commission or other payment (or item of value) as a result of those efforts, please identify the amount (or item of value) you received, from whom, and the date you received it, along with the investor(s) you helped to secure:

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16. \_\_\_\_\_  
The individual(s) with whom you dealt at the Receivership Entities.

17. Please identify with specificity any other information you believe may assist the Receiver in his efforts to locate assets for the benefit of investors and/or creditors of the Receivership Entities:

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IN ADDITION TO THE DOCUMENTS DESCRIBED ABOVE, PLEASE PROVIDE ANY OTHER MATERIALS THAT ARE RELATED TO YOUR CLAIM, INCLUDING BUT NOT LIMITED TO COPIES OF CANCELLED CHECKS, BANK ACCOUNT STATEMENTS, STATEMENTS FROM THE RECEIVERSHIP ENTITIES, WIRE TRANSFER CONFIRMATIONS, OR ANY OTHER DOCUMENTS REGARDING YOUR CLAIM.

SEND THIS PROOF OF CLAIM FORM TO:

Ana Salazar

Claims Administrator

Levine Kellogg Lehman Schneider + Grossman LLP

201 S. Biscayne Blvd., 22<sup>nd</sup> Floor, Miami, FL 33131

OR BY EMAIL TO:

naturaldiamondsreceivership@lklsg.com

**OATH REQUIRED OF ALL CLAIMANTS:<sup>1</sup>**

I HEREBY CERTIFY under penalty of perjury that all of the foregoing information contained on this Proof of Claim Form is true and correct.

\_\_\_\_\_  
Signature of Claimant or authorized Representative

Sworn to and subscribed before me this \_\_\_\_ day of \_\_\_\_\_, 2021. Such person did take an oath and: *(Notary must check applicable box).*

- is/are personally known to me.
- produced a current \_\_\_\_\_ driver's license as identification.
- produced \_\_\_\_\_ as identification.

{Notary Seal must be affixed}

\_\_\_\_\_  
SIGNATURE OF NOTARY

\_\_\_\_\_  
Name of Notary (Typed, Printed or Stamped)

Commission Number: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

<sup>1</sup> Pursuant to 18 U.S.C. § 1001, false statements or representations on this claim form may subject the claimant to fine or imprisonment, or both.

# **EXHIBIT B**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
(Palm Beach Division)**

**Case No. 9:19-CV-80633-ROSENBERG**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

NATURAL DIAMONDS INVESTMENT CO.,  
et al.,

Defendants,

H.S. MANAGEMENT GROUP LLC, et al.,

Relief Defendants.

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**ORDER GRANTING RECEIVER'S UNOPPOSED MOTION TO  
APPROVE CLAIMS PROCEDURE FOR DISTRIBUTIONS**

THIS CAUSE came before the Court upon the Receiver's Unopposed Motion to Approve Claims Procedure for Distributions (the "Motion") [DE \_\_\_\_]. Having reviewed the Motion and the record in this case, and being otherwise advised in the premises, the Court finds the Motion is in the best interests of the Receivership Estate. Accordingly, it is hereby

**ORDERED AND ADJUDGED** as follows:

1. The Receiver's Motion is **GRANTED**.
2. The proof of claim form attached to the Motion as Exhibit A is **APPROVED**. The claim form shall be distributed to all known potential claimants by U.S. Mail (or air mail for foreign claimants) and posted on the Receivership website at: [www.naturaldiamondsreceivership.com](http://www.naturaldiamondsreceivership.com).

3. The distribution procedures are also approved. The distributions to holders of allowed claims shall be a pro rata percentage of the total distribution amount, based on the following formula: the amount of the net allowed claim divided by the total amount of filed claims multiplied by the total distribution amount.

4. The Receiver shall set a Claims Bar Date of ninety (90) days after the proof of claim forms have been distributed by the Receiver and posted on the Receiver's website.

5. As soon as reasonably practicable after the Claims Bar Date, the Receiver shall file a motion to approve a distribution to holders of allowed claims, which may differentiate between various classes of investors and/or non-investor creditors. The motion shall be served on the claimants at the address identified on the claim form.

6. The Receiver shall simultaneously file objections and/or counterclaims to claims (or parts thereof), following the Objections Procedure outlined below:

(i) The holders of allowed claims will be paid upon an Order from this Court granting the motion for distribution. Payments will be made by check and must be cashed within ninety (90) calendar days, absent which the uncashed checks will be deemed "unclaimed funds" available for distribution to other investors and the claim will be deemed waived (unless exigent circumstances exist);

(ii) The holders of claims to which the Receiver has objected and/or counterclaimed will have forty-five (45) calendar days from the date of service of the objections and/or counterclaims within which to cure the deficiency and/or to respond to the objection or counterclaim. Such written responses must be served by email ([naturaldiamondsreceivership@klsg.com](mailto:naturaldiamondsreceivership@klsg.com)) or U.S. Mail on the Receiver, c/o Ana Salazar, Receivership Administrator, at Levine Kellogg Lehman Schneider + Grossman LLP, 201 South Biscayne Boulevard, 22<sup>nd</sup> Floor, Miami, FL 33131. If a claimant cures the deficiency or otherwise settles with the Receiver, the Receiver will deem the claimant a holder of an allowed claim and will immediately pay the claimant his or her distribution amount without further Order from this Court. If a claimant does not cure, the claimant's claim will be deemed a "disputed claim." Also, if a claimant does not respond within the time provided, the Receiver's objections and/or counterclaims will be deemed sustained and adjudicated with prejudice, and

the claim will be treated in accordance with the Receiver's objections and/or counterclaims. The Receiver will file periodic status reports with this Court as to claimants who have cured (and who have been paid their distribution amount), claimants who have responded but have not adequately cured (*i.e.*, "disputed claims"), and claimants who have not responded (and whose claim will be treated in accordance with the Receiver's objections);

- (iii) After a response is served on the Receiver, the claimant and the Receiver will have sixty (60) calendar days to engage in "good faith" discussions to attempt to resolve the issues or to obtain any additional information that may be needed to file dispositive motions regarding the objections and/or counterclaims. Any discovery and/or dispositive motions will be resolved by this Court in a summary proceeding; and
- (iv) At the conclusion of the foregoing period, the Receiver will file a status report regarding any pending objections or counterclaims and a proposed procedure for handling any remaining "disputed claims."

7. The Receiver is authorized to use his discretion to set a reserve and the amount of any such reserve to be used for the ongoing costs of administering the estate and for handling "disputed claims."

DONE and ORDERED in Chambers at West Palm Beach, Palm Beach County, Florida on this \_\_\_ day of May, 2021.

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ROBIN L. ROSENBERG  
UNITED STATES DISTRICT JUDGE

Copies to Counsel of Record