

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SECURITIES AND EXCHANGE COMMISSION,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 3:05-CV-1328-(BD)
	§	
MEGAFUND CORPORATION, STANLEY A.	§	
LEITNER, SARDAUKAR HOLDINGS, IBC.,	§	ECF
and BRADLEY C. STARK, CIG, LTD., and	§	Referred to the U.S. Magistrate Judge
JAMES A. RUMPF, Individually and d/b/a	§	
CILAK INTERNATIONAL,	§	
	§	
Defendants,	§	
and	§	
	§	
PAMELA C. STARK,	§	
	§	
Relief Defendant.	§	

**RECEIVER’S AMENDED FIRST MOTION TO ALLOW “A” CLAIMS
AND DISALLOW POTENTIAL “A” CLAIMS
(SARDAUKAR HOLDINGS RECEIVERSHIP ESTATE)**

TO THE HONORABLE JEFF A. KAPLAN, UNITED STATES MAGISTRATE JUDGE:

Pursuant to this Court’s Order of August 19, 2005 [Docket No. 53], the Receiver submits his Amended First Motion to Allow “A” Claims and Disallow Potential “A” Claims.

1. On November 2, 2006, the Receiver filed his First Motion to Allow “A” Claims and Disallow Potential “A” Claims (Sardaukar Holdings Receivership Estate) [Dkt. No. 226]. On November 6, 2006, the Court issued an Order [Dkt. No. 230] denying this Motion without prejudice so as to allow circulation of a letter to potential claimants by the Receiver as contemplated by an Order dated November 2, 2006 [Dkt. No.228].

RECEIVER’S AMENDED FIRST MOTION TO ALLOW “A” CLAIMS AND DISALLOW POTENTIAL “A” CLAIMS - Page 1

L:\MJQ\MEGAFUND 911.0110\Pleadings\Motion to Approve Claims - Sardaukar\Amended First Motion to Approve A Claims.wpd

2. On or before November 15, 2006, Bradley Stark sent an e-mail to all potential claimants requesting that they provide contact information, a sample of which is attached hereto as Exhibit "1". Only four claimants responded favorably to the e-mail. Each of them was then sent a claim form under cover letter signed by Bradley Stark and the Receiver, a sample of which is attached hereto as Exhibit "2". Each of the people to whom the letter and claim form were sent have now filed a claim with the Receiver. Based upon the consistent refusal of any other potential claimants to respond to inquiries by the Receiver, as reflected above and below, no further claims are expected to be submitted to the Receiver. Every potential claimant has been given more than ample opportunity to present their claim in these proceedings and they have chosen not to do so.

3. As part of his duties, the Receiver has reviewed the claims submitted against the Sardaukar Holdings Receivership Estate. To date, six claims have been filed with respect to the Sardaukar Holdings Receivership Estate. One of the claims (MFA-00316) was filed by Michael J. Quilling in his capacity as receiver for CIG, Ltd. in the net amount of \$6,063,266.38. It is calculated as follows:

Investments

<u>Date</u>	<u>Amount</u>
11/19/04	\$600,000.00
01/18/05	\$300,000.00
02/11/05	\$5,000,000.00
04/11/05	\$3,600,000.00
	\$9,500,000.00

RECEIVER'S AMENDED FIRST MOTION TO ALLOW "A" CLAIMS AND DISALLOW POTENTIAL "A" CLAIMS - Page 2

L:\MJQ\MEGAFUND 911.0110\Pleadings\Motion to Approve Claims - Sardaukar\Amended First Motion to Approve A Claims.wpd

Payments

<u>Date</u>	<u>Amount</u>	<u>Recipient</u>
03/21/05	\$122,000.00	CIG
03/21/05	\$678,000.00	Megafund
04/11/05	\$415,233.62	CILAK
04/26/05	\$2,034,000.00	Megafund
04/26/05	\$188,500.00	TGC
	\$3,436,733.62	

Net Claim: \$6,063,266.38

4. Claims have also been submitted by the following:

<u>Claimant</u>	<u>Claim No.</u>	<u>Amount</u>
Lynn Atkinson d/b/a Rose of Avalon, LLC	MFA-00277	\$100,000.00
Norman D. Spahr	MFA-00336	\$50,000.00
Stephen T. Hood	MFA-00338	\$50,000.00
Bruce Beeley d/b/a Performance Management Group	MFA-00339	\$10,000.00
Dvora Abrams	MFA-00340	\$15,000.00

The Receiver does not oppose any of the foregoing claims and requests that the Court allow each of the claims, which total in the aggregate \$6,288,266.38, as reflected in Exhibit "3".

5. Consistent with this Court's Order of October 19, 2005, the Receiver requests that if no objection is filed within thirty (30) days after the date of filing this motion, the Court enter an order allowing the "A" claims set forth on Exhibit "3".

RECEIVER'S AMENDED FIRST MOTION TO ALLOW "A" CLAIMS AND DISALLOW POTENTIAL "A" CLAIMS - Page 3

L:\MJQ\MEGAFUND 911.0110\Pleadings\Motion to Approve Claims - Sardaukar\Amended First Motion to Approve A Claims.wpd

6. Based upon the bank records available to the Receiver and the Receiver's reconstruction of those bank records, it is clear that a number of other individuals sent money to Sardaukar Holdings for what the Receiver believes was investment purposes ("Potential Claimants"). Neither the bank records available to the Receiver nor records which the Receiver seized from Bradley Stark's computer, however, reveal any information regarding the Potential Claimants, such as addresses or telephone numbers. Despite being sent an e-mail from Bradley Stark in the form of Exhibit "1", each of the Potential Claimants refuse to provide the information.

7. In an attempt to induce the Potential Claimants to submit claims to the Receiver prior to the e-mail by Bradley Stark, the Receiver sent an e-mail to the ones for which he had an e-mail address, a copy of which is attached hereto as Exhibit "4". The Receiver's e-mail was not returned as undeliverable as to any of the Potential Claimants to whom it was sent.

8. So as to allow this receivership estate to move towards closure, the Receiver requests that the Court enter an order disallowing the potential claim of any Potential Claimant based upon their refusal to submit a claim form to the Receiver. Based upon the bank records available to the Receiver, the Receiver believes that each of the Potential Claimants set forth below have **potential** claims in the amounts listed.

Name	Potential Claim Amount
CDB&B Investors, Inc. c/o Ralph Schaefer ¹	\$953,425.52
Harriette Reibman	\$60,000.00
Robin Schaefer ²	\$150,000.00
Clover Investment, LLC c/o Jill Erickson ²	\$75,000.00
Ag Financial Services, Ltd. c/o Amin Ramji ³	\$390,000.00
Tony Plotkin	\$10,000.00
Investment World, Inc. c/o Kelly Christensen	\$50,000.00
Kerry Semon	\$23,000.00
Gus Schvarckpof	\$50,000.00
Steven Anderson	\$10,000.00
Grainaissance, Inc. and Grainaissance Profit Sharing	\$200,000.00
Mack Ellery, LLC	\$50,000.00
International Consultants & Referrals ⁴	\$466,238.73
Paul Sugar	\$10,000.00

¹ The Receiver has had several meetings with Ralph Schaefer regarding the investment of this entity and his wife. The Receiver also has telephone numbers for him. He refuses to file a claim because Brad Stark has told him these proceedings are a sham and that if he files a claim he will not be repaid by Brad Stark, who professes the ability to do so.

² The Receiver has recently discovered what he believes is an address and phone number for Ms. Erickson. She is being served with a copy of the motion at that address.

³ The Receiver has recently discovered what he believes is an address and phone number for Mr. Ramji. He is being served with a copy of the motion at that address.

⁴ The Receiver has had contact with counsel for this Potential Claimant, The Welby Law Offices. A copy of a letter sent to the Receiver is attached hereto as Exhibit 3. No claim has been filed. Counsel is being served with this motion.

RECEIVER'S AMENDED FIRST MOTION TO ALLOW "A" CLAIMS AND DISALLOW POTENTIAL "A" CLAIMS - Page 5

L:\MJQ\MEGAFUND 911.0110\Pleadings\Motion to Approve Claims - Sardaukar\Amended First Motion to Approve A Claims.wpd

Linda Gramlich	\$15,000.00
Jesse and Margaret Morse	\$10,000.00
Daniel Cleary	\$10,000.00
William Wesson	\$2,000.00
Myrtle Jones	\$2,500.00
Maureen Rafael	\$10,000.00
Universal One Club, LLC	\$150,000.00
Barr Chase, S.A.	\$50,000.00
K&R Development, LLC c/o DeWayne Long	\$20,000.00
Clara Neil Hollaway a/k/a Clara Neil Heard	\$7,422.16
Brian Fabin	\$39,000.00
Peter Kaiser	\$110,000.00
Convenant Faith Advisor	\$60,000.00

9. Consistent with this Court's Order of October 19, 2005, the Receiver requests that if no objection is filed as to disallowing each of the potential claims within thirty (30) days after the date of filing of this motion, the Court enter an order disallowing each of the potential "A" claims listed above.

10. **This motion does NOT address claims against either the Megafund Receivership Estate or the Lancorp Financial Receivership Estate.**

DATED this 11th day of January, 2007.

Respectfully submitted,

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