

BARKI, LLC RECEIVERSHIP FREQUENTLY ASKED QUESTIONS

Does the Receiver have information about funds I sent to Barki, LLC?

The Commodity Futures Trading Commission seized all of Barki's records and is in the process of scanning that documentation onto a secure website that the Receiver will be able to access. Therefore, the Receiver should have information as to who the Barki investors were and the amounts that each investor put into Barki. The Receiver may want to compare Barki's records with the records of individual investors.

Was the 2008 K-1 that I received filed with the IRS?

The Receiver has not yet located a 2008 income tax return for Barki and so has questions about whether a Barki return, with K-1s, was filed with the IRS. Therefore, the Receiver is not in a position to say with certainty whether such a return was filed. The Receiver will, through inquiry to the IRS, eventually determine whether such a return was filed and will notify investors.

Will I receive a corrected K-1?

The accountant for the Receiver is looking into whether or not corrected K-1s should be provided to investors. The Receiver expects this process to take some time. When a determination has been made, an announcement will be posted on the Barki Receivership webpage at www.grierlaw.com.

Does the Receiver have my personal information, such as my social security number?

The Receiver has a CD that contains investors' social security numbers. Personal information such as social security numbers will not be shared by the Receiver.

Will my personal information appear in Court pleadings or in any other public documents?

The Receiver will not publish investors' social security numbers in any Court pleadings or other public documents. When the Receiver is ready to make a distribution, the names of investors who will receive a distribution will be included in Court pleadings so that all parties will know how Receivership funds are being distributed.

Is my personal information protected?

The Receiver will not disseminate personal information such as social security numbers. The Receiver has no control over third parties who may have that information.

What information do I need to give the Receiver about my investment in Barki, LLC?

The Receiver will develop a claim form for investors to complete and submit to the Receiver. Investors should plan to supply documentation of their claims, including the dates that they invested with Barki, the dollar amounts, and the like.

How do I file a claim in the Receivership?

Once the Receiver has developed a claim form, the form will be posted on the Barki Receivership webpage at www.grierlaw.com. Investors should complete their claim forms and submit them by email to barkireceivership@grierlaw.com or by mail to the address that will be provided on the form.

What is the deadline for filing claims?

No deadline has been set as of yet. Barki investors will receive notice of the deadline for filing claims after the claim form has been posted.

Does the Receiver have an estimate of how much will be distributed to investors?

No; however, the Receiver is committed to maximizing investor returns.

What actions will the Receiver take with regard to assets of the Receivership or property purchased with funds from Barki, LLC?

The Receiver's initial responsibility is to marshal the assets purchased with the "fruits" of the Barki fraud. The next step will be to liquidate those assets by selling them. The proceeds from any sales will be deposited in the Receivership bank account.

Will investors have any say in the actions that the Receiver takes?

Investors can have a say in certain actions as described here. In the event that the Receiver proposes to: (a) sell assets of the receivership; (b) enter into a contract that obligates the receivership for more than \$5,000; (c) pay professional fees or expenses; (d) settle any litigation brought by the Receiver; or (e) determine any claim against receivership assets, then the Receiver will file with the Court a Motion describing the action that the Receiver proposes to take and requesting Court approval for that action. The Receiver will serve a copy of the Motion on all Investors. Unless otherwise requested in writing by an Investor, service by email shall be sufficient. Investors shall have ten days in which to file with the Court any objection to the Motion and serve that objection on the Receiver. Investors may serve the Receiver by email at barkireceivership@grierlaw.com. If no objection is filed, the Court will issue its order ruling on the Motion. If an Investor files an objection to the Motion, the Court will rule on the Motion, with or without a hearing, in the discretion of the Court.

What actions is the Receiver taking to safeguard any assets of the Receivership?

The Receiver has confirmed that the assets purchased with Barki funds are insured.

What is the Receiver doing to investigate those who may have been involved in the fraudulent activities of Barki, LLC?

The Receiver has conducted a deposition of Ryan Puckett and has scheduled a deposition of Rhonda Kramer. Any information that investors have regarding any individuals believed to have been involved in Barki's fraudulent activity should be sent to the Receiver at barkireceivership@grierlaw.com. The Receiver will also conduct a forensic examination of Barki's financial records to determine what happened to investor funds. To the extent that the law allows, and to the extent economically feasible, the Receiver will pursue investor funds that were improperly spent. Any investor, through his or her attorney, may participate in depositions conducted by the Receiver.

Why did the Receiver support an allowance of limited living expenses for Rhonda Kramer?

The Receiver is committed to investigating any involvement that Ms. Kramer may have had with Barki's fraudulent activities. At the same time, Ms. Kramer is entitled to assert any defenses she may have in the Receivership case. Under the present circumstances, the Receiver believes that it is fair to allow her a modest living allowance. Ms. Kramer is working, and the proposed allowance takes that fact into consideration. In addition, to the extent that the Receiver determines that Mrs. Kramer did not participate in the Barki fraud and is entitled to repossession of assets she acquired before Barki's fraudulent activity, the Receiver will recover any funds paid to Ms. Kramer for living expenses from any assets turned back over to her.

Do I need to hire an attorney to represent me in the Receivership?

The Receiver cannot give legal advice to individual investors. However, the Receiver, as the representative for all Barki investors, is responsible for ensuring that the investor group receives the maximum recovery possible.