

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

**U.S. COMMODITY FUTURES TRADING
COMMISSION,**

Plaintiff,

v.

**BARKI, LLC, a North Carolina limited
liability company;
BRUCE C. KRAMER, an individual,**

Defendants, and

**RHONDA A. KRAMER, an individual, and
FOREST GLEN FARM, LLC, a North
Carolina limited liability company,**

Relief Defendants.

CASE NO. 3:09-CV-106 (GCM)

NOTICE OF HEARING

TAKE NOTICE that the Court has scheduled a hearing on the distribution methodology to be used in this case. The hearing will be held on **Friday, October 9, 2009** at **10:30 a.m.** in Courtroom 3 at the United States Courthouse, 401 West Trade Street, Charlotte, North Carolina 28202. This Notice is being distributed to Barki, LLC investors via email and will be posted on the Barki Receivership webpage at www.Grierlaw.com/Barki.

This is the 29th day of September, 2009.

/s/ A. Cotten Wright

Joseph W. Grier, III (State Bar No. 7764)

A. Cotten Wright (State Bar No. 28162)

Anna S. Gorman (State Bar No. 20987)

Grier Furr & Crisp, PA

101 North Tryon Street, Suite 1240

Charlotte, North Carolina 28246

Phone: 704.375.3720

Fax: 704.332.0215

jgrier@grierlaw.com

cwright@grierlaw.com

agorman@grierlaw.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that copies of the *Notice of Hearing*, were served by CM/ECF system upon the following parties:

Investors by email

Stephen M. Humenik
Anne M. Termine
Gretchen L. Lowe
U.S. Commodity Futures Trading Commission
Division of Enforcement
Three Lafayette Center
1151 21st St., NW
Washington, DC 20851
Email: shumenik@cftc.gov
Email: atermine@cftc.gov
Email: glowe@cftc.gov

Robert A. Blake, Jr.
James F. Wyatt, III
Wyatt & Blake, LLP
435 East Morehead Street
Charlotte, NC 28202
Email: rblake@wyattlaw.net
Email: jwyatt@wyattlaw.net

James C. Smith, Esq.
Bradley Arant Boult & Cummings
Bank of America Corporate Center
100 N. Tryon St., Ste. 2690
Charlotte, NC 28202
Email: jsmith@babbc.com

Gene B. Tarr
PO Drawer 25008
Winston-Salem, NC 27114-5008
Email: gbt@blancolaw.com

Marc R. Gordon
Giordano, Gordon & Burns, PLLC
319 S. Sharon Amity Road, Ste. 230
Charlotte, NC 28211
Email: mg@ggandblaw.com

This the 29th day of September, 2009.

/s/ A/ Cotten Wright

A. Cotten Wright

Grier Furr & Crisp, PA

101 N. Tryon St., Ste. 1240

Charlotte, NC 28246

(704) 332-0215 - Fax