



APPLICATION FOR RECEIVERSHIP
IN
S.E.C. v. ARTHUR LAMAR ADAMS

TO THE FEDERAL DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI

Applicants must complete this form in accordance with the Court's Order Establishing Receiver Selection Process, as well as the draft Receiver Appointment Order. The Court will, after considering all application materials, supply certain applicants with the information necessary to conduct a complete pre-appointment conflicts check. Submit this form and all accompanying documents as a single PDF file to reeves_chambers@mssd.uscourts.gov or as a physical document to chambers by 5:00 p.m. on June 8, 2018.

A. PERSONAL INFORMATION

1. Name

2. Business/Firm

3. Business Address

4. Position/Title

5. Email & Phone Number

B. PROFESSIONAL BACKGROUND

Attach to your completed application a resume that describes all educational degrees, past employment, and professional licenses. Also complete and attach the Conflicts of Interest and Background Information form located at the end of this application.

1. What professional experience and skills qualify you to be receiver in this case?

C. RECEIVERSHIP STAFFING

1. What steps will you take to guarantee that your hiring practices are as inclusive as possible, and what – if any – billable hour targets do you aim to achieve?

2. Describe the law firms or other entities you hire to assist you, their qualifications, proposed rates, and whether those rates reflect a discount from their standard rates.

3. Describe and justify the hourly rates for yourself and whether your rates reflect any discount from your standard rate.

4. How will you and your staff take steps to minimize the expenses of the receivership?

5. How will you and your staff communicate with investors and keep them informed of proceedings?

D. CONFLICTS OF INTEREST

1. What potential conflicts of interest may arise during your receivership, including those of yourself and any accounting firms, legal firms, or other support staff that you plan to hire?

2. Before your appointment, what steps will you take to check for (and eliminate) any of the above conflicts?

3. After your appointment, how will you guard against (and respond to) any conflicts that arise?

E. ADDITIONAL INFORMATION

Provide any further information you believe relevant to your candidacy for receivership.

F. SIGNATURE

By signing the below, you affirm that you have truthfully answered the above questions as an officer of the court.

Signature of Applicant _____

Date _____

CONFLICTS OF INTEREST AND BACKGROUND INFORMATION FORM

Please complete a document that responds to all prompts listed below. Attach that document to this form and sign the declaration below.

Except where otherwise noted, for purposes of the information request below, “you” means you as an individual, as well as any spouse or dependents, and separately, any firm, partnership, joint venture, or other business in which you are an officer or director, or in which you have a substantial financial interest.

Except where otherwise noted, this information is requested for any responsive matters existing during the last five years. Also, if during the course of your duties you become aware of responsive information concerning a potential claimant in the matter listed above, you must promptly supplement your response to disclose that information.

1. List all contracts, consulting engagements, employment, service as an officer or director, or other work of any kind you have performed for any defendant/respondent in this matter, or any of its parents, subsidiaries, or other affiliates, or any claimant in this matter. Include any responsive matters existing during the last ten years.
2. List any financial interests in or with the defendant/respondent, its parents, subsidiaries, or other affiliates, or any claimant in this matter (e.g., stocks, bonds, options, other debt or equity interests, partnerships, retirement plans).
3. List all other personal or professional relationships or interests in or with the defendant/respondent, its parents, subsidiaries, or other affiliates, or with any of their officers or directors, or any claimant in this matter, not listed above.
4. List all matters in which you have been retained as a Receiver, Distribution Fund Administrator, Distribution Consultant, or as a subcontractor, agent or other service provider, in connection with any civil action or administrative proceeding by the Commission.
5. List all other prior or existing cases, matters, or proceedings in which the Commission or the Mississippi Secretary of State has an interest, in which you have been retained or served as a witness, consultant, or other expert.
6. Identify any disciplinary proceedings, felony criminal indictment or information (or equivalent formal charge) or a misdemeanor criminal information (or equivalent formal charge), civil proceedings or actions against you personally by any Federal, state, local, or foreign entities and the results of those proceedings. Include any responsive matters regardless of when they arose.
7. Identify any actual or potential conflicts of which you are aware, regardless of when they arose, that are not identified or addressed in paragraphs 1 through 5 above, but that may affect the performance of your duties under this appointment.

DECLARATION

Under penalty of perjury, I declare the following:

I am providing the United States District Court for the Southern District of Mississippi with the following conflict of interest and background information concerning the receivership created in the civil litigation styled *Securities & Exchange Commission, et al. v. Arthur Lamar Adams, et al.*, Case Number 3:18-cv-00252-CWR-FKB, in the U.S. District Court for the Southern District of Mississippi, Northern Division. I agree to supplement this information if any of the information herein changes, within thirty days of such change. I agree to provide such other Conflict of Interest information as requested by the Court or its staff.

I have examined the information given in this statement, and attached hereto, and, to the best of my knowledge and belief, it is true, correct, and complete. I understand that I am submitting this information to the Court as an officer of the Court.

By: _____
Signature

Name: _____

Date: _____