




GRANTED

Movant shall serve copies of this ORDER on any pro se parties, pursuant to CRCP 5, and file a certificate of service with the Court within 10 days.

Dated: Nov 15, 2011

DISTRICT COURT, CITY AND COUNTY OF DENVER, STATE OF COLORADO Court Address: 1437 Bannock Street Denver, CO 80202	 Robert S. Hyatt District Court Judge <small>DATE OF ORDER INDICATED ON ATTACHMENT</small>
IN THE MATTER OF THE INVOLUNTARY LIQUIDATION OF AMERICAN INTERCAPITAL HOLDING, LLC, d/b/a/ AMERICAN INTERCAPITAL DEPOSITORY & TRUST	<hr/> <p style="text-align: center;">COURT USE ONLY</p> <hr/> Case Number: 07CV11222 Ctrm.: 6
ORDER APPROVING LIQUIDATOR'S FINAL REPORT AND ACCOUNT, GRANTING LIQUIDATOR'S MOTION FOR DISTRIBUTION TO CREDITORS AND AUTHORIZING CERTAIN ACTIONS NECESSARY TO WIND UP THE AFFAIRS OF AIDT	

THIS COURT, having reviewed the Liquidator's Final Report and Account, Motion for Distribution to Creditors and Approval of Account, and Motion to Authorize Certain Actions Necessary to Wind Up the Affairs of AIDT ("Motion"), having considered any responses or objections thereto, and being otherwise fully advised in the premises, it is hereby ORDERED as follows:

1. The Liquidator's Motion is **GRANTED**.
2. The Court finds that appropriate notice of the Liquidator's Motion and an opportunity to be heard regarding the relief requested therein has been extended to the creditors of AIDT and other potentially interested third parties.
3. The Court further finds that the relief requested by the Liquidator in the Motion is in the best interests of the creditors of AIDT, that the claims process for AIDT has been appropriately conducted and concluded in accordance with the Court's prior orders, that a final distribution should be made to eligible creditors of AIDT, and that the Estate of AIDT should be closed.
4. The Court further finds and approves of the following:
 - a. The Court authorizes the Liquidator to make a final distribution to eligible creditors of AIDT in the approximate amount of \$2.3 million, as set forth in the Motion.
 - b. The Court authorizes the Liquidator to retain a reserve, pursuant to C.R.S. § 11-103-804(9)(a)(I), in the amount of \$25,000 to conclude, resolve and satisfy any

and all outstanding obligations or expenses associated with the liquidation of AIDT, and that any remaining balance be paid to the general fund of the State of Colorado after a period of three (3) years.

- c. The Court authorizes the Liquidator to sign and file state and federal income taxes on behalf of AIDT only for the years 2008, 2009, 2010 and 2011, during which the Liquidator was in control of the entity.
- d. The Court authorizes the Liquidator and the Liquidator's representatives to complete the tasks set forth in Paragraph 39 of the Motion.
- e. The Court authorizes the Liquidator to abandon any and all remaining non-cash assets of AIDT, including the alleged cash in a safe deposit box in Brussels, Belgium and the purported interest of AIDT in the Islamabad Prairies and Chalets, as detailed in the Liquidator's Motion.
- f. The Court approves, pursuant to C.R.S. § 11-103-804(12), the Account of AIDT which is attached as Exhibit B to the Liquidator's Motion.
- g. The Court, pursuant to C.R.S. § 11-103-804(12) and in the discretionary exercise of its equitable powers, hereby orders the release and discharge of Fred J. Joseph, Colorado State Bank Commissioner, in his capacity as Liquidator and Receiver of AIDT, Steven A. Strunk, in his capacity as former Liquidator and Receiver of AIDT, Richard J. Fulkerson, in his capacity as former Liquidator and Receiver of AIDT, Philip A. Feigin, in his capacity as former Deputy Liquidator and Receiver of AIDT, and any and all of their agents, representatives and attorneys (collectively, the "Releasees") of, from and against any and all liability, claims, demands, actions, causes of action, suits, compensation, reimbursement, taxes, fees, assessments or damages arising out of or in any way connected with the liquidation of AIDT including, but not limited to, any actions, omissions, decisions or exercise of discretion by the Liquidator in the conduct of the liquidation of AIDT. Without limitation, this release shall extend to and extinguish any and all claims, demands, actions or suits by any creditors of AIDT or any other third parties.
- h. The Court authorizes the Liquidator to cancel the charter of AIDT pursuant to C.R.S. § 11-103-804(12).
- i. The Court retains exclusive jurisdiction to reopen this action as and if necessary to address or resolve any future issue associated with the liquidation of AIDT that might arise; and
- j. The Estate of AIDT is hereby closed.

SO ORDERED this ____ day of _____, 2011.

By the Court:

District Court Judge

This document constitutes a ruling of the court and should be treated as such.

Court: CO Denver County District Court 2nd JD

Judge: Robert Scott Hyatt

File & Serve

Transaction ID: 40522981

Current Date: Nov 15, 2011

Case Number: 2007CV11222

Case Name: AM INTERCAPITAL HOLDING LLC et al vs. BERGER, MARC et al

Court Authorizer: Robert Scott Hyatt

/s/ Judge Robert Scott Hyatt