

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

UNITED STATES SECURITIES)
AND EXCHANGE COMMISSION,)

Plaintiff,)

v.)

VEROS PARTNERS, INC,)
MATTHEW D. HAAB,)
JEFFERY B. RISINGER,)
VEROS FARM LOAN HOLDING LLC,)
TOBIN J. SENEFELD,)
FARMGROWCAP LLC,)
PINCAP LLC, and)

Defendants,)

PIN FINANCIAL LLC,)

Relief Defendant.)

Case No. 1:15-cv-659-JMS-MJD

RECEIVER’S REQUEST FOR RELEASE OF FUNDS HELD BY CLERK

William E. Wendling, Jr., the Receiver herein, by counsel, respectfully requests the Court to Order the Clerk of Court to release the \$150,000 in funds from the sale of Veros Partners, Inc. assets which are being held by the Clerk pursuant to the Court’s Order on Stipulation Regarding proposed Sale of Certain Veros partners, Inc. Assets [[Filing No. 141](#)]. In support of this Request, the Receiver states:

1. On October 21, 2015, the parties filed their Stipulation Regarding Proposed Sale of Certain Veros Partners, Inc. Assets [[Filing No. 139](#)] (“Stipulation”), in which the Receiver and the SEC consented to the proposed sale provided that \$150,000 of the gross proceeds from those

transactions were deposited with the Clerk of Court, to be placed in a segregated, interest-bearing account immediately following the closing of the transactions. Further, MainSource bank consented to the sale and released its security interest in the assets conditioned on its receipt of \$155,000 of the gross proceeds of the sale and other funds/payments to be paid to MainSource directly from/by Veros.

2. The sale of the certain Veros assets was completed, and on November 4, 2015, \$105,000 was deposited with the Clerk [Filing No. 144] and on November 10, 2015, the balance of \$45,000 was deposited with the Clerk [Filing No. 148].

3. The Receiver believes that the \$150,000 on deposit with the Clerk should be released to the Receiver and used to offset expenses of the Receivership including but not limited to fees and services of the Receiver and his counsel, the Receiver's Oregon counsel and/or the Receiver's accountants.

4. Counsel for the United States Securities and Exchange Commission, Counsel for the Defendants, private counsel for Veros, and counsel for MainSource Bank have reviewed this motion and have no objection to the same.

WHEREFORE, the Receiver, by counsel, requests that this Court enter an order instructing the Clerk of Court to release the \$150,000 in funds from the sale of Veros Partners, Inc. assets to the Receiver, and for all other proper relief.

Respectfully submitted,

By s/Anne Hensley Poindexter .
Anne Hensley Poindexter, #14051-29
Rodney T. Sarkovics, #19547-49
CAMPBELL KYLE PROFFITT LLP
One Penn Mark
11595 N. Meridian St., Suite 701

Carmel, IN 46032
Telephone: (317) 846-6514
Fax: (317) 843-8097
Email: apoindexter@ckplaw.com
E-mail: rsarkovics@ckplaw.com

Counsel for the Receiver

Certificate of Service

I hereby certify that on January 20, 2016, a copy of the foregoing ***Receiver's Request for Release of Funds Held by Clerk*** was filed electronically. Notice of this filing will be made on all ECF-registered counsel by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

s/Anne Hensley Poindexter
Anne Hensley Poindexter, #14051-29
Rodney T. Sarkovics, #19547-49
CAMPBELL KYLE PROFFITT LLP
One Penn Mark
11595 N. Meridian St., Suite 701
Carmel, IN 46032
Telephone: (317) 846-6514
Fax: (317) 843-8097
Email: apoindexter@ckplaw.com
E-mail: rsarkovics@ckplaw.com