

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

**JUSTIN ROBERT KING; AND ELEVATE
INVESTMENTS, LLC,**

Defendants.

and

SHANNON LEIGH KING,

Relief Defendant.

) Case No: SACV 20-cv-02398 JVS(DFMx)

)

) Assigned for all purposes to the

) Honorable James V. Selna

)

) **NOTICE OF CLAIMS BAR DATE FOR**

) **INVESTORS, INSTRUCTIONS, AND CLAIM**

) **FORM FOR ALL INVESTORS SEEKING**

) **RECOVERY FROM ELEVATE**

) **INVESTMENTS, LLC**

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On December 28, 2020, the United States District Court for the Central District of California (the "District Court") appointed Jeffrey E. Brandlin as the temporary receiver (the "Receiver") over Elevate Investments, LLC ("Elevate") and its subsidiaries and affiliates. Subsequently, the District Court appointed the Receiver as the permanent receiver over Elevate and its subsidiaries and affiliates (collectively, the "Receivership Entity").

The Receiver has determined that there will be assets available for distribution to investors. The amount of funds available has not yet been finally determined. However, in order to make a distribution, the Receiver must establish a database of all claims entitled to a distribution. Therefore, all investors are required to submit their claims in accordance with the procedure below, which was approved by the District Court by an order entered on September 12, 2022.

INVESTOR CLAIM FORM INSTRUCTIONS

1. **WHO MUST SUBMIT AN INVESTOR CLAIM FORM?** You must return the enclosed claim form ("Investor Claim Form") if you believe you are owed any money by the Receivership Entity. A failure to timely submit an original signed Investor Claim Form and any necessary supporting documentation may result in the denial of your claim. You must submit the signed Investor Claim Form even if you have already informally provided evidence of a claim to the Receiver.

2. **CONSENT TO JURISDICTION OF THE COURT:** If you submit an Investor Claim Form in this case,

you are consenting to the jurisdiction of the District Court for all purposes and agree to be bound by its decisions, including, among other things, a determination as to the validity and amount of your claim against the Receivership Entity after notice and a hearing.

3. WHERE DO YOU RETURN THE INVESTOR CLAIM FORM? The original signed, completed Investor Claim Form and any supporting documentation must be mailed to: Jeffrey E. Brandlin, Receiver, 545 South Figueroa St., Suite 1134, Los Angeles, CA, 90071. Do not file the Investor Claim Form with the District Court.

4. WHEN IS THE DEADLINE TO RETURN THE INVESTOR CLAIM FORM? **The Investor Claim Form must be received by the Receiver on or before April 11, 2023 (the "Claims Bar Date").**

5. WHAT HAPPENS IF YOU DO NOT TIMELY RETURN THE SIGNED INVESTOR CLAIM FORM? If your Investor Claim Form is not received on or before the above Claims Bar Date, you (a) will be barred to the fullest extent allowed by applicable law from asserting, in any manner, a claim against the Receivership Entity and its property or estate, (b) will not be permitted to object to any distribution plan proposed by the Receiver on account of such claim, (c) will be denied distributions, and (d) will not receive any further notices on account of such claim. In addition, the Receivership Entity and its property or estate will be discharged from any and all indebtedness or liability with respect to such claim.

6. WHAT DO YOU NEED TO DO IF YOU AGREE WITH THE AMOUNTS ON THE INVESTOR CLAIM FORM?

Investors who do not dispute the claim information provided by the Receiver only need to timely sign on the last page of the Investor Claim Form and return the Investor Claim Form and do not need to attach documentation to the Investor Claim Form. If the Receiver learns new information that affects the amount of your claim, he reserves the right to send you a notice of proposed adjustment to the claim, and you will have ninety (90) days from the date of service of that notice to contest the proposed adjustment by submitting an amended Investor Claim Form.

7. WHAT DO YOU NEED TO DO IF YOU DISAGREE WITH THE AMOUNTS ON THE INVESTOR CLAIM FORM? Investors who dispute the claim information provided by the Receiver must attach to the Investor Claim Form copies of all documents that establish that the Receivership Entity owe the debts or amounts that you claimed. Failure to provide such documents may result in the denial of your claim. The District Court will resolve any disputes about the allowance or amount of a particular claim.

8. CHANGE OF CONTACT INFORMATION. If the contact information provided on the Investor Claim Form changes, you must direct the Receiver to update your contact information by sending a letter to Jeffrey E. Brandlin, Receiver, 545 South Figueroa St., Suite 1134, Los Angeles, CA, 90071.

9. TAX OR LEGAL ADVICE. The Receiver cannot provide tax or legal advice. You are encouraged to seek independent advice in regard to filing your Investor Claim Form or the tax implications of it.

10. RESERVATION OF RIGHTS BY THE RECEIVER. The Receiver has the right to verify and dispute any information you have provided in order to determine the proper distribution amount, if any, to which you may be entitled. Nothing in this notice and instructions or the Investor Claim Form precludes the Receiver from objecting to any Investor Claim Form on any grounds.

INVESTOR CLAIM FORM

**United States District Court
Central District of California
Case No. SACV 20-02398 JVS (DFMx)**

Securities & Exchange Commission,

v.

Justin Robert King; and Elevate Investments LLC, et al.

GENERAL CONTACT INFORMATION

1	Name of Investor:
2	Street Address/P.O. Box:
3	City, State, Zip Code:
4	Telephone Number(s):
5	Email Address(es):

GENERAL CLAIM INFORMATION

6	Account Number:	
7	Total amount that the Receiver believes you invested, not including interest. If you disagree with this number, please state what you assert is the correct amount and, in Section 10 below, provide the detailed information requested.	US \$
8	Total amount the Receiver believes you have received from Elevate Investments, LLC, including payments of interest, principal, payment of bills, donations made on your behalf, or investment distributions from the Receivership Entity. If you disagree with this number, please state what you assert is the correct amount and provide the details below in Section 11.	US \$
9	Total amount the Receiver believes you are owed (Line 7 – Line 8), not including any interest on your investment. If you disagree with this number, please state what you assert is the correct amount.	US \$

**IF YOU DISAGREE WITH THE AMOUNT IN BOX 7 ABOVE, PLEASE
PROVIDE THE FOLLOWING INFORMATION ABOUT YOUR INVESTMENT**

	Amounts Invested		Date of Investment (mm/dd/yy)	Was your investment made by check, cash, wire transfer, or other (please explain).
10	a.	\$	____/____/____	
	b.	\$	____/____/____	
	c.	\$	____/____/____	
	d.	\$	____/____/____	
	e.	\$	____/____/____	

IF YOU DISAGREE WITH THE AMOUNT IN BOX 8 ABOVE, PROVIDE THE FOLLOWING INFORMATION ABOUT MONEY THAT YOU HAVE RECEIVED					
		Date of payment (mm/dd/yy)	Amount of money received or expended on your behalf	Type of payment (i.e., principal, interest, donations, payment of bills etc.)	If the payment was not directed to you, state the name of the entity to which the payment was made
11	a.	____/____/____	\$		
	b.	____/____/____	\$		
	c.	____/____/____	\$		
	d.	____/____/____	\$		
	e.	____/____/____	\$		
	f.	____/____/____	\$		
	g.	____/____/____	\$		

If you need additional space to complete an answer, please attach a separate sheet of paper using the same format as on this Investor Claim Form and indicate the number of the question for which

you are providing the additional information.

Any other comments you wish to make to the Receiver: _____

IMPORTANT: ANY PERSON OR ENTITY SUBMITTING THIS INVESTOR CLAIM FORM SUBMITS TO THE EXCLUSIVE JURISDICTION OF THE UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA FOR ALL PURPOSES, INCLUDING, WITHOUT LIMITATION, AS TO RESOLUTION OF ANY CLAIMS, OBJECTIONS, DEFENSES, OR COUNTERCLAIMS BY THE RECEIVER AGAINST SUCH CLAIMANT IN CONNECTION WITH THIS RECEIVERSHIP, INCLUDING THOSE ARISING OUT OF (1) ANY DEALING OR BUSINESS TRANSACTED BY OR WITH THE RECEIVERSHIP ENTITY OR (2) ANY DEALING OR BUSINESS TRANSACTED THAT RELATES IN ANYWAY TO ANY RECEIVERSHIP PROPERTY. FURTHER, CLAIMANTS WAIVE ANY RIGHT TO A JURY TRIAL WITH RESPECT TO SUCH CLAIMS, OBJECTIONS, DEFENSES, AND COUNTERCLAIMS AND AGREE TO BE BOUND BY THE DECISIONS OF THE DISTRICT COURT EVEN IF IT MEANS YOUR CLAIM IS LIMITED OR DENIED.

CERTIFICATION AND SIGNATURE (REQUIRED OF ALL CLAIMANTS)

By signing below, I declare under penalty of perjury that the information in this Investor Claim Form is true and correct, and, if I am not the claimant, that I have been authorized to file this Investor Claim Form on behalf of the claimant

Signature: X

Print Name: _____

Title: _____

Date: _____

Return to:

Jeffrey E. Brandlin, Receiver
545 South Figueroa St., Suite 1134
Los Angeles, CA, 90071