

**VESCOR**  
**INVESTOR CLAIM FORM AND QUESTIONNAIRE**

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SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

VESCOR CAPITAL CORP., a Nevada corporation, VESCOR CAPITAL, INC., a Nevada corporation, VESCORP CAPITAL, LLC, a Nevada limited liability company, VESCORP CAPITAL IV-A, LLC, a Nevada limited liability company, VESCORP CAPITAL IV-M, LLC, a Nevada limited liability company, and VAL E. SOUTHWICK

Defendants.

Case No.: 1:08-cv-00012  
Judge Dee Benson  
United States District Court  
District of Utah, Central Division

Robert G. Wing, Receiver  
Sally B. McMinimee  
Jared N. Parrish  
PRINCE, YEATES & GELDZAHLER  
175 East 400 South, Suite 900  
Salt Lake City, Utah 84111

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On February 6, 2008, the Securities and Exchange Commission (SEC) filed a lawsuit in the United States District Court for the District of Utah (District Court) against VesCor Capital Corporation, VesCor Capital, Incorporated, VesCorp Capital, LLC, VesCorp Capital IV-A, LLC, VesCorp Capital IV-M, LLC and Val E. Southwick (collectively, and in conjunction with the District Court's Order expanding the receivership, "VesCor"). The SEC says VesCor engaged in an illegal Ponzi scheme, and defrauded investors. The District Court appointed Robert G. Wing as the Receiver of VesCor and of all affiliated limited partnerships, corporations or other business entities.

You are receiving this Notice because you have been identified as a person or an entity who may have a claim against VesCor based on investment(s) with VesCor or with Val Southwick, or with an entity controlled by VesCor or Southwick. If you believe you have a Claim against VesCor or an entity affiliated with VesCor, you must **timely submit** the attached "VesCor Investor Claim Form" to the Receiver. **Please read this notice carefully and in its entirety.**

***To be valid, your VesCor Investor Claim Form must be executed by you and you must declare UNDER PENALTY OF PERJURY that the statements made herein are true and correct.***

## **Guidelines for Completing This Form:**

1. This Claim Form is being sent to you because our records show you invested with Val E. Southwick, Vescor Capital Corp., or one of its related companies. In this Claim Form we request information needed to determine the validity and priority of your claim. The District Court will make the final decision about any distribution. To be considered for any distribution, you must complete and timely submit this form to the Receiver.
2. **Supporting Documents:** Enclose copies of supporting evidentiary documents, such as contracts, agreements, promissory notes, profit or equity participation agreements, purchase contracts for interests in limited liability companies controlled by Southwick, cancelled checks (front and back), carbon checks, wire transfer instructions to your financial institution and/or confirmations from that institution, money orders, bank statements, etc. These documents must be sufficient to show your investment with VesCor. **DO NOT SEND ORIGINAL DOCUMENTS.** If documents are not available, please explain at the end of this form. **The Receiver reserves the right to request additional information from you.**
3. Your Claim Form must be **mailed** to the Receiver. It must be **postmarked** by December 31, 2008. **IF YOUR CLAIM FORM, AND ALL SUPPORTING DOCUMENTATION, IS NOT RECEIVED BY THE RECEIVER AND IS NOT POSTMARKED BY DECEMBER 31, 2008, YOUR CLAIM WILL NOT BE CONSIDERED.**
4. **DO NOT** file your completed VesCor Investor Claim Form with the District Court.
5. You may have already submitted a claim form or investor questionnaire with a bankruptcy court or government agency. Nevertheless, you must complete and submit this claim form, with all supporting documentation, in order to be considered for distribution in this matter. **You may not rely on any prior submission.**
6. If a particular item does not apply to you specifically, write “**not applicable.**” If you do not know the answer to a particular item, write “not known.” ***Do not leave a question blank.***
7. Please note that information communicated by you to the Receiver is not confidential and will be utilized by the Receiver in administering the receivership, and in the resolution of your claim. In the interest of reducing expense to the Receivership Estate, please communicate with the Receiver in writing or in electronic format.
8. The Order Appointing a Receiver directs the Receiver to marshal assets and gather information. The Receiver does not make any decisions regarding distribution of money. A Plan of Distribution will be proposed by the SEC and the District Court Judge will make all decisions regarding distribution.
9. Remember, this Claim Form is submitted by you under penalty of perjury. If you have any questions concerning how to complete this form, consult your own attorney. The Receiver recommends you seek independent advice.
10. Please add additional sheets if necessary to give complete answers.

**Investor Information**

Provide the requested information for yourself, for each individual on whose behalf you are making a claim (such as a spouse or child) and for each entity on whose behalf you are making a claim (such as a trust, a limited liability company, limited partnership, or other business entity). Attach additional sheets if necessary.

**First Investor:** \_\_\_\_\_  
(First Name) (Last Name)

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone No.: \_\_\_\_\_

Email: \_\_\_\_\_

Type:     Individual     Corporation     General Partnership  
           Limited Partnership                     Other

\_\_\_\_\_ (explain)

**Second Investor:** \_\_\_\_\_  
(First Name) (Last Name)

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone No.: \_\_\_\_\_

Email: \_\_\_\_\_

Type:     Individual     Corporation     General Partnership  
           Limited Partnership                     Other

\_\_\_\_\_ (explain)

**Attorney Information:**

Name: \_\_\_\_\_

Firm: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

Phone No.: \_\_\_\_\_

Fax No.: \_\_\_\_\_

Email: \_\_\_\_\_

**Investment Information**

1. List all investments you made with Vescor:

<b>Date of Investment</b>	<b>Amount Invested</b>	<b>Source of Funds for Your Investment (401K, home equity, retirement plan, etc.)</b>	<b>Your Age at Time of Investment</b>	<b>Method of Payment (check, cash, wire transfer, other. If other, please provide details.)</b>

*\*\*You must provide copies of all documents reflecting payment(s) by you to Vescor\*\**

[ ] Documents included

2. List any money you received, or any money a person or entity received on your behalf (i.e., Trust Co. of America), from Vescor representing interest payments or repayment of principal on your investment(s):

<b>Date</b>	<b>Amount Received</b>	<b>Method of Payment (check, cash, wire transfer, other. If other, please provide details.)</b>

3. List any money you received, or any money a person or entity received on your behalf, from Vescor for referring others to VesCor:

<b>Date</b>	<b>Amount Received</b>	<b>Names of the investors for whom you received a commission, referral fee, discount or points</b>	<b>How did you receive these amounts (check, cash, credited to account)?</b>

4. List any money you invested which you raised from others:

Date	Amount Received	Names of the investors from whom you raised money

5. How did you learn about Vescor?

- Received cold call From whom? \_\_\_\_\_
- Referred by friend or relative Name \_\_\_\_\_
- In-person contact Name of representative \_\_\_\_\_
- Other Explain \_\_\_\_\_

6. Did that person receive a commission, referral fee, or other payment for referring you to VesCor?  Yes  No  Unknown

7. Did you discuss your investment with anyone else prior to investing?

- Yes Name(s) \_\_\_\_\_
- No, I only spoke with the person named in the prior question.
  - a. What did that person/those people tell you about VesCor and Val Southwick?

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

8. Were you promised any type of security or collateral for your investment?  Yes  No

If yes, what were you promised?

\_\_\_\_\_

Who made the promise to you?

\_\_\_\_\_

9. Was any document securing your investment ever recorded?  Yes \_\_\_\_\_ (Date)  No

*\*\*Please provide copies of all documents showing a security interest\*\**

- Documents included
- No documents provided by Vescor



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**By Signing My/Our Name Below, I/We Acknowledge and Affirm that:**

- I/we will supplement this Response Form if I/we later learn the information is inaccurate or incomplete.
- I/we acknowledge that I/we am/are an Investor(s) in VesCor.
- I/we hereby affirm that the answers provided herein are truthful and complete to the best of my/our knowledge.
- I/we understand that this Response Form is submitted under penalty of perjury.

**Date:** \_\_\_\_\_ **Signature:** \_\_\_\_\_

**Print Name:** \_\_\_\_\_  
*(First Investor)*

**Date:** \_\_\_\_\_ **Signature:** \_\_\_\_\_

**Print Name:** \_\_\_\_\_  
*(Second Investor)*

**Please MAIL this completed form, with all supporting documentation, to:**

Robert G. Wing, Receiver  
PRINCE, YEATES & GELDZAHLER  
ATTN: VesCor Investor Claim Form  
175 East 400 South, Suite 900  
Salt Lake City, Utah 84111

**Your claim form and supporting documentation must be mailed to the Receiver and postmarked NO LATER THAN DECEMBER 31, 2008**

**AMENDED FORM:** If this VesCor Investor Claim Form AMENDS a previously completed Form, please check here [\_\_\_\_] and indicate the date that the previous Form was executed: \_\_\_\_\_.