# UNITED STATES DISTRICT COURT Southern District of Florida Miami Division

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

Case No.: 06-20975-CIV-HUCK Magistrate Judge O'Sullivan

VS.

JACK P. UTSICK,
ROBERT YEAGER,
DONNA YEAGER,
WORLDWIDE ENTERTAINMENT, INC.,
THE ENTERTAINMENT GROUP FUND, INC.,
AMERICAN ENTERPRISES, INC., and
ENTERTAINMENT FUNDS, INC.,

#### **NOTICE OF FILING**

Michael I. Goldberg (the "Receiver"), hereby gives notice of the filing of Amended Exhibit "1" to the Receiver's Report on the Status of Investor Claims (the "Report") (Doc. 456). The Receiver amended Exhibit "1" to the Report to correct a clerical error relating to Claim No. A-2294.

Respectfully submitted,

#### AKERMAN SENTERFITT

Attorneys for Receiver, Michael I. Goldberg Las Olas Centre II, Suite 1600 350 East Las Olas Blvd. Fort Lauderdale, FL 33301 Telephone: (954) 463-2700

Telephone: (954) 463-2700 Facsimile: (954) 463-2224

Email: tarek.kiem@akerman.com

By: /s/ Tarek K, Kiem

Tarek K. Kiem, Esq. Florida Bar No. 637041

E-Mail: tarek.kiem@akerman.com

Case No.: 06-20975-CIV-HUCK

#### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 24th day of February, 2009, I electronically filed the foregoing Notice of Filing with the Clerk of the Court by using the CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record on the attached Service List in the manner specified, either via transmission of Notice of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronic notices.

/s/ Tarek K. Kiem
Tarek K. Kiem

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Case No.: 06-20975-CIV-HUCK

#### **SERVICE LIST**

Robert K. Levenson
Regional Trial Counsel
Securities and Exchange Commission
801 Brickell Avenue, Suite 1800
Miami, Florida 33131
(305) 982-6341 (Direct Dial)
(305) 982-6300 (Telephone)
(305) 536-4154 (Facsimile)
E-Mail: levensonr@sec.gov

Counsel for Plaintiff
Served by CM/ECF

Teresa Jacqueline Verges
Yolanda Gonzalez
Andre Zamorano
Securities & Exchange Commission
801 Brickell Avenue, Suite 1800
Miami, Florida 33131
E-Mail: vergest@sec.gov
E-Mail: gonzalezlm@sec.gov
E-Mail: zamoranoa@sec.gov
Counsel for Plaintiff
Served by CM/ECF

Richard Kraut, Esq.
Dilworth Paxson LLP
655 Fifteenth Street, NW, Suite 810
Washington, DC 20005
(202) 466-9152 (Telephone)
(202) 452-0930 (Facsimile)
E-Mail: rkraut@dilworthlaw.com
Counsel for Jack P. Utsick
Served by U.S. Mail

David R. Chase, Esq.
David R. Chase, P.A.
1700 East Las Olas Blvd., Penthouse 2
Fort Lauderdale, Florida 33301
(954) 920-7779 (Telephone)
(954) 923-5622 (Facsimile)
E-Mail: david@davidchaselaw.com
Counsel for Jack P. Utsick
Served by CM/ECF

Avi Benayoun, Esq.
Greenberg Traurig, P.A.
401 East Las Olas Blvd., Suite 2000
Ft. Lauderdale, Florida 33301
(954) 768-8256 (Direct)
(954) 765-0500 (Telephone)
(954) 765-1477 (Facsimile)
E-Mail: benayouna@gtlaw.com
Counsel for Robert Yeager, Donna Yeager
American Enterprises, Inc. and
Entertainment Funds, Inc.
Served by CM/ECF

Katherine A. Compton, Esq.
Penelope Brobst Blackwell, Esq.
Greenberg Traurig, LLP
2200 Ross Avenue, Suite 5200
Dallas, Texas 75201
(972) 419-1250 (Telephone)
(972) 419-1251 (Facsimile)
Co-Counsel for Robert Yeager, Donna
Yeager, American Enterprises, Inc. and
Entertainment Funds, Inc.
Served by U.S. Mail

Howard J.Berlin, Esq.
Kluger Peretz, Kaplan, et al.
201 South Biscayne Blvd. - 17th Floor
Miami, Florida 33131
(305) 379-9000 (Telephone)
(305) 379-3428 (Facsimile)
E-Mail: hberlin@kpkb.com
Counsel for Receiver
Served by CM/ECF

David M. Levine, Esq.
Tew Cardenas LLP
Four Seasons Tower, 15<sup>th</sup> Floor
1441 Brickell Avenue
Miami, Florida 33131-3407
(305) 536-1112 (Telephone)
(305) 536-1116 (Facsimile)
E-Mail: dml@tewlaw.com
Counsel for First Source Bank
Served by CM/ECF

## AMENDED EXHIBIT "1"

## RECEIVER'S LIST OF **CLAIMS TO BE AMENDED**

	CLAIMANT'S							R'S DS	
C	EM 1 laim No.	ITEM 2 Investor Invested	ITEM 3 Investor Received	ITEM 4 Receiver Invested	ITEM 6 Receiver Received	ITEM 6 Net Invested	ITEM 7 Net Received	ITEM 8 Rising Tide %	Connent
A⊦	66	\$146,807.89	\$0.00	\$146,807.89	\$0.00	\$146,807.89	\$0.00	0%	Claim is being updated to correct a clerical error.
Α-	469	\$59,518.00	\$0.00	\$59,518.00	\$0.00	\$59,518.00	\$0.00	0%	Claim is being updated to correct a clerical error.
									Claim is being updated based on new evidence supplied by investor.
_ A-	496	\$62,000.00	\$30,146.47	\$62,000.00	\$30,146.47	\$31,853.53	\$0.00	0%	Claim is being updated based on new evidence supplied by investor.
A-	497	\$62,000.00	\$30,146.47	\$62,000.00	\$30,146.47	\$31,853.33	\$0.00	0%	Chains in Issuer, and also described the second sec
Α-	673	\$118,549.89	\$103,97 <del>6</del> .00	\$118,549.89	\$103,967.00	\$118,549.89	\$103,967.00	88%	Claim is being updated based on new evidence supplied by investor.
Α-	674	\$136,628.79	\$103,9 <del>6</del> 7.00	\$136,628.79	\$103,967.00	\$136,628.79	\$103,967.00	76%	Previously classified as a Disputed Claim under Exhibit "B". Claimant reached an agreement with the Receiver to correct their claim. No longer in a profit status.  Previously classified as a Disputed Claim under Exhibit "B".
Α-	761	\$207,890.87	\$69,114.11	\$207,890.87	\$69,114.11	\$193,004.37	\$54,227.61	28%	Claimant reached an agreement with the Receiver to correct their claim.
Α-	827	\$20,000.00	\$0.00	\$20,000.00	\$0.00	\$20,000.00	\$0.00	0%	Claim is being updated to correct a clerical error
A-	856	\$25,000.00	\$0.00	\$25,000.00	\$0.00	\$25,000.00	\$0.00	0%	Claim is being updated to correct a clerical error
Α-	857	\$10,000.00	\$0.00	\$10,000.00	\$0.00	\$10,000.00	\$0.00	0%	Claim is being updated to correct a clerical error
	876	\$87,500.00	\$0.00	\$87,500.00	\$0.00	,	\$0.00	0%	Claim is being updated to correct a clerical error
	968	#05 000 00		#DE 000 00	<b>#0.00</b>	#DE 000 00	en en	00/	Claim is being updated to correct a clerical error
		\$25,000.00	\$0.00	\$25,000.00	\$0.00	\$25,000.00	\$0.00	0%	Claim is being updated to correct a clerical error
A-	969	\$40,000.00	\$6,842.31	\$40,000.00	\$6,8 <del>4</del> 2.31	\$39,157.69	\$6,000.00	15%	
A-	1022	\$19,229.03	\$0.00	\$19,229.03	\$0.00	\$19,229.03	\$0.00	0%	Claim is being updated to correct a clerical error  This is a duplicate claim of #1348 and should be stricken.
Α-	1349	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	N/A	·
A-	1381	\$77,619.72	\$0.00	\$77,619.72	\$0.00	\$77,619.72	\$0.00	0%	Claim is being updated to correct a clerical error  This claim has been forfeited pursuant to a Settlement with the
A-	1416	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Receiver.
	1616	\$19,550.00	\$5,896.65	\$19,550.00	\$5,896.65				Claim is being updated to correct a clerical error.
Α-	1638	\$12,500.00	\$0.00	\$12,500.00	\$0.00	\$12,500.00	\$0.00	0%	Claim is being updated to correct a clerical error
Α-	1931	\$20,000.00	\$0.00	\$20,000.00	\$0.00	\$20,000.00	\$0,00	0%	
A-	2066	\$145,000.00	\$83,256.00	\$145,000.00	\$83,256.00	\$95,000.00	\$33,256.00	35%	Previously classified as a Disputed Claim under Exhibit "B". Claimant reached an agreement with the Receiver to correct their claim. No longer in a profit status.

## **AMENDED EXHIBIT "1"**

## **RECEIVER'S LIST OF CLAIMS TO BE AMENDED**

	CLAIMANTS RECORDS					WIO TO L		ER'S	
c	EM 1 laim No.	ITEM 2 Investor Invested	)TEM 3 Investor Received	ITEM 4 Receiver Invested	ITEM 5 Received Received	TTEM 6	ITEM 7 Net Received	RECOR ITEM 8 Riging Tide %	Comment
									Claim is being updated to correct a clerical error
A-	2150	\$27,300.85	\$0.00	\$89,800.85	\$7,500.00	\$86,050.85	\$3,750.00	4%	Claim is being updated to correct a clerical error
A.	2179	\$85,000,00	\$0.00	\$85,000.00	\$0.00	\$85,000.00	\$0.00	0%	
<u> </u>	2.7.5	\$65,555.55	ψο.ασ	\$00,000.00	ψ0.00	400,000.00	ψ0.55	0,0	Claim is being updated to correct a clerical error
Α-	2294	\$445,680.18	\$364,909.88	\$445,680.18	\$364,909.88	\$204,101.38	\$201,711.40	99%	
									Claim is being updated based on new evidence supplied by investor,
A-	2438	\$10,000.00	\$0.00	\$10,000.00	\$0.00	\$10,000.00	\$0.00	0%	Claim is being updated to correct a clerical error
		i							
	2685	\$70,000.00	\$23,000.00	\$70,000.00	\$23,000.00	\$47,000.00	\$0.00	0%	Claim is being updated to correct a clerical error
	2759	\$47,676.41	\$0.00	\$47,676.41	\$0.00	\$47,676.41	\$0.00	0%	Previously classified as a Disputed Claim under Exhibit "B". Claimant reached an agreement with the Receiver to correct
A-	2812	\$200,000.00	\$107,3 <u>53.</u> 00	\$200,000.00	\$107,353.00	\$200,000.00	\$107,353.00	54%	their claim. No longer in a profit status.  Claim is being updated to correct a clerical error
Α-	2854	\$100,000.00	\$0.00	\$100,000.00	\$0.00	\$100,000.00	\$0.00	0%	
A-	292 <del>6</del>	\$12,611.8 <b>5</b>	\$3,820,88	\$12,611.85	\$3,820.88	\$12, <del>6</del> 11.85	\$3,820.88	30%	This claim was previously consolidated with Claim A-2926. Claimant provided sufficient evidence to separate claim and a new claim number was assigned.
Δ.	2927	\$12,611.85	\$3,820.88	\$12,611.85	\$3,820.88	\$12,611.65	\$3,820.88	30%	This claim was previously consolidated with Claim A-2926.  Claimant provided sufficient evidence to separate claim and a new claim number was assigned.
	2928		\$3,820.88		\$3,820,88	\$12,611.85	,		This claim was previously consolidated with Claim A-2926. Claimant provided sufficient evidence to separate claim and a new claim number was assigned.
_~	2926	\$12,611.85	\$3,020.00	\$12,611.85	<b>ф</b> 3,020,00	\$12,01(,03	<b>\$3,020.66</b>	30%	Receiver allowed this Claimant to file a late Claim. Claimant is also involved in the First Source Interpleader and mistook his Affidavit as a Claim.
C-	2925	\$15, <del>44</del> 6.18	\$0.00	\$15, <del>44</del> 6,18	\$0.00	\$15,448.18	\$0.00	0%	
	2911	\$227 E00 00	\$15,030.00	\$227,500.00	\$15,030.00	\$227,500.00	\$15,030.00	7%	Previously classified as a "disputed" Trade Creditor Claim under Exhibit "D". Claimant has submitted new evidence to the Receiver and reached an agreement to resolve their claim.
	2911	\$227,500.00 \$0.00	\$15,030.00	\$227,500.00	\$15,030.00	\$227,500.00	\$15,030.00		Previously classified as an "disputed" Trade Creditor Claim under Exhibit "D". Claimant has forfeited their claim pursuant to a settlement with the Receiver.
			φω, ων	\$5.50	40.00	40.00	40.00	.3070	Previously classified as an Undisputed Claim under Exhibit "A" Claimant was found to have received a profit and subsequently settled with Receiver.
E-	71	\$279,562.08	\$267,063.87	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previously classified as an Undisputed Claim under Exhibit "A"
E-	1067	\$350,000.00	\$407,975.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Claimant has now settled their profit claim with the Receiver.

#### AMENDED EXHIBIT "1"

### **RECEIVER'S LIST OF CLAIMS TO BE AMENDED**

		MANTS ORDS	RECEIVER'S RECORDS						
ITEM 1 Claim	ITEM 2 Investor	ITEM 3 Investor, va	ITEM 4 Receiver	ITEM 5 Receiver	TEM6 II	TEM 7	ITEM 8 Rising	Magant poly (Para a la ) ( 中海) Inja () <sup>(本本</sup>	
No.	Invested	Received	Invested	Received	Invested.	Received	Tide %	Conment :	
E- 1130	\$94,376.84	\$138,500.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previolusly classified as a Disputed Claim under Exhibit "B". Claimant has now settled their profit claim with the Receiver.	
E- 1238	\$100,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previoiusly classified as a Disputed Claim under Exhibit "B". Claimant has now settled their profit claim with the Receiver.	
E- 1239	\$600,000.00	\$1,310,000.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previously classified as an Undisputed Claim under Exhibit "A". Claimant has now settled their profit claim with the Receiver.	
E- 1267	\$118,742.27	\$48,500.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previously classified as a Disputed Claim under Exhibit "8". Claimant has now settled their profit claim with the Receiver.	
E- 1366	\$10,000.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		Previously classified as a Disputed Claim under Exhibit "B". Claimant has now settled their profit claim with the Receiver.	
E- 1413	\$290,000.00	\$338,010.55	\$0.00	\$0.00	\$0.00	\$0.00		Previously classified as a Disputed Claim under Exhibit "B". Claimant has now settled their profit claim with the Receiver.	
E- 1633	\$98,338.00	\$134,233.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previously classified as an Undisputed Claim under Exhibit "A". Claimant has now settled their profit claim with the Receiver.	
E-2361	\$381,436.11	\$276,000.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previously classified as a Disputed Claim under Exhibit "B". Claimant has now settled their profit claim with the Receiver.	
E- 2761	\$88,850.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		Previously classified as a Disputed Claim under Exhibit "B". Claimant has now settled their profit claim with the Receiver.	
E-2827	<b>\$</b> 515,867.95	\$226,666.00	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previolusly classified as a Disputed Claim under Exhibit "B". Claimant has now settled their profit claim with the Receiver.	
E-2871	\$97,000.00	\$344,856.22	\$0.00	\$0.00	\$0.00	\$0.00	100%	Previously classified as an Undisputed Claim under Exhibit "A". Claimant has now settled their profit claim with the Receiver.	

\*All claims listed on this Exhibit "1" shall supersede any claim previously listed on any other exhibit attached to the Receiver's Motion for Authorization to Make an Initial Distribution to Creditors With Undisputed Claims and Request to Set A Hearing to Resolve Disputed Claims dated December 10, 2008 (D.E. 350).