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Attorneys for Court-Appointed Receiver,  
Diane A. Thompson

**IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF UTAH, CENTRAL DIVISION**

**SECURITIES AND EXCHANGE  
COMMISSION,**

**PLAINTIFF,**

**v.**

**AMERICAN PENSION SERVICES, INC., a  
Utah Corporation and CURTIS L.  
DeYOUNG, an individual,**

**DEFENDANTS.**

**DECLARATION OF MARK  
HASHIMOTO**

**Case No.: 2:14-CV-00309-RJS-DBP**

**Judge Robert J. Shelby  
Magistrate Judge Dustin B. Pead**

I, Mark Hashimoto, being first duly sworn, hereby declare under penalty of perjury that the following is true and correct, upon personal knowledge and belief.

1. I am a certified public accountant and certified fraud examiner with the firm of Piercy Bowler Taylor & Kern. I make this declaration on personal knowledge, and if called to testify I could and would testify competently as follows:

2. I am an accountant in the State of Utah.

3. I am associated with Piercy Bowler Taylor & Kern, which maintains offices at 7050 Union Park Ave., Suite 140, Salt Lake City, Utah 84047 and my telephone number is (801) 990-1120.

4. On April 24, 2014, pursuant to that certain Order Appointing Receiver, Freeze Assets, and Other Relief (the "Receivership Order), I was authorized to be retained by Diane Thompson, the Court-appointed Receiver of American Pension Services, Inc.

5. Since the Receivership Order was entered on April 25, 2014, my staff and I have had an opportunity to review and analyze the American Pension Services Client Accounting System ("APS System"). Based on our analysis of the APS System, we have determined that the combined cash balance for all client accounts totaled \$50,653,871.85. This total was the combined cash balance which should have been in the American Pension Services Master Trust Accounts ("APS Master Trust Accounts") as of the date the Receiver was appointed.

6. On April 25, 2014 when the APS Master Trust Accounts were frozen pursuant to the Receivership Order, the cash balance in the Master Trust Accounts at First Utah Bank totaled \$26,067,278.61. Therefore, it appears that the APS Master Trust Accounts has a shortfall in cash totaling \$24,586,593.24.

I declare under penalty of perjury that the forgoing declaration is true and correct under the laws of the United State of America, and that I executed this declaration on May 6, 2014, in Salt Lake City, Utah.

  
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Mark D. Hashimoto