

AMERICAN PENSION SERVICES, INC.

REVALUATION REQUEST FORM

Account Name(s): _____

Account Number(s): _____

Address: _____

Phone Number(s): _____

E-mail(s): _____

Date: _____

Signature: I hereby declare under penalty of perjury that the information provided in this form and any documents submitted herewith are true and correct.

Please review the Instructions below and send:

- (1) This form;
- (2) All outstanding APS management fees (NOTE: The Receiver will not consider a revaluation request if there are outstanding APS management fees);
- (3) The required, non-refundable payment of \$500.00 (checks should be payable to American Pension Services); and
- (4) The required documents (see the Instructions below).

Send items (1) – (4) above and payment to Diane Thompson, Court-Appointed Receiver for American Pension Services, Inc., via postal mail at 4168 West 12600 South, Suite 300, Riverton, Utah 84096 **no later than 60 days following receipt of this package.**

***** Please note that if any portion of this application is not received by the due date, the Receiver will not consider the revaluation request.

INSTRUCTIONS

Under the Receiver’s Amended Modified Liquidation Plan and Order Approving Amended Modified Liquidation Plan, the Receiver will provide certain IRA account owners the

opportunity to have their account value as of April 25, 2014 reviewed and adjusted based on the following limited circumstances:

- (1) statement identifying real estate asset as improperly valued, due to addition of non-recourse debt;¹
- (2) valid valuation requests previously refused by APS;
- (3) unauthorized investment not revalued for some but revalued for others;²

In order to seek a revaluation, an IRA account owner shall comply with the following procedures:

- (a) No later than 60 days following receipt of notice of the Court's approval of the Amended Modified Plan of Liquidation, APS clients that fall within the above categories may submit a request, indicating their proposed revised total account value as of April 25, 2014 and documentation supporting their request for review and adjustment.
- (b) Qualifying documentation must show:
 - (1) evidence that non-recourse debt was improperly added to the equity value of real property assets;
 - (2) written documentation evidencing client's previous attempts to have their account revalued prior to April 25, 2014, including supporting documents such as qualified appraisals and written evidence that the attempts were rejected by APS;
 - (3) written statement that an investment was not authorized or a direction letter was forged and the investment is worthless.
- (c) The APS client shall submit a non-refundable valuation fee of \$500.00 to cover the costs of evaluating and adjudicating the valuation request.
- (d) The APS client shall be current on all APS management fees.
- (e) The Receiver will evaluate the client's file and investment account history to verify and determine, in her sole discretion, if the request for revaluation meets the conditions outlined above.
- (f) Within 60 days after receipt of the request, the Receiver will notify the APS client in writing of her decision whether to accept or reject the request for revaluation.

¹ "Non-Recourse" is a phrase used to APS to describe real property valued based on the equity plus debt.

² Some APS clients' cash was invested in an investment of Curtis DeYoung's choice (often with one of the Memmotts or their entities) involving forgery or without the clients' knowledge or consent. These investments are worthless because they were made with companies or individuals who either will not or cannot pay back the loans Mr. DeYoung unilaterally made on the clients' behalf. Yet, the full value of the investment shows on APS' records when it should have been written down to \$0.00. APS wrote down some of these investments but not others.