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IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION

<p>In re:</p> <p>DEE ALLEN RANDALL, et al.,</p> <p>Debtors.</p>	<p>Bankruptcy Case No. 10-37546 (Substantively Consolidated with Case Nos. 11-34826, 11-34830, 11-34831, 11-34833 and 11-34834)</p> <p>Chapter 11</p> <p>Honorable Joel T. Marker</p> <p>(Filed via ECF)</p>
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**NOTICE OF THE TRUSTEE'S MOTION TO APPROVE TRUSTEE'S SECOND
INTERIM DISTRIBUTION, AND NOTICE OF HEARING ON MOTION**

Objection Deadline: Friday, April 27, 2018
Hearing Date and Time: Tuesday, May 8, 2018, at 2:00 p.m.

PLEASE TAKE NOTICE THAT, on April 10, 2018, Gil A. Miller, who is the post-confirmation trustee and representative of the substantively consolidated and confirmed Chapter 11 estate (the "**Consolidated Estate**") of Dee Allen Randall, Horizon Auto Funding, LLC,

Independent Commercial Lending, LLC, Horizon Financial Center I, LLC, Horizon Mortgage and Investment Inc. and Horizon Financial & Insurance Group Inc. (collectively, the “**Debtors**”) filed with the Court his *Motion to Approve Trustee’s Second Interim Distribution* (the “**Distribution Motion**”).

PLEASE TAKE FURTHER NOTICE THAT, in the Distribution Motion, the Trustee has asked the Bankruptcy Court (a) to approve the Trustee’s plans for the Second Interim Distribution in the amount of \$2,250,000.00 under the Confirmed Plan (the “**Second Interim Distribution**”), (b) to approve the specific payments to be made from the Consolidated Estate for the Second Interim Distribution as shown on **Exhibit A** attached to the Distribution Motion, which total \$2,250,000.00 from the Consolidated Estate, and (c) to approve the Trustee’s holdback of additional Consolidated Estate funds as outlined in the Distribution Motion. The Second Interim Distribution is conditioned upon, and will be made by the Trustee, after the Trustee receives the settlement payment from Ameritas Life Insurance Corp., successor by merger to The Union Central Life Insurance Company (“**Union Central**”) that is the subject of *The Trustee’s Motion, Pursuant to Federal Rule of Bankruptcy Procedure 9019, for Entry of an Order Approving a Settlement Agreement and Mutual Release of Claims with Union Central Life Insurance Company and Ameritas Life Insurance Corp.* (the “**Rule 9019 Motion**”) which was filed by the Trustee on April 4, 2018, and which is scheduled for hearing at the same time as the hearing on the Distribution Motion.

PLEASE TAKE FURTHER NOTICE THAT the Distribution Motion and all papers filed in support of the Distribution Motion are on file with the Clerk of the United States Bankruptcy Court for the District of Utah, United States Courthouse, 350 South Main, Room 301, Salt Lake City, Utah 84101, and may be reviewed at that address during regular business hours. Copies of the Distribution Motion and any papers filed in support thereof also may be obtained by making a written request upon Michael R. Johnson, general bankruptcy and

litigation counsel for the Trustee: (a) by mail to 36 South State Street, Suite 1400, Salt Lake City, Utah 84111; (b) by email to mjohnson@rqn.com; or (c) by facsimile to (801) 532-7543.

PLEASE TAKE FURTHER NOTICE THAT a hearing on the Distribution Motion (the “**Hearing**”) has been scheduled before the Honorable Joel T. Marker, United States Bankruptcy Court Judge, for **Tuesday, May 8, 2018, at 2:00 p.m.**, or as soon thereafter as the matter may be heard, in Room 341 of the Frank E. Moss United States Courthouse, 350 South Main Street, Salt Lake City, Utah 84101.

PLEASE TAKE FURTHER NOTICE THAT any interested party desiring to respond or object to the relief requested in the Distribution Motion must file their written response or objection with the above-captioned Bankruptcy Court, and serve a copy of their response or objection upon the undersigned counsel, by no later than **Friday, April 27, 2018**.

PLEASE TAKE FURTHER NOTICE THAT if a timely response or objection to the Distribution Motion is not filed, the Bankruptcy Court may grant the relief requested in the Distribution Motion without conducting a hearing. Additionally, if a timely response or objection is not filed, the Trustee will ask the Court to approve the Distribution Motion without further notice or hearing. Finally, upon resolution of any timely filed and served objections to the Distribution Motion, the Trustee also will ask the Court to approve the Distribution Motion without further notice or hearing.

YOUR RIGHTS MAY BE AFFECTED BY THE DISTRIBUTION MOTION, AS MORE PARTICULARLY SET FORTH ABOVE. YOU SHOULD READ THIS NOTICE, THE DISTRIBUTION MOTION AND ALL PAPERS FILED IN SUPPORT THEREOF CAREFULLY, AND DISCUSS THEM WITH YOUR ATTORNEY, IF YOU HAVE ONE IN THE ABOVE-ENTITLED SUBSTANTIVELY CONSOLIDATED BANKRUPTCY CASE. (IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH TO CONSULT ONE).

If you do not want the Bankruptcy Court to grant the relief requested in the Distribution Motion, or if you want the Bankruptcy Court to consider your views concerning the Distribution Motion, then you or your attorney must do the following:

A. On or before **Friday, April 27, 2018**, you must file a written response with the Bankruptcy Court explaining your position with respect to the Distribution Motion. You should file your written response or objection with the Clerk of the Bankruptcy Court, and serve a copy of your response or objection on counsel for the Trustee; and

B. Attend the Hearing on the Distribution Motion, which has been scheduled for **Tuesday, May 8, 2018, at 2:00 p.m.** in Room 341 of the United States Courthouse, 350 South Main Street, Salt Lake City, Utah 84101, before the Honorable Joel T. Marker, United States Bankruptcy Court Judge.

If you mail your written response to the Bankruptcy Court for filing, you must mail it early enough so that the Court will actually **receive it** on or before the date stated above. You must also mail to or otherwise serve a copy of your written response upon Michael R. Johnson, Ray Quinney & Nebeker P.C., 36 South State Street, Suite 1400, Salt Lake City, Utah 84111, counsel for the Trustee.

DATED this 10th day of April, 2018.

RAY QUINNEY & NEBEKER P.C.

/s/ Michael R. Johnson

Michael R. Johnson

Douglas M. Monson

Elaine A. Monson

Counsel for the Trustee

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of April, 2018, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which sent notification of such filing to the United States Trustee and all other electronic filing users in this case.

I further hereby certify that on this 10th day of April, 2018, I also mailed a true and correct copy of the foregoing document by first class U.S. mail, postage prepaid, to the following persons and entities, all of whom have filed with the Court a specific request for notice requesting that notice be given to them in this case after the date of the Plan:

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/s/ Dianne Burton