

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

STEPHEN THAXTON and PATRICIA
THAXTON, individually and on behalf of
all others similarly situated,

Plaintiffs,

Case No. 1:20-cv-00941-ELR

v.

COLLINS ASSET GROUP, LLC,
COLLINS & HILTON ASSET
GROUP, LLC, DIVERSIFIED
FINANCING LLC, MARK W. MILLER,
ALT MONEY INVESTMENTS, LLC,
ALT MONEY INVESTMENTS II, LLC,
ALT MONEY INVESTMENTS III, LLC,
ALT MONEY INVESTMENTS IV, LLC,
and SONOQUI LLC,

Defendants.

PROOF OF CLAIM AND RELEASE

Exhibit A to Settlement Agreement

I. GENERAL INSTRUCTIONS

1. All capitalized terms not otherwise defined herein shall have the same meanings ascribed to them in the Settlement Agreement, which can be downloaded at www.diversifiedlendingclassaction.com.

2. To recover as a member of the Settlement Class based on your claims in the above-captioned action entitled *Stephen Thaxton and Patricia Thaxton v. Collins Asset Group, LLC, et. al.* (the “Action”), you must complete and, on page 5

hereof, sign this Proof of Claim and Release form (“Proof of Claim”). If you fail to submit a properly addressed (as set forth in paragraph 3 below) Proof of Claim, your claim may be rejected, and you may be precluded from any recovery in connection with the proposed Settlement.

3. YOU MUST MAIL OR SUBMIT ONLINE YOUR COMPLETED AND SIGNED PROOF OF CLAIM, ACCOMPANIED BY COPIES OF THE REASONABLE DOCUMENTATION AS DEFINED IN THE SETTLEMENT AGREEMENT , **NO LATER THAN MAY 13, 2021**, TO THE SETTLEMENT ADMINISTRATOR ADDRESSED AS FOLLOWS:

**Collins Asset Group Class Action Settlement Administrator
c/o RG/2 Claims Administration LLC
P.O. Box 59479
Philadelphia, PA 19102-9479**

If you fail to submit Reasonable Documentation, as defined in the Settlement Agreement, along with your completed and signed Proof of Claim, your claim may be rejected, and you may be precluded from any recovery in connection with the proposed Settlement.

4. If you are NOT a member of the Settlement Class (definition reproduced below and in the Notice of Proposed Settlement of Class Action (“Notice”)) DO NOT submit a Proof of Claim.

5. “Settlement Class” or “Settlement Class Members” means, as certified by the Court on or about January 13, 2021 individuals and/or entities and their assignees who are citizens of the United States, who lent money to Diversified Financing LLC (“Diversified”), Sonoqui LLC (“Sonoqui”), ALT Money Invest-

ments, LLC, ALT Money Investments II, LLC, ALT Money Investments III, LLC, or ALT Money Investments IV, LLC (collectively the “ALT Money Investments”), and in exchange received a promissory note and/or membership interest issued by Diversified, Sonoqui, or any of the ALT Money Investments indicating that the money would thereafter be loaned to Collins Asset Group, LLC (“CAG”).

6. Excluded from the Settlement Class are Plaintiffs’ counsel and family members, Defendants’ employees, officers, directors, members, managers; Defendants’ legal representatives; any entity in which Defendants have a controlling interest; any Judge to whom the litigation is assigned and all of members of the Judge’s immediate family; and all persons or entities who timely and validly request exclusion from the Settlement Class.

7. “Claimant” means any Settlement Class Member that submits a Proof of Claim.

II. CLAIMANT IDENTIFICATION

8. If you (i) did not request exclusion from the Settlement Class in response to the prior Notice of Proposed Settlement of Class Action, (ii) loaned money to Diversified, Sonoqui, or any of the ALT Money Investments, and (iii) in exchange received a promissory note and/or membership interest issued by Diversified, Sonoqui, or any of the ALT Money Investments indicating that the money would thereafter be loaned to CAG, then to request benefits under the Settlement:

THIS PROOF OF CLAIM MUST BE SUBMITTED BY THE
ACTUAL LEGAL, BENEFICIAL HOLDER(S), OR THE
LEGAL REPRESENTATIVE OF SUCH HOLDER(S) OF

THE ABOVE DESCRIBED PROMISSORY NOTES OR MEMBERSHIP INTERESTS UPON WHICH THIS CLAIM IS BASED.

9. All joint holders of any claim must sign this Proof of Claim. Executors, administrators, guardians, conservators, and trustees must complete and sign this Proof of Claim on behalf of persons represented by them and their authority to act for such Claimant must accompany this Proof of Claim and their titles or capacities must be stated. The Social Security (or taxpayer identification) number and telephone number of the legal or beneficial holder(s) may be used in verifying a Claimant's claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

III. CLAIM FORM

10. NOTICE REGARDING ELECTRONIC FILES: Certain Claimants may request, or may be requested, to submit information regarding their claims in electronic format.

11. All Claimants **MUST** submit a manually signed paper Proof of Claim regardless of whether they also submit an electronic copy of the Proof of Claim.

12. If you wish to file your Proof of Claim electronically, you must contact the Settlement Administrator at 1-866-742-4955 to obtain the required file layout. No electronic files will be considered to have been properly submitted unless the Settlement Administrator issues to the Claimant a written acknowledgment of receipt and acceptance of electronically submitted data.

This Proof of Claim Must Be Postmarked (if Mailed) or Received (if Submitted Online) No Later Than:

May 13, 2021

Please Type or Print (in Blue or Black Ink)

PART I: CLAIMANT IDENTIFICATION		
Last Name	M.I.	First Name
<input type="text"/>	<input type="text"/>	<input type="text"/>
Last Name (Co-Beneficial Owner)	M.I.	First Name (Co-Beneficial Owner)
<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="radio"/> IRA <input type="radio"/> Joint Tenancy <input type="radio"/> Employee <input type="radio"/> Individual <input type="radio"/> Other _____ (specify)		
Company Name (Beneficial Owner - If Claimant is not an Individual) or Custodian Name if an IRA		
<input type="text"/>		
Trustee/Asset Manager/Nominee/Record Owner's Name (If Different from Beneficial Owner Listed Above)		
<input type="text"/>		
Account#/Fund# (Not Necessary for Individual Filers)		
<input type="text"/>		

Social Security Number	or	Taxpayer Identification Number
<input type="text"/> - <input type="text"/> - <input type="text"/>		<input type="text"/> - <input type="text"/>
Telephone Number (Primary Daytime)		Telephone Number (Alternate)
<input type="text"/> - <input type="text"/> - <input type="text"/>		<input type="text"/> - <input type="text"/> - <input type="text"/>
Email Address		
<input type="text"/>		

MAILING INFORMATION		
Address		
<input type="text"/>		
Address		
<input type="text"/>		
City	State	Zip Code
<input type="text"/>	<input type="text"/>	<input type="text"/>
Foreign Province	Foreign Postal Code	Foreign Country Name/Abbreviation
<input type="text"/>	<input type="text"/>	<input type="text"/>

To qualify for payment under the Settlement:

1. You must submit the above Proof of Claim to the Settlement Administrator and submit "Reasonable Documentation" (as defined in the Settlement Agreement and reproduced below) to support your claim. **FAILURE TO PROVIDE REASONABLE DOCUMENTATION TO SUPPORT YOUR CLAIM COULD**

DELAY VERIFICATION OF YOUR CLAIM OR RESULT IN REJECTION OF THE CLAIM.

2. “Reasonable Documentation,” as defined in the Settlement Agreement, means documentation supporting a claim that you actually loaned money to Diversified, Sonoqui, or any of the ALT Money Investments, that you received a promissory note or other document indicating that your money would thereafter be loaned to CAG, and the total principal amount paid by you to Diversified, Sonoqui and/or the ALT Money Investments and interest payments you received back from those entities. This includes, but is not limited, to copies of promissory notes or similar agreements issued by Diversified, Sonoqui and/or the ALT Money Investments along with bank statements, credit card statements, account statements created by self-directed IRA custodians, copies of checks, wire transfer documentation, and/or receipts evidencing principal loans made by Claimants to Diversified, Sonoqui, and/or the ALT Money Investments. Except as expressly provided herein, personal certifications, declarations, or affidavits from Claimants do not constitute Reasonable Documentation, but may be included to provide clarification, context, or further support for other submitted Reasonable Documentation.

3. **In addition, all Claimants must submit an affidavit under oath attesting to any amounts already received from Diversified, Sonoqui, or any of the ALT Money Investments as prior distributions.** Any such amounts will be subtracted from the Claimants’ principal investment in determining the *pro rata* distribution amount to be paid to that Claimant.

IV. RELEASE

1. I (We) hereby acknowledge full and complete satisfaction of, and do hereby fully, finally, and forever settle, release, and covenant not to sue with re-

spect to all “Released Claims” — including unknown claims — against the “Defendants’ Released Parties,” and I (We) further acknowledge that I (We) will be prohibited from bringing or participating in any other cases concerning the “Released Claims” against the “Defendants’ Released Parties.” These terms shall have the meaning ascribed to them in the Settlement Agreement, but for convenience are reproduced below:

2. “Released Claims” means all actions, claims, or allegations related to any and all rights, duties, obligations, claims, actions, causes of action or liabilities, whether arising under local, state or federal law, whether by Constitution, statute, contract, rule, regulation, any regulatory promulgation (including, but not limited to, any opinion or declaratory ruling), common law or equity, whether known or unknown, suspected or unsuspected, asserted or unasserted, foreseen or unforeseen, actual or contingent, liquidated or unliquidated, punitive or compensatory, which the Settlement Class ever had, now has or hereafter can, shall or may have against Collins and the Non-Collins Defendants for, upon or by reason of any matter, cause or thing whatsoever from the beginning of the world to the date of the Settlement Agreement, including without limitation any claim related to and/or arising from (1) the Action, (2) the Interpleader Action or (3) any promissory notes or membership interests held by each of the Settlement Class Members issued by Diversified, Sonoqui, and/or the ALT Money Investments.

3. “Defendants’ Released Parties” shall mean Collins and the Non-Collins Defendants and each of their past and present affiliates and their past and present predecessors, successors, heirs, parent organizations, subsidiaries, owners, equity holders, partners, joint venturers, officers, directors, shareholders, fiduciaries, administrators, members, employees, managers, trustees, agents, representatives, attorneys, and assigns.

4. “Collins” shall mean Collins Asset Group, LLC and Collins & Hilton Asset Group, LLC and each of their past and present affiliates and their past and present predecessors, successors, heirs, parent organizations, subsidiaries, owners, equity holders, partners, joint venturers, officers, directors, shareholders, fiduciaries, administrators, members, employees, managers, trustees, agents, representatives, attorneys, and assigns.

5. “Non-Collins Defendants” shall mean Diversified, Sonoqui, the ALT Money Investments, and Mark W. Miller and each of their and his past and present affiliates and their and his past and present predecessors, successors, heirs, parent organizations, subsidiaries, owners, equity holders, partners, joint venturers, officers, directors, shareholders, fiduciaries, administrators, members, employees, managers, trustees, agents, representatives, attorneys, and assigns.

6. I (We) also stipulate and agree with respect to any and all Released Claims that, upon entry of the Final Approval Order, that I (We) shall be conclusively deemed to, and by operation of the Final Approval Order shall, settle, release, relinquish, waive and discharge any and all rights or benefits I (We) may now have, or in the future may have, including any rights that I (We) may have in the Interpleader Action, under any law relating to the releases of unknown claims, if applicable pertaining specifically to Section 1542 of the California Civil Code, which provides:

A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor.

7. Upon entry of the Final Approval Order, I (We) also, with respect to the Released Claims, waive any and all provisions, rights and benefits conferred by

any law or of any State or territory within the United States or any foreign country, or any principle of common law, which is similar, comparable or equivalent in substance to Section 1542 of the California Civil Code.

8. This Release, and the Releases in the Settlement Agreement, shall be of no force or effect unless and until the Court approves the Settlement Agreement and the Settlement Agreement becomes effective on the Effective Date (as defined in the Settlement Agreement).

9. I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any matter released pursuant to this Release or the Release in the Settlement Agreement, or any other part or portion thereof.

10. I (We) declare under penalty of perjury under the laws of the United States of America that all the foregoing information supplied on this Proof of Claim by the undersigned is true and correct.

Executed this _____ day of _____
(Month/Year)

in _____
(City) (State/Country)

(Sign your name here)

(Type or print your name here)

(Capacity of person(s) signing,
e.g., Beneficial Holder,
Executor or Administrator)

**ACCURATE CLAIMS PROCESSING TAKES A
SIGNIFICANT AMOUNT OF TIME.
THANK YOU FOR YOUR PATIENCE.**

Reminder Checklist:

1. Please sign the above release and acknowledgment.
2. Remember to attach copies of supporting documentation.
3. **Do not send** originals of certificates or other documentation as they will not be returned.
4. Keep a copy of your Proof of Claim and all supporting documentation for your records.
5. If you desire an acknowledgment of receipt of your Proof of Claim, please send it Certified Mail, Return Receipt Requested.

If you move, please send your new address to the address below.

Do not use red pen or highlighter on the Proof of Claim or supporting documentation.

**THIS PROOF OF CLAIM MUST BE SUBMITTED OR MAILED NO
LATER THAN MAY 13, 2021, ADDRESSED AS FOLLOWS:**

**Collins Asset Group Class Action Settlement Administrator
c/o RG/2 Claims Administration LLC
P.O. Box 59479
Philadelphia, PA 19102-9479**

To submit your claim online visit www.diversifiedlendingclassaction.com