

FILED
FULTON COUNTY
COMMON PLEAS COURT
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PAUL E. MACDONALD
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IN THE COURT OF COMMON PLEAS
FULTON COUNTY, OHIO

THE FARMERS & MERCHANTS
STATE BANK,

Plaintiff,

-vs-

ARCHBOLD ELEVATOR, INC., et al.,

Defendants.

) Case No. 11CV000128

) Judge Barber

) **RECEIVER'S EIGHTH STATUS
REPORT**

) Gerald R. Kowalski (0022323)

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) Receiver and Counsel

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This report will summarize the Receiver's activities since the filing of its Seventh Status Report on December 13, 2011.

The activities of the Receivership are winding down. Closing for the Henry Pig property has been completed. Closing for the O-MI-O property has been completed but a glitch has occurred in the recording of the transfer deed. The O-MI-O property consists of four parcels located in Williams County, Ohio. Upon presentation of the deed, the Williams County engineer determined that the original legal description for one of the parcels is incorrect and the Williams County engineer has refused to approve the deed for filing. Funds have been received from the

purchaser and the purchaser is operating the facility. In order to remedy this unusual issue, one of the parcels must be surveyed and a new legal description must be included in the transfer deed.

Closing for the Kainos Nursery has not yet occurred. The Receiver previously reported easement and title cloud issues on this property. These issues are being resolved and closing should occur within thirty days. When that property is closed, the only remaining assets will be some vehicles and other equipment. The Receiver is in the process of selling or auctioning those items. Within the next seven days, the last of the Receiver's pigs will be sold to IPC.

As ordered by the Court, the Receiver has paid off the compromised claim of The Farmers & Merchants State Bank. The Receiver is in negotiations with the remaining secured creditors for a payoff of their claims. On December 27, 2011, the Receiver filed a comprehensive claim report and request for instructions concerning the status of the secured and unsecured creditors.

The work of the Receiver has diminished significantly. The Receiver continues to employ one individual to assist with accounting and administrative matters. The Receiver's consultant, George Green, is no longer traveling to the facility but will be working on an hourly basis as needed.

The Receiver's accountants are in the process of preparing a final accounting. The Receiver is attempting to clear up all collectible receivables and the Receiver is completing its research on fraudulent transfers and preferential payments. The Receiver will be seeking instructions from the Court as to a plan for document storage once the Receivership has been completed.

Respectfully submitted,



Gerald R. Kowalski, Receiver
Renisa A. Dorner
Receiver and Counsel

CERTIFICATE OF SERVICE

This is to certify that on this 11th day of January, 2012, a copy of the foregoing *Receiver's Eighth Status Report* was served by email and ordinary United States mail upon:

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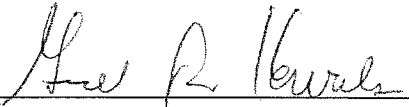
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