

Rx Date/Time JAN-07-2009(WED) 15:49
JAN-07-2009 WED 03:01 PM PINNACOL ASSURANCE

3033615450
FAX NO. 3033615450

P. 001
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PINNACOL
ASSURANCE

BMN Team Fax
P O Box 469011
Denver, Colorado, 80246-9011
Phone: 303-361-4450
Toll Free Phone: 1-888-852-2268
FAX Line: 303-361-5450
Toll Free FAX: 1-888-329-2210

FAX

Date: 01/07/2009

Hi Kim,

To: Attn: Kim / Waverton Group LLC

Please let me know if you need anything further.

Fax Number: 303-781-4311

Regards,

From: Kelsey Caldwell – Underwriter
Kelsey.Caldwell@pinnacol.com

Kelsey Caldwell

Direct Phone Number:
303.361.4473

Phone and FAX Numbers: Direct Fax Number:
303.361.5473

No. Of pages:

Rx Date/Time JAN-07-2009(WED) 15:49
JAN-07-2009 WED 03:01 PM PINNACOL ASSURANCE
JAN-05-2009(MON) 14:55 Waverton Group

3033615450
FAX NO. 3033615450
(FAX)3037814311

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P.002/005

DISTRICT COURT, ARAPAHOE COUNTY, COLORADO 7325 S. Potomac Street Centennial, Colorado 80112	
STATE OF COLORADO, ex rel. JOHN W. SUTHERS, ATTORNEY GENERAL, Plaintiff,	
v.	
COLORADO HUMANE SOCIETY & S.P.C.A., INC.; MARY C. WARREN, an individual; ROBERT WARREN, an individual; and STEPHENIE L. GARDNER, an individual; Defendants.	▲ COURT USE ONLY ▲
Waverton Group, LLC as custodian Richard A. Block, Managing Member 4101 East Louisiana Avenue Suite 300 Denver, Colorado 80246 Office: 303-781-9900 Fax: 303-781-4311 Email: rblock@xpn.com	Case Number: 2008-CV-2659 Division: 202
CLAIM OF CREDITOR	

Comes now Pinnacle Assurance

(the "Claimant" or the "Claimants" if more than one), whose coordinates are
as follows:

address [do not use Post Office Box]: 7501 E. Lowry Blvd
Denver, CO 80230

telephone number: 303-361-4000 or 1-800-873-7242

fax number: 303-361-5473

email address: _____

being first duly sworn, deposes and says:

01/05/2009 02:17PM

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1. Colorado Humane Society & S.P.C.A., Inc., a Colorado nonprofit corporation (the "Company") was, on December 16, 2008, and still is, indebted or liable to this Claimant.

2. The total amount the Company owes to Claimant on this date, including Principal, Interest, and Additional Charges is \$ 4,942 (the "Claim")

3. The consideration, basis, or ground for this Claim is as follows: the Company obtained workers compensation [please specify, e.g. goods, services, credit, money, etc.] by promissory note [please specify how obtained, e.g. agreement, promissory note, etc.] and that the Company has refused or failed to pay the reasonable value thereof.

4. The Claim consists of the following Principal and Interest calculated to the date of this Claim:

Principal (on December 16, 2008)	\$ <u>4942</u>
Interest (to December 16, 2008)	\$ _____
Interest Rate (to the date of default)	<u>0</u> %
Total amount of Principal and Interest	\$ _____
Penalties	\$ _____
Total of Claim	\$ <u>4942</u>

5. Claimant Claims priority or preference from the assets in the hands of the custodian _____ [please specify authority for priority or preference, e.g. wages, taxes, etc.].

6. The Claim consists of \$ _____ in additional charges ("Additional Charges") for _____ [please specify, e.g. reasonable attorneys' fees, penalties, etc.]. The basis for claiming Additional Charges is _____

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7. True and correct copies of the documents supporting this Claim, including without limitation, subcontracts, invoices, and statements of account, are attached hereto.

8. This claim is filed as an unsecured Claim a secured Claim [*please strike one*]. Claimant Claims as its security the following:

Assets Encumbered _____
Security Instruments _____
County _____
State _____
Reception Number _____
Recorded Lien Statement _____
If Mechanic's Lien, Date of First Work _____
If Mechanic's Lien, Date of Last Work _____

9. True and correct duplicates of each and every instrument securing this Claim, including, without limitation UCC Financing Statements and Recorded Lien Statements, are attached hereto.

10. Claimant has filed a legal action against the Company as follows:

_____ *[please specify court and case number]* and has has not *[please strike one]* received a judgment against the Company.

11. Claimant has credited any and all payments made by the Company under this Claim and this Claim is not subject to any set-off, counterclaim, or right of recoupment in favor of the Company or in favor of the custodian as against the Claim.

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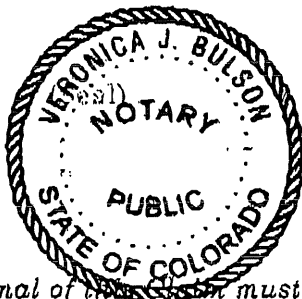
12. Pinnacle Assurance [please print name of Claimant] being first duly sworn, states and affirms that Claimant has executed the foregoing Claim of Creditor in the space provided below, and that the information contained therein is true and correct to the best of Claimant's knowledge.

Nelsy Caldwell
[Signature of Claimant]

State of Colorado)
County of DENVER) ss.

Subscribed and sworn to before me by Nelsy Caldwell, the Claimant, on the 07 day of January, 2009. Witness my hand and official seal.

Witness my hand and official seal. My Commission Expires 5/9/2009
My commission expires: _____



Veronica J. Bulson
Notary Public

An original of this claim must be submitted to the custodian, please do not submit this Claim to the Court—Mail directly to:

Waverton Group, LLC, custodian,
4101 East Louisiana Avenue
Suite 300
Denver, Colorado 80246