

**IN THE CIRCUIT COURT FOR
MONTGOMERY COUNTY, MARYLAND**

MERCHANT PORTFOLIO *
MANAGEMENT GROUP, LLC, * **Civil No. C-15-CV-22-002267**
*
Petitioner. *

**AMENDED NOTICE TO ALL CLAIMANTS AND PARTIES IN INTEREST OF:
(A) THE APPOINTMENT OF A RECEIVER, (B) THE STAY OF MOST
CREDITORS' ACTIONS, AND (C) THE NEED TO FILE A PROOF OF CLAIM**

**TO ALL PERSONS INTERESTED IN THE RECEIVERSHIP ESTATE OF
MERCHANT PORTFOLIO MANAGEMENT GROUP, LLC:**

On June 24, 2022, the Circuit Court for Montgomery County, Maryland (“Court”) appointed Gray & Associates, LLC as receiver (“Receiver”) for Merchant Portfolio Management Group, Inc. (“MPMG”) in the above referenced case.

MPMG is one of two (2) wholly owned subsidiaries of CMS Holdings Group, LLC (“CMS Holdings”), which Randall P. Tillim (“Tillim”) owned all membership interests. After Tillim’s unexpected death on April 15, 2022, the Court appointed Gray & Associates, LLC as receiver for CMS Holdings in Civil No. C-15-CV-22-001735 (“CMS Holdings Receivership”) with plenary authority to take possession of and manage CMS Holdings and its properties, which includes two (2) 100% owned operating companies, CMS Processing, LLC (“CMS Processing”) and MPMG. In addition, the Receiver took possession and manages three (3) wholly owned MPMG subsidiaries, the “Clarus Entities,” which are: (i) Clarus Enterprises–Residuals Acquisitions, LLC (“Clarus Enterprises”); (ii) Clarus Portfolio Acquisition 12%, LLC (“Clarus 12%”); and Clarus Portfolio Acquisition 15%, LLC (“Clarus 15%”) (together, CMS Processing, MPMG and the Clarus Entities are referred to as the “Operating Companies”).

Based upon the Receiver’s investigation since his appointment, CMS Holdings does not engage in business and has no creditors. The purpose of CMS Holdings was to own and manage the Operating Companies, which own and manage portfolios of credit card processing agreements (“Merchant Agreements”) for which they earn a fee for all point-of-sale purchase transactions paid by credit card. The Receiver determined that it was in the best interests of creditors to petition the Court to place MPMG and its properties (all MPMG’s assets and properties, including the Merchant Agreement portfolio, “MPMG Receivership Property”) into receivership to protect MPMG and its property. The Order Appointing Receiver for MPMG imposes a stay of most creditors’ collections or enforcement actions against MPMG and the MPMG Receivership Property.

This Notice has been served on all known creditors, claimants, and parties who may have an interest in MPMG and the MPMG Receivership Property. If you hold no known claims against MPMG you are not required to take any action. If you believe that you have an enforceable claim against MPMG, you must timely file a Proof of Claim in accordance with the instructions set forth below, with the Clerk of the Court and e-mail a copy of your claim to the Receiver's counsel at the addresses below not later than 120 days from the date the original Notice was issued on June 29, 2022 ("Claim"):

**Clerk, Civil Division, Circuit Court for Montgomery County
50 Maryland Avenue
Rockville, MD 20850**

Claim Instructions: A Claim submitted by a creditor holding an enforceable claim against MPMG that arose before the appointment of the Receiver shall use the Proof of Claim form that you can obtain (see below) and include the following information and supporting documents:

1. The Proof of Claim form can be obtained at <https://bit.ly/3receivership>. State the name and address of the creditor filing the Claim. Provide the name of at least one individual to serve as the creditor's point of contact with their telephone numbers and email addresses.
2. State the amount of the Claim as of June 24, 2022. In addition to a total amount of the Claim, please provide a detailed itemization of the Claim to the extent possible. For example, if the Claim is based on a promissory note, provide a break-down of principal, accrued, unpaid interest, and any other items that are included in your Claim.
3. If the creditor has received any payments from MPMG since January 1, 2019, provide an itemized summary of all payments received from January 1, 2019 to date, including the dates and amounts of each such payment, and the manner of payment: wire, check or ACH debit.
4. Identify any MPMG Receivership Property that is security for the Claim.
5. Attach copies of all documents that the creditor asserts support its Claim and, if the Claim is based on a promissory note, include a copy of the note(s) that evidence the Claim, and the original bank records to verify the creditor's advance of funds to MPMG.
6. The Claim must be signed by a person duly authorized by the creditor under penalty of perjury, as provided in the Proof of Claim form.

Any creditor that does not timely file a Claim is not entitled to a distribution from the MPMG Receivership Property. Md. Code Ann. Com. Law § 24-302(b)(2)(III).

If you have any questions about this Notice, you are encouraged to direct any questions to the undersigned counsel to the Receiver. Given the high volume of anticipated Claims, you may submit questions by email to jhoffman@offitkurman.com.

THIS NOTICE WAS SENT BY FIRST CLASS MAIL TO THE LAST KNOWN ADDRESS OF EACH CLAIMANT AND CREDITOR'S ATTORNEY, IF KNOWN, ACCORDING TO THE BOOKS AND RECORDS OF MPMG as well as:

Ana Terrasa-Tillim
12313 Piney Meetinghouse Rd.

Potomac, MD 20854

CMS Processing, LLC
Merchant Portfolio Management Group, LLC
Clarus Enterprises–Residuals Acquisitions, LLC
Clarus Portfolio Acquisition 12%, LLC
Clarus Portfolio Acquisition 15%, LLC
c/o Joseph Bellinger, Esq.
Bellinger Legal Services, LLC
P.O. Box 10
Phoenix, MD 21131

Dated: July 18, 2022

Respectfully submitted,

OFFIT KURMAN, P.A.

/s/ James M. Hoffman

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