

**FREQUENTLY ASKED QUESTIONS REGARDING THE  
MICHAEL E. KELLY RESTITUTION FUND DISTRIBUTION**

1. WHO IS THE CLAIMS PROCESSING AGENT?

Phillip S. Stenger, Esq. of the law firm of Stenger & Stenger, P.C. has been appointed as the Claims Processing Agent **and is responsible for handling all claims and distributions to victims.**

2. HOW DO I CONTACT THE CLAIMS PROCESSING AGENT?

Phillip S. Stenger  
Stenger & Stenger, P.C.  
2618 East Paris Ave SE  
Grand Rapids, MI 49546  
Phone: 1-877-482-4119  
Fax: 1-800-429-5805  
Email: [claimsagent@stengerlaw.com](mailto:claimsagent@stengerlaw.com)

**PLEASE NOTE: The phone number listed above is reserved only for investors in the Kelly matter. Investors must call this number in order to reach a person who can assist you so that calls may be answered in the order received. Due to extremely heavy call and email volume, there will be a delay in responding to your inquiry. Your patience during this time is greatly appreciated.**

3. IS THE CLAIMS PROCESSING AGENT ACTING AS MY ATTORNEY OR FIDUCIARY?

No. The Claims Processing Agent and his staff do not represent you and as such cannot give you legal, tax or financial advice. **Please note that this includes advising you on matters such as how to fill out tax documents, whether you are responsible to pay your IRA Company's fees, or any other questions related to the tax implications of your distribution. Questions like these should be addressed to your attorney or tax professional.**

4. WHEN WILL DISTRIBUTIONS BE MADE?

The first distribution to victims was approved by the United States District Court for the Northern District of Illinois on November 21, 2012 and distribution checks were mailed to eligible victims on December 11 and 12, 2012. The first distribution made to victims was approximately 14.6% of the victim's Total Restitution Amount ("TRA").

5. WILL THE POST OFFICE FORWARD THE CHECK IF IT WAS MAILED TO MY PREVIOUS ADDRESS?

The post office will forward your mail if you have a correct forwarding order on file with them that has not expired. If you do not receive a check from us it is your responsibility to make sure we have your current address on file. Any checks returned to us that are not claimed and negotiated by **April 19, 2013** will be null and void, and the victim's right to receive further distributions from this matter will be terminated.

6. WILL THERE BE ANOTHER DISTRIBUTION?

The Special Master is in the process of selling the remaining properties for the benefit of the restitution fund. It is anticipated that a second distribution will occur, however the date and amount has not yet

been determined. Please note that although the Special Master is doing everything within its ability to recover assets for the benefit of the victims, it is anticipated there will not be enough assets recovered to reimburse each victim for 100% of their losses. As this was a fraudulent scheme, many of the assets are not recoverable. Please continue to monitor the Claims Processing Agent's website at [www.michaelekelly.com](http://www.michaelekelly.com) or watch for updates from the Victim Notification System.

7. WILL I BE REPAYED THE AMOUNT LISTED AS MY TOTAL RESTITUTION AMOUNT?

It is very unlikely that you will receive the total amount of your claim as this was a fraudulent scheme and many of the assets are not recoverable. The Court has determined that the Victims will each receive a pro-rata share of the proceeds of the assets collected from Mr. Kelly if the proceeds available for restitution from the liquidation of the assets are insufficient to make full restitution to all victims. "Pro rata" means that the money will be distributed to victims as a percentage of their total loss and that each victim will receive an equal percentage.

8. ARE WE REQUIRED TO PAY TAXES, IRA FEES, ETC?

The Claims Processing Agent cannot provide you with any legal or tax advice. Please contact your own personal attorney or tax professional for any such questions. The IRS has however provided a list of Frequently Asked Questions which can assist you in answering some basic questions. A copy of which can be found on our website: [www.michaelekelly.com](http://www.michaelekelly.com).