

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION**

**KENNETH D. BELL, in his capacity as court-appointed
Receiver for Rex Venture Group, LLC d/b/a
ZeekRewards.com,**

Plaintiff,

vs.

**TODD DISNER, et al. ; and a Defendant Class of Net
Winners in ZEEKREWARDS.COM;**

Defendants.

No. 3:14-cv-91

NOTICE OF PROPOSED AMOUNT OF JUDGMENT AGAINST NET WINNER CLASS MEMBER

On February 10, 2015, Judge Graham C. Mullen, United States District Judge for the Western District of North Carolina issued an ORDER granting the motion of Kenneth D. Bell, the court-appointed Receiver for Rex Venture Group, LLC (“RVG”), to certify a Defendant Class (the “Net Winner Class”) in this action comprised of all persons and entities who were Net Winners of more than \$1000 in ZeekRewards. As you were previously notified, according to RVG’s records you received at least \$1000 more in money from ZeekRewards than you put into the program and therefore are a member of the Net Winner Class.¹

On November 29, 2016, the Court entered an ORDER in this action granting the Receiver’s motion for partial Summary Judgment against the Net Winner Class, determining that ZeekRewards’ Net Winners “won” (the victims) money in an unlawful Ponzi and/or pyramid scheme and that the Net Winners must disgorge and return the net amount of their fraudulently transferred winnings to the Receiver for distribution to the ZeekRewards’ victims. Further, the Court granted the Receiver’s claim to impose a Constructive Trust on all net winnings paid to the members of the Net Winner Class. A copy of this ORDER can be found on the ZeekRewards Net Winner Class website at www.zeeknetwinnerclass.com and all pleadings and other papers filed in this action are available for your inspection in the office of the Clerk of Court for the Federal Court in the Western District of North Carolina in Charlotte, North Carolina, and on the Federal Court PACER electronic public access service that allows users to obtain case and docket information online at <https://www.pacer.gov/>.

The next stage of the legal process against you as a member of the Net Winner Class is to make a final determination of the amount of your ZeekRewards net winnings. The Receiver intends to seek a court Judgment against each class member in the amount of their individualized net winnings plus interest at least from August 17, 2012, when ZeekRewards was shut down and the Receiver appointed. After the Court enters Final Judgment, the Receiver plans to take whatever lawful action is necessary (for as long as it takes) to vigorously pursue collection of each Judgment, including attachment or seizure of income and/or assets.

¹ Your membership in the Net Winner Class depends solely on the amount of your net winnings. It does not depend on whether or not you believed ZeekRewards was lawful, your level of knowledge concerning the program or whether you still have the money you received.

The final amount of each Net Winner Class member's net winnings and any Judgment against them will be set according to the process described in the Court's ORDER dated January 27, 2017 (the "Process Order"), which can be read [here](#). To summarize the process, you will be notified (through email communication and the website portal listed below) of the amount of your net winnings according to the RVG records. **The deadline for you to provide a response stating whether you accept or disagree with that amount is April 10, 2017.** If you dispute the amount from the RVG records then you must provide your specific proposed alternate calculation of the amount of your net winnings² along with all appropriate documentation (such as bank records) to the Receiver through the Net Winnings Determination Response Portal.

The Net Winnings Determination Response Portal – which includes the specific amount of your net winnings – is located at www.zeeknetwinnerclass.com/portal. To access the portal you will need the Response Control Number that was provided in the notice you received in the mail or by email. If you did not receive a notice, please email netwinningsresponse@zeeknetwinnerclass.com to obtain a Response Control Number.

If you do not respond to the Receiver's calculation of your net winnings on or before the response deadline in accordance with the Process Order, a Final Judgment will be entered against you in the amount of the Net Winnings as calculated by the Receiver plus prejudgment interest, calculated at the North Carolina statutory rate of 8% per annum from August 17, 2012, which is on or after the date of the last fraudulent transfer payment to each Defendant, to November 29, 2016, the date of the Partial Summary Judgment Order in this action.

Following this notification and response procedure, the Process Order provides a further process for you and the Receiver to attempt to resolve the amount of your net winnings through negotiation and, if that fails, by reference to a Special Master and ultimately the opportunity for an appeal to the Court and a trial in appropriate circumstances.

Finally, since early in the Receivership, the Receiver has expressed a willingness to consider voluntary settlements on the Receiver's claims with ZeekRewards' net winners. To date, there have been numerous settlements approved by the Court in which net winners and the Receiver agreed on an amount to be repaid, often with payment terms that allowed the net winner to repay the agreed amount over a number of months. If you desire to discuss a settlement of the Receiver's claims prior to a Final Judgment being entered against you, please communicate with the Receiver at zeeksettlement@mcguirewoods.com. **However, please note that unless specifically agreed with the Receiver in writing you must continue to follow the process for determining the amount of your net winnings, including responding through the response portal by the deadline date, even if you have indicated an interest in discussing a settlement with the Receiver.**

² As set forth in the Court's ORDER, for purposes of the calculation of a Net Winner Class members Net Winnings, only money paid into RVG / ZeekRewards and received from ZeekRewards related to the applicable accounts of the particular class member will be considered. No "expenses" alleged to have been incurred in participating, promoting, recruiting other participants, paying for the accounts of others, loaning money to other participants or otherwise furthering the ZeekRewards scheme may be deducted in determining the Net Winnings of any class member.