

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

IN RE: ALL FUNDS ON DEPOSIT	)	
IN ACCOUNT NUMBER 000669829075	)	
IN THE BANK OF COMMERCE, INC.,	)	
AT NATIONS BANK, N.A.,	)	C.A. NO. 3:98mc96-McK
CONSISTING OF \$18,756,420.97,	)	
<u>MORE OR LESS.</u>	)	
<u>GEORGE AND DOLORES ROLLAR.</u>	)	
	)	
Plaintiffs,	)	C.A. NO. 3:01CV205-McK
	)	
v.	)	
	)	(CASES CONSOLIDATED)
UNITED STATES OF AMERICA, et al.,	)	
	)	
Defendants,	)	
	)	
RICHARD VASQUEZ,	)	
	)	
Intervener.	)	
	)	

**\*SUPPLEMENTAL\***  
**DECLARATION OF CLAIMANT OBASI JOHN VALENTINE IN SUPPORT**  
**OF FIRST EMERGENCY DISTRIBUTION OF FUNDS FROM RECEIVER**

I, OBASI JOHN VALENTINE, declare:

1. I am a Claimant to certain of the funds held in this Receivership proceeding by Receiver Michael J. Quilling. If called to testify to the facts contained herein, I could and would do so competently based upon personal knowledge.

2. I am the sole owner of the following entity claimants through which I caused to be invested monies with Sterling Management Services, Inc.: OVAL; OVAL FINANCIAL &

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INVESTMENT GROUP, LTD.; OVAL INSURANCE SERVICES; and GLOBAL RICHES,  
ECONOMICS & TREASURES; and OVAL PACIFIC TELESYS CORPORATION.

3. On or about February 24, 2003, the Receiver sent me correspondence indicating that he would contingently approve a net claim in the amount of \$443,850.00. A true and correct copy of the Receiver's correspondence dated February 24, 2003 is attached as Exhibit "1" to my first Declaration in Support of this Emergency Motion.

4. The \$443,850 identified by the Receiver all derives from wire transfers from the account of Oval Pacific Telesys Corporation, for which evidence was previously provided to the Receiver. The specific wire transfers break down as follows:

1. July 31, 1998 wire transfer from Oval Pacific Telesys Corp. to Sterling Management Services, Inc. in the amount of \$100,000;
2. July 16, 1998 wire transfer from Oval Pacific Telesys Corp. to Sterling Management Services, Inc. in the amount of \$900,000;
3. July 24, 1998 wire transfer from my account to Sterling Management Services, Inc. in the amount of \$99,925;
4. August 24, 1998 wire transfer from my account to Sterling Management Services, Inc. in the amount of \$599,925.

5. In supplement thereto, this Supplemental Declaration and the attached Exhibits are being provided to confirm my sole ownership of Oval Pacific Telesys Corporation, a Delaware corporation (hereafter, "Oval Pacific"). Oval Pacific was formed by me in 1995. A true and correct copy of the Certificate of Incorporation and the Written Action of Incorporator electing me as the sole Director of Oval Pacific is attached hereto as Exhibit "1".

6. The term "Oval" as used in the name of my various entities (including Oval Pacific) was chosen by me as a hybrid of my name; the "O" deriving from Obasi and the "val" deriving from my surname, Valentine.

7. At all times, I formed, owned and operated Oval Pacific as its sole shareholder owner, Officer and Director. However, because I did not utilize counsel for the formation of Oval Pacific, I was unaware of the formality requirement of executing the stock certificate confirming my shareholder status. Therefore, no stock certificate was ever signed by myself in favor of myself. Of course, because Oval Pacific was my wholly-owned company, there were never any stock certificates, subscription agreements, or shareholder agreements of any kind whatsoever made in favor of any other person or entity. Attached hereto as Exhibit "2" are true and correct copies of the blank Stock Certificates numbers 1-3 as well as the blank Stock Ledger, all of which I received when I formed the corporation. I also have blank Stock Certificates numbered 4-15 which were the sum total of original share certificates printed with my corporate book kit, but have not included them herein so as not to provide cumulative documentation. Notwithstanding, if the Court desires to see said Stock Certificates, I would be happy to present them.

8. The Receiver in this action, Michael J. Quilling, has expressed his suspicion and/or belief that I may not be entitled to some or all of the monies invested in the Gilliland/Mohr scheme because there may be other persons whose money was "aggregated" with the funds I transferred to the various accounts of Gilliland/Mohr. I have previously stated under penalty of perjury and again reiterate that the transferred monies which I seek to recover from the Receivership are monies to which I am the sole claimant, sole owner, and there are no other

persons or entities that have any right to claim ownership or entitlement to such monies. The bank accounts from which I transferred money into the Mohr/Gilliland scheme were owned by my wholly-owned companies. The monies in the accounts from which I transferred were not aggregated; they were mine.

9. I have previously provided the Receiver information regarding the fact that there is one entity which did place funds with me for investment in Gilliland's scheme. The name of the entity is "Caesar Funding Group". Its principals are Corey D. Salankey and Ross P. Richardson. I did on occasion refer to Caesar Funding Group and its principals as my "partners" when corresponding with Mr. Gilliland. However, Caesar Funding Group and its principals do not have any claim to any monies which I am entitled to from the receivership for the simple reason that they have received a return of all of the money they were or might be entitled to from the Gilliland scheme. Specifically, Caesar Funding Group was paid the sum of \$1.92 million dollars as a full return of its money. I have previously provided the Receiver with bank records confirming the two re-payments made to Caesar Funding Group; one in the amount of \$1.2 million dollars and the second in the amount of \$695,000.

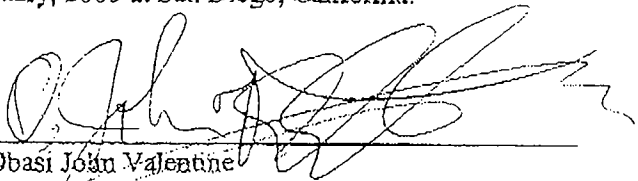
10. Attached hereto as Exhibit "3" is a true and correct copy of Caesar Funding Group's letter dated November 9, 1998 wherein Messrs. Salankey and Richardson acknowledge the full satisfaction of Caesar Funding Group.

11. I hereby affirm and declare that each of the four (4) transfers identified by the Receiver and noted in the preceding paragraph derived from monies wholly owned by me, from accounts wholly owned by me, and did not include any monies aggregated from or owned by any other person or entity.

12. Based on the foregoing, I respectfully pray that the Court direct the Receiver to immediately disburse the sum of \$100,000 be disbursed to me, or as much thereof as this Court deems appropriate.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this <sup>28</sup>~~27~~ day of January, 2005 at San Diego, California.

  
Obasi Joan Valentine

**CERTIFICATE OF INCORPORATION**

- FIRST.** The name of the corporation is **OVAL PACIFIC TELESYS CORPORATION.**
  
- SECOND.** The address of its registered office in the State of Delaware is 802 West Street, in the City of Wilmington, County of New Castle. The Registered Agent in charge thereof is **Inc. Plan (USA)**, located at the same address, as above.
  
- THIRD.** The purpose of the corporation is to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of Delaware.
  
- FOURTH.** The total number of shares of stock which the corporation shall have authority to issue is one thousand (1,000); each of such shares shall have no par value.
  
- FIFTH.** The name and mailing address of the incorporator is as follows:  

Caroline Quigley  
802 West Street  
Wilmington, Delaware 19801
  
- SIXTH.** The corporation is to have perpetual existence.
  
- SEVENTH.** A director of the Corporation shall not be personally liable to the Corporation or its stockholders for monetary damages for breach of fiduciary duty as director except for liability (i)breach of director's duty of loyalty to the corporation or its stockholders, (ii) for acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of the law, (iii) under Section 174 of the Delaware General Corporation Law, (iv) for any transaction for which the director derived an improper personal benefit.
  
- EIGHTH.** The corporation reserves the right to amend, alter, change or repeal any provision contained in this certificate of incorporation, in the manner now or hereafter prescribed by statute, and all rights conferred upon stockholders herein are granted subject to this reservation.
  
- I, THE UNDERSIGNED,** being the incorporator hereinbefore named, for the purpose of forming a corporation pursuant to the General Corporation Law of the State of Delaware, do make, file, and record this Certificate, and I have accordingly hereunto set my hand this 11th day of September A.D. 1995.

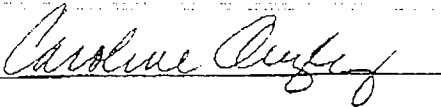
  
*Incorporator/ Caroline Quigley*

EXHIBIT "1"

**WRITTEN ACTION OF INCORPORATOR**

**OF**

**OVAL PACIFIC TELESYS CORPORATION**

**THE UNDERSIGNED**, being the incorporator of **OVAL PACIFIC TELESYS CORPORATION**, Delaware corporation (the "Company",) hereby takes the following actions pursuant to Sections 107 and 108 of the Delaware General Corporation Law:

1. That the following persons are hereby elected to serve as Directors of the Company until the first annual meeting of the stockholders or until their successors are elected and qualified and that they shall constitute the initial Directors:

**O. John Valentine**

2. That the Bylaws attached hereto are hereby adopted as the Operating Agreement.

This Written Action of Incorporator shall be inserted in the minute book of the Company.

The undersigned has executed this Written Action of Incorporator this 20th Day of September, 1995.

Mary Hamilton  
Incorporator

Ex. '1', p. 2

SEMI-ANNUAL



SEMI-ANNUAL

# OVAL PACIFIC TELESYS CORPORATION

INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE  
Authorized Capital Stock 1,000 Shares Without Par Value

This certifies that

*Thomas J. Murray*

OVAL PACIFIC TELESYS CORPORATION

*is the*  
*Thomas J. Murray*

*full paid and has been duly admitted to the books of the Corporation  
in pursuance of the provisions of the Statute for the purpose and to the  
effect hereinbefore set forth. The said Corporation has caused this Certificate to be signed  
by its duly authorized officers and its Corporate Seal to hereunto be affixed  
this 15th day of May 1919.*

SECRETARY

PRESIDENT

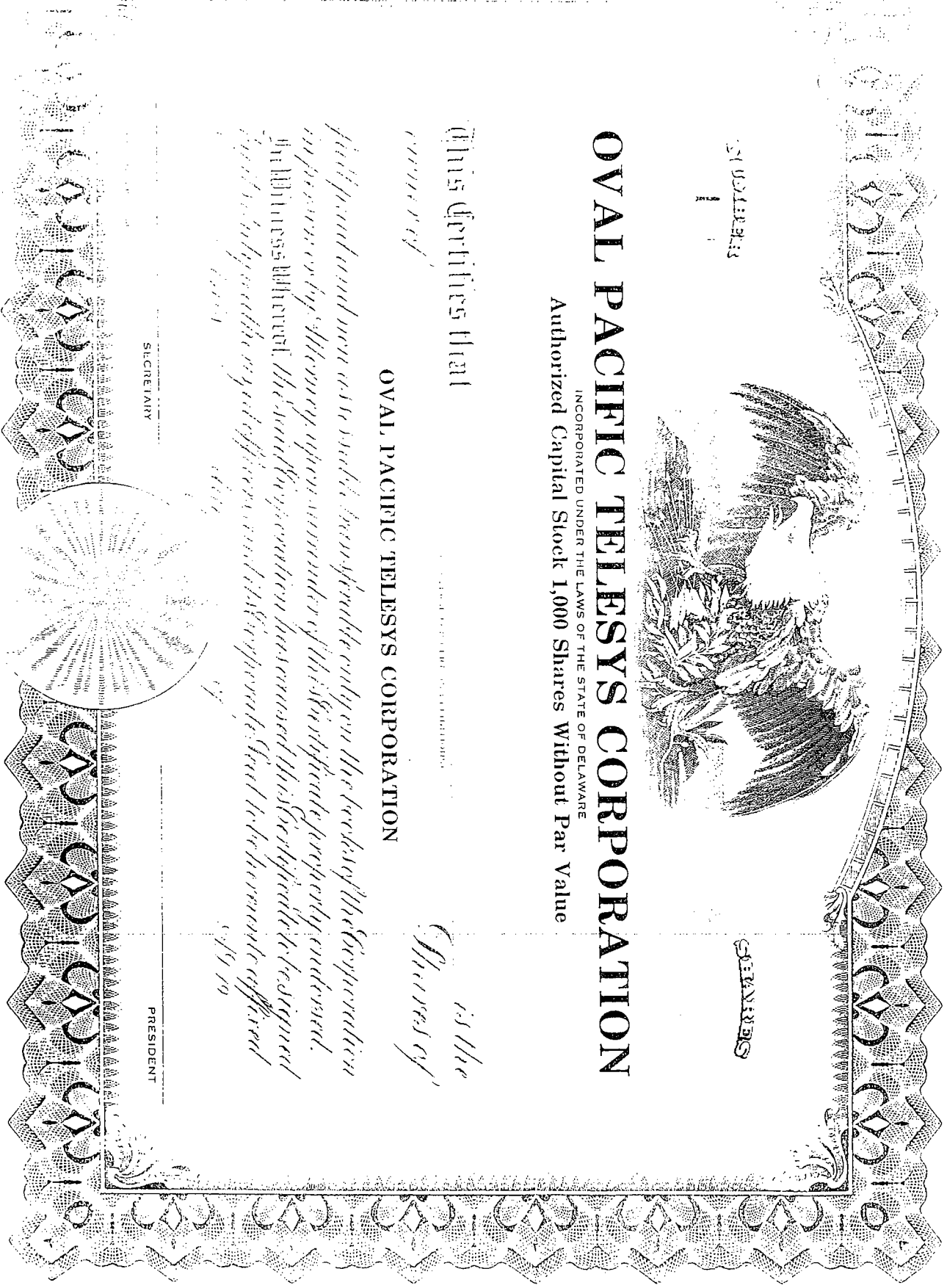


Exhibit "2"



STOCKS

2



SHARES

# OVAL PACIFIC TELESYS CORPORATION

INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE  
Authorized Capital Stock 1,000 Shares Without Par Value

This certifies that  
I hereby certify that

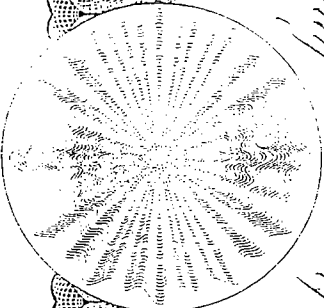
OVAL PACIFIC TELESYS CORPORATION

is the  
owner of

full paid and non-assessable shares of the capital of the Corporation  
represented by the certificate hereunder of the Corporation property and assets  
The Officers of the Corporation have examined the certificate to be signed  
by the duly authorized officers and the same is true and correct and  
of this day of 1919

SECRETARY

PRESIDENT



Ex. "2", p. 2

STAMPEL  
3



SHARES

# OVAL PACIFIC TELESYS CORPORATION

INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE  
Authorized Capital Stock 1,000 Shares Without Par Value

This certifies that  
*owner of*

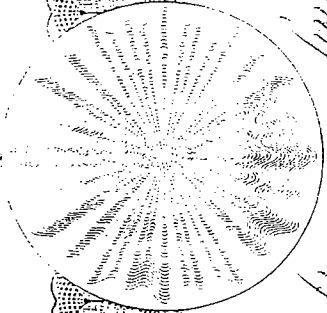
OVAL PACIFIC TELESYS CORPORATION

*is the*  
*Shares of*

*full paid and non-assessable transferable only on the books of the Corporation  
in presence of the Secretary upon a transfer of this Certificate properly endorsed.  
The Director thereof, the said Corporation has caused this Certificate to be signed  
by its duly authorized officers and its Corporate Seal to be hereunto affixed  
this \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_*

SECRETARY

PRESIDENT





CAESAR FUNDING GROUP

Ross P. Richardson  
6747 Valencia Place  
Suite 13  
La Jolla, California  
92037

Cory D. Salankey  
530 Via Viri Cumbres  
Suite 36  
Solana Beach, California  
92075

November 9, 1997

OFFICE GREAT

Attention: Dr. O. John Valentine  
PO Box 80517  
San Diego, California 92198-0517  
Phone: (619) 470-6259  
Fax: (619) 479-1973

Dr. Valentine

First of all, we would like to thank you for stopping the \$1.22 M USD from being invested by Mr. Frederick Gilliland and his companies. Our bank just confirmed that Excelsior International Bank of Barbados is initiating this sum to be transferred tomorrow into Caesar Funding Group's account. Since this money was never invested, we accept this full refund as full payment. It was easy for us to reconcile since all our funds were deposited and handled through Excelsior International Bank.

We also confirm that we did receive all previous payments and interests totaling Caesar Funding has received \$600K which includes all principle and interest. So, all together, we have received a total of \$1.92M USD ( \$1.22M + \$695K ) and this sum satisfies all that Oval Financial received from us. We had asked for \$2.33M earlier in error hoping we were due interests on the \$1.22M and compounding the unrealized interests. Anyways, please feel free to send this letter to any of Caesar Funding's clients that might contact you in the future.

Hopefully, this letter clears things up between us and fully addresses the concerns stated in your fax transmission to us yesterday. And we will plan on making good on your invest of \$100K USD of September 30, 1996. Please, bear with us as the market has recently turned against us.

Again, thanks for being so honorable.

Sincerely,

Cory D. Salankey  
Authorized Signature

Ross P. Richardson  
Authorized Signature

CERTIFICATE OF SERVICE

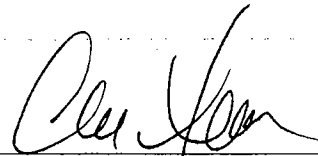
I hereby certify that on the 21<sup>st</sup> day of January, 2005 a true and correct copy of the foregoing document was served via facsimile and U.S. mail postage pre-paid, on:

Michael J. Quilling, Receiver  
QUILLING, SELANDER, CUMMISKEY &  
LOWNDS, P.C.  
2001 Bryan Street, Suite 1800  
Dallas, TX 75201-4240  
fax# (214) 871-2111

William A. Brafford  
Assistant United States Attorney  
United States Attorney's Office for the  
Western District of North Carolina  
227 West Trade Street, Suite 1700  
Charlotte, NC 28202  
fax# (704) 344-6629

Meagan Watkins  
Kilpatrick Stockton LLP  
3500 One First Union Center  
301 South College Street  
Charlotte, NC 28202-6001  
fax# (704) 338-5125

Rodney E. Alexander  
Mayer, Brown, Rowe & Mawe  
214 North Tryon Street, Suite 3800  
Charlotte, NC 28202  
fax# (704) 377-2033



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Christopher W. Steward