

United States District Court for the
Northern District of Texas, Dallas Division
Securities and Exchange Commission

VS

Case Number 3:16-cv-01735-D

Christopher A. Faulkner, Brietling Energy, et al.

June 19, 2019

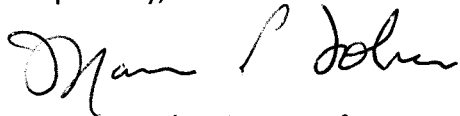
PETITION AGAINST RECEIVER'S PROPOSED DISTRIBUTION PLAN

I, Marcus P. Gober, Trustee of The Gober Family Trust, Dated Sep 20, 2011, am a working interest investor in the Crude-White Wolf #1 Prospect located in Sterling County, Texas. I do not have an Attorney to represent me, and am requesting the Court to accept this Petition as Pro Se Party. I have received the Receiver's Distribution Plan and Proposal to the Court. While return of the assets to the investors is the goal of the Receiver, I believe the determination of a "pro rata" share of all classes of investors as being equal, regardless of the differing circumstances of the investment, fails to provide equitable treatment. I would like to petition the Court based on a distinction between the working interest investors.

The Crude-White Wolf #1 prospect was completed and went into production in 2015. Working interest investors began receiving operating statements and payments and got Substitute Form 1099-Misc beginning in tax year 2015. However, Crude Energy LLC failed to complete the recordable assignments of the working interests for all investors, despite repeated assurances that those assignments would be accomplished. With the legal action against Crude Energy, Patriot Energy, and Breitling Oil and Gas, all the proceeds from the Crude-White Wolf #1 prospect have been held in suspense by the operating company, Bolding Energy, Sterling City, Texas, until released by the Court. The Receiver has not acknowledged that the working Interest investors in this completed prospect are in a distinct class from those investors who do not have a completed and ongoing interest. Commingling the suspended funds and the ongoing production proceeds going forward, which rightly belong to a distinct and discoverable group of investors, is not an equitable basis for a pro rata distribution. Nor does it answer the question To whom do the ongoing production proceeds rightly belong? For these reasons, I object to the Receiver's proposed Plan.

I respectfully request that the Court sustain this objection and the Plan be modified take into account the distinction between those working interest investors of a completed and producing prospect and other working interest investors. I also request that the suspended funds be distributed to the discoverable investors, and that the plan identify those investors in a manner which will allow proper assignment of their rightful legal interest in the future proceeds of the prospect.

Respectfully,

A handwritten signature in black ink, appearing to read "Marcus P. Gober". The signature is written in a cursive, flowing style.

Marcus P. Gober, Trustee of

The Gober Family Trust,

Dated Sep 20, 2011

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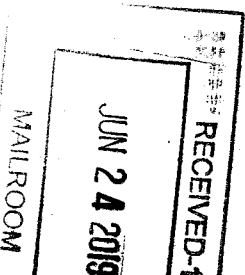
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FROM:

MARCUS P. GOBER
3397 G. EASTER PL.
CENTENNIAL, CO 80122

TO:

UNITED STATES DISTRICT COURT
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DALLAS, TX 75242
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