

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

Securities and Exchange Commission

Case No. 3:18-cv-252-CWR-FKB

Plaintiff,

v.

Hon. Carlton W. Reeves, District Judge

*Arthur Lamar Adams and Madison Timber
Properties, LLC*

Defendants.

**THE R&M PARTIES' RESPONSE AND COMMENT TO
MOTION TO APPROVE FIRST DISTRIBUTION**

Rawlings & MacInnis, P.A. (“R&M”), Tammy Vinson (“Vinson”), and Jeannie Chisholm (“Chisholm”) (sometimes collectively referred to as the “R&M Parties”) file this their Response and Comment to the Motion to Approve First Distribution [Doc. #264] filed by Alysso Mills, in her capacity as the Court-appointed Receiver for the estates of Lamar Adams and Madison Timber Properties, LLC, (the “Receiver”), and, in support of the same, would show unto the Court as follows:

The R&M Parties do not want to unduly oppose the Receiver’s goal of making distributions. As such, the R&M Parties do not object to the payment of “Priority 1” claims as proposed by the Receiver in her Motion to Approve First Distribution [Doc. #264]. However, because the Receiver has proposed in her Memorandum in Support of the Motion to Approve First Distribution [Doc. #265] to make equitable advances and future payments of “Priority 2” and “Priority 3” claims, which affect damages calculations in the Receiver’s case against the R&M Parties, the R&M Parties file this Response and Comment so as to avoid any argument in the Receiver’s case against them that they are estopped or have waived any claims, defenses, or legal arguments on the calculation of damages in the Receiver’s case against the R&M Parties. Therefore, the R&M Parties reserve all objections in connection with any proposed future distributions and do not waive any defenses in connection with the Receiver’s claims

for damages in the Receiver's case against the R&M Parties. It is unnecessary for the Court to address these issues at this time in order to approve the payment of "Priority 1" claims.

WHEREFORE, PREMISES CONSIDERED, the R&M Parties respectfully file this Response and Comment so as to reserve any objections they may have in connection with any proposed future distributions and do not waive any defenses in connection with the Receiver's claims for damages in the Receiver's case against the R&M Parties.

Respectfully submitted, this the 12th day of May, 2021.

**RAWLINGS & MACINNIS, P.A., TAMMY
VINSON AND JEANNIE CHISHOLM**

By: /s/ G. Todd Burwell

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CERTIFICATE OF SERVICE

I, G. Todd Burwell, one of the attorneys for Defendants Rawlings & MacInnis, P.A., Tammy Vinson and Jeannie Chisholm, do hereby certify that on this the 12th day of May, 2021, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system. I certify that I have this day forwarded via the ECF system, a true and correct copy of the foregoing to all counsel of record who have registered with that system in this case.

/s/ G. Todd Burwell