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7	UNITED STATES BAN	NKRUPTCY COURT
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9	In re:	Case No. 16-11767-CMA
10	NORTHWEST TERRITORIAL MINT, LLC,	DECLARATION OF PAUL WAGNER
11	Debtor.	IN SUPPORT OF TRUSTEE'S MOTION FOR ORDER
12 13		AUTHORIZING THE AUCTION AND SALE OF THE DEBTOR'S
13 14		EQUIPMENT, DIES, TOOLING,
15		ARCHIVES, AND INVENTORY FREE AND CLEAR OF ALL LIENS,
16		CLAIMS, INTERESTS, AND ENCUMBRANCES
17		
18	I, Paul Wagner, hereby declare:	
19	1 I am the Chief Information Officer of Northwest Territorial Mint_LLC ("NWTM" or	
20	" <u>Debtor</u> "). I submit this declaration in support of the	e Trustee's Motion for Order Authorizing the
21		
22	of All Liens, Claims, Interests, and Encumbrances (
23	Debtor for approximately five years. I am over the a	
24	testify. Unless otherwise stated herein, I make the fo	ollowing statements based upon my personal
25	knowledge.	
26	DECLARATION OF PAUL WAGNER IN SUPPORT OF TRUSTEE'S MOTION FOR AUTHORIZING AUCTION - 1 501023025 v2	K&L GATES LLP 925 FOURTH AVENUE SUITE 2900 SEATTLE, WASHINGTON 98104-1158 TELEPHONE: (206) 623-7580 FACSIMILE: (206) 623-7022

Case 16-11767-CMA Doc 1428 Filed 02/07/18 Ent. 02/07/18 22:39:19 Pg. 1 of 4

2. The Debtor's business was primarily comprised of (a) the sale of precious metals,
 such as gold, silver and platinum; and (b) the minting of medallions, coins, and other awards under
 both the Northwest Territorial Mint and the Medallic Art Company name. The Debtor, including
 through the substantive consolidation of assets of Medallic Art Company owns and possesses
 thousands of dies used by the Debtor to produce custom-made products (the "<u>Coining Die(s)</u>").

3. The Coining Dies are part of the Debtor's tooling, which is property of the Debtor
and not property of individual customers. While customers may have paid for the tooling to make
the die, that did not confer ownership of the die on the customer. The customer may have retained
the rights to use certain imagery, but the dies remain property of the company. Set forth below, is a
true a correct copy of what the Debtor's custom minting website indicates with respect to Coining
Dies. This website language was in place before the filing of the bankruptcy case and the
appointment of the Trustee and has remained on the website to the current date.

13

Dies

14 O 1 2 3 4 5 6 7 8 9 10 11 12 O

15 Two hardened steel dies, each engraved with a unique design, are used to strike your custom medallion. These dies can either be rendered with two dimensional or three dimensional engraving, depending on the complexity of your design and
17 the look you want for your finished coin. Corporate logos or slogans can often best be replicated using a two-dimensional die. Portraits, landscapes, and other highly detailed imagery typically require use of a three-dimensional die.



When the dies are ready, we turn our attention to the process of creating blanks. This usually starts with the <u>melt</u>.

We store each customer die domestically, protecting our customer's designs as well.

 Would you like more information on the types of minted items available from Northwest Territorial Mint? Request a FREE <u>information packet</u> with detailed information about custom coins and other minted products.

23 NWTM is a permanent repository of all custom dies for its customers' future use for the lifetime of the company. NWTM retains copyright rights to all artwork it creates, and also retains possession and ownership of all dies it creates for its customers. All dies are stored at NWTM's facilities and are placed within our Die Library. However, NWTM will not use its customers' dies or artwork without express written permission of its customers or for future customer orders.

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> DECLARATION OF PAUL WAGNER IN SUPPORT OF TRUSTEE'S MOTION FOR AUTHORIZING AUCTION - 2

K&L GATES LLP 925 FOURTH AVENUE SUITE 2900 SEATTLE, WASHINGTON 98104-1158 TELEPHONE: (206) 623-7580 FACSIMILE: (206) 623-7022

501023025 v2

Case 16-11767-CMA Doc 1428 Filed 02/07/18 Ent. 02/07/18 22:39:19 Pg. 2 of 4

1	4. While it is possible that there have been individual circumstances where dies were	
2	given to customers, the Debtor did not, to my knowledge, engaged in a practice of giving customers	
3	the dies used to strike their product. I don't recall any specific instance where the Debtor gave a	
4	customer the Coining Dies manufactured by the Debtor for use in fulfilling their order(s).	
5	5. Company ownership of tooling and coining dies is the prevailing custom in the	
6	minting industry.	
7	6. NWTM does not have a compiled die library that associates a die with a customer	
8	contact record. It would be nearly impossible to research and identify the customer that is related to	
9	each and every Coining Die in the possession of the Debtor.	
10	I declare under penalty of perjury that the foregoing is true and correct to the best of my	
11	knowledge and belief.	
12	EXECUTED this 7th day of February, at Seattle, Washington.	
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14	By: <u>/s/ Paul Wagner</u>	
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26	DECLARATION OF PAUL WAGNER INK&L GATES LLPSUPPORT OF TRUSTEE'S MOTION FOR925 FOURTH AVENUEAUTHORIZING AUCTION - 3SUITE 2900501023025 v2SEATTLE, WASHINGTON 98104-1158FACSIMILE: (206) 623-7580FACSIMILE: (206) 623-7022	

Case 16-11767-CMA Doc 1428 Filed 02/07/18 Ent. 02/07/18 22:39:19 Pg. 3 of 4

1	CERTIFICATE OF SERVICE	
2	The undersigned declares as follows:	
-3	That she is a paralegal in the law firm of K&L Gates LLP, and on February 7, 2018, she	
4	caused the foregoing document to be filed electronically through the CM/ECF system which caused Registered Participants to be served by electronic means, as fully reflected on the Notice of	
5	Electronic Filing.	
6	I declare under penalty of perjury under the laws of the State of Washington and the United States that the foregoing is true and correct.	
7	Executed on the 7th day of February, 2018 at Seattle, Washington.	
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9	<u>/s/ Denise A. Lentz</u> Denise A. Lentz	
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	DECLARATION OF PAUL WAGNER INK&L GATES LLPSUPPORT OF TRUSTEE'S MOTION FOR925 FOURTH AVENUEAUTHORIZING AUCTION - 4SUITE 2900SEATTLE, WASHINGTON 98104-1158	
	501023025 v2 SEA FILE, WASHINGTON 98104-1138 TELEPHONE: (206) 623-7580 FACSIMILE: (206) 623-7022	

Case 16-11767-CMA Doc 1428 Filed 02/07/18 Ent. 02/07/18 22:39:19 Pg. 4 of 4