

1 Michael J. Gearin, WSBA # 20982
David C. Neu, WSBA # 33143
2 Brian T. Peterson, WSBA # 42088
K&L GATES LLP
3 925 Fourth Avenue, Suite 2900
Seattle, WA 98104-1158
4 (206) 623-7580

Honorable Christopher M. Alston
Chapter 11
Hearing Location: Seattle, Rm. 7206
Hearing Date: Friday, September 2, 2016
Hearing Time: 9:30 a.m.
Response Date: August 26, 2016

5
6 UNITED STATES BANKRUPTCY COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 In re:
10 NORTHWEST TERRITORIAL MINT, LLC,
11 Debtor.

Case No. 16-11767-CMA

**DECLARATION OF DAVID C. NEU IN
SUPPORT OF TRUSTEE'S MOTION FOR
ORDER HOLDING ROSS HANSEN IN
CONTEMPT AND FOR AWARD OF
SANCTIONS**

13 David C. Neu declares as follows:

- 14 1. I am a partner with K&L Gates LLP, counsel for Mark Calvert (the "Trustee"),
15 Chapter 11 Trustee for Northwest Territorial Mint, LLC ("NWTM" or the "Debtor").
16 2. On June 10, 2016, Ross Hansen produced a small amount of documents to the Trustee
17 as required under the Order Granting Motion for Examination of Ross B. Hansen Pursuant to Rule
18 2004 and Subpoenas Pursuant to Rule 9016 (the "2004 Order"). His production did not include bank
19 statements or statements for any investment accounts.
20 3. Attached hereto as Exhibits A-D are copies of correspondence between counsel for
21 Ross Hansen and myself regarding production of bank statements and investment account
22 statements.
23 4. As of August 4, 2016, I have received no response to my last email, dated August 2,
24 2016.
25

26 DECLARATION OF DAVID C. NEU IN SUPPORT OF
TRUSTEE'S MOTION FOR ORDER HOLDING ROSS
HANSEN IN CONTEMPT AND AWARD OF
SANCTIONS - 1

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TELEPHONE: (206) 623-7580
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5. Attached hereto as Exhibit E is the declaration of service showing service of the 2004 Order on Mr. Hansen's attorney.

6. To date, Mr. Hansen has not produced statements related to any credit card accounts which he may hold.

I declare under the penalty of perjury that the foregoing is true and correct to the best of my knowledge.

EXECUTED this 4th day of August, 2016, at Seattle, Washington.

/s/ David C. Neu
David C. Neu

DECLARATION OF DAVID C. NEU IN SUPPORT OF
TRUSTEE'S MOTION FOR ORDER HOLDING ROSS
HANSEN IN CONTEMPT AND AWARD OF
SANCTIONS - 2

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CERTIFICATE OF SERVICE

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The undersigned declares as follows:

That she is a paralegal in the law firm of K&L Gates LLP, and on August 4, 2016, she 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 Electronic Filing.

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.

Executed on the 4th day of August, 2016 at Seattle, Washington.

/s/ Denise A. Evans
Denise A. Evans

DECLARATION OF DAVID C. NEU IN SUPPORT OF TRUSTEE'S MOTION FOR ORDER HOLDING ROSS HANSEN IN CONTEMPT AND AWARD OF SANCTIONS - 3

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EXHIBIT A

Neu, David

From: Neu, David
Sent: Friday, July 22, 2016 12:45 PM
To: raganpowers@dwt.com
Subject: RE: Bank statements

Sorry - one more think. The bank statements evidence that Ross had brokerage accounts with MF Global and RJ O'Brien. Please provide copies of brokerage account statements.

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Partner
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Phone: 206-623-7580
Fax: 206-370-6289
david.neu@klgates.com
www.klgates.com

From: Neu, David
Sent: Friday, July 22, 2016 10:31 AM
To: raganpowers@dwt.com
Subject: Bank statements
Importance: High

Ragan - Annette Trunkett has located bank statements from January, 2010 through October, 2015. Please have Ross confirm that the Columbia Bank Account xxxxxx2976 is his only bank account, and whether he is able to request statements that pre-date 2010. Please confirm he will, as soon as possible, provide statements from October, 2015 to the present. As you know, for the purposes of FRCP 34, "possession, custody, or control" includes documents which a party has the legal right or ability to obtain the documents. I am happy to provide authority if needed.

K&L GATES

David C. Neu
Partner
K&L Gates LLP
925 Fourth Ave
Suite 2900
Seattle, WA 98104
Phone: 206-623-7580

EXHIBIT B

Neu, David

From: Neu, David
Sent: Thursday, July 28, 2016 4:51 PM
To: raganpowers@dwt.com
Subject: meet and confer

Ragan, Anette has been unable to locate any records for brokerage accounts or for Ross' bank account after October, 2015. Do you have time to have a call Monday to discuss whether he will produce them?

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david.neu@klgates.com
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EXHIBIT C

Neu, David

From: Powers, Ragan <raganpowers@dwt.com>
Sent: Tuesday, August 02, 2016 11:38 AM
To: Neu, David
Subject: Hansen/NWTM Bank Records

David:

I did not get a chance to call you back yesterday afternoon.

Please provide me with a list of exactly what it is that you are asking for. My understanding from your earlier emails is that Ms. Trunkett located Mr. Hansen's bank account statements for 2010 through October 2015. Has she located any more of the statements? Please provide us with copies of what she located.

With respect to securities accounts, my understanding is that there were two. One was with MF Global. Information should be in both the accounting area and legal department. Because MF Global went under, the amount in that account was returned over time as part of its legal proceedings, and was tracked by the legal department. I am not sure how one would go about getting statements from MF Global at this point. My understanding is that the other account was with RJ O'Brien, and was used for a short time for some hedging activity, and has been closed for some time. I understand that the statements should be in the accounting area.

Feel free to give me a call.

Ragan Powers | Davis Wright Tremaine LLP
1201 Third Avenue, Suite 2200 | Seattle, WA 98101
Tel: (206) 757-8123 | Fax: (206) 757-7123
Email: raganpowers@dwt.com | Website: www.dwt.com

Anchorage | Bellevue | Los Angeles | New York | Portland | San Francisco | Seattle | Shanghai | Washington, D.C.

EXHIBIT D

Neu, David

From: Neu, David
Sent: Tuesday, August 02, 2016 12:01 PM
To: 'Powers, Ragan'
Subject: RE: Hansen/NWTM Bank Records
Attachments: img-722100606-0001.pdf

Importance: High

Ragan - Attached are the bank statements that were located. Per my voicemail, Annette has not located any additional bank statements, or statements from the MF Global or RJ O'Brien accounts. As you know, documents are under Mr. Hansen's control if he has the legal ability to obtain them. Accordingly, please confirm that: a) Ross Hansen will request copies of statements from Columbia Bank (10/2015 to the present), MF Global (to the extent possible), and R.J. O'Brien, and that b) he will provide copies of the statements or confirm that they are unavailable.

K&L GATES

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was with RJ O'Brien, and was used for a short time for some hedging activity, and has been closed for some time. I understand that the statements should be in the accounting area.

Feel free to give me a call.

Ragan Powers | Davis Wright Tremaine LLP

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Email: raganpowers@dwt.com | Website: www.dwt.com

Anchorage | Bellevue | Los Angeles | New York | Portland | San Francisco | Seattle | Shanghai | Washington, D.C.

EXHIBIT E

1 Michael J. Gearin, WSBA # 20982
David C. Neu, WSBA # 33143
2 Brian T. Peterson, WSBA # 42088
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3 925 Fourth Avenue, Suite 2900
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4 (206) 623-7580

Honorable Christopher M. Alston
Chapter 11

8 UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

9 In re:

10 NORTHWEST TERRITORIAL MINT, LLC,

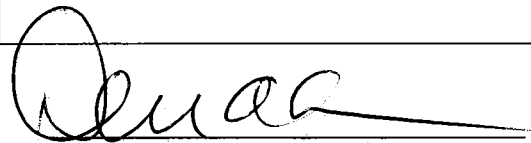
Case No. 16-11767-CMA

AFFIDAVIT OF SERVICE

12
13 STATE OF WASHINGTON)
14 COUNTY OF KING) ss

15 THE UNDERSIGNED, being first duly sworn, on oath deposes and says: That on
16 the 27th day of April, 2016, I caused to be hand delivered via Legal Messenger a true and
17 correct copy of the *Ex Parte* Order Granting Motion for Examination of Ross B. Hansen
18 Pursuant to Rule 2004 and Subpoenas Pursuant to Rule 9016 to:

19 Alan Wenokur
Attorney for Ross B. Hansen
20 600 Stewart Street, Suite 1300
Seattle, WA 98101



DENISE A. EVANS

25 AFFIDAVIT OF SERVICE - 1

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SIGNED AND SWORN TO this 27th day of April, 2016, by DENISE A. EVANS.



Angela O'Connor
Notary Public in and for the State of
Washington

Angela O'Connor
[Printed Name]

My appointment expires 7/10/19.

AFFIDAVIT OF SERVICE - 2
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