

Commissioner of Securities and Insurance

Troy Downing
Commissioner



Office of the
Montana State Auditor

September 30, 2022

Legislative Fiscal Division
ATTN: Susie Lindsay
VIA EMAIL ONLY: SLindsay@mt.gov

RE: July 2022-September 2022 Quarterly Demand Report

Dear Ms. Lindsay:

In accordance with Section 4 of House Bill 358 (2021), the Office of the Montana State Auditor, Commissioner of Securities and Insurance (“CSI”) submits the enclosed quarterly report for the period beginning July 1, 2022, and ending September 30, 2022.

The quarterly report lists, for the relevant period, all civil claims or complaints received by CSI or for which service of process has been perfected on CSI with initial demands seeking \$10,000 or more in monetary compensation, exclusive of initial demands made in mediations or settlement conferences in which court rules or orders preclude disclosure of demands. The report includes the identity of the court or entity of the state where each such claim or complaint has been filed. For purposes of the report, claims for injunctive relief are not considered as seeking monetary compensation.

Demands deemed to be frivolous by governmental entities need not be reported in the quarterly report, but a governmental entity must disclose the number of claims or complaints not disclosed under that exemption. The number of claims or complaints not disclosed under that exemption by CSI in the enclosed report is: 0.

Nothing in the report, including but not limited to CSI’s disclosure of any claim or complaint, is to be construed as an admission that any claim or complaint is not frivolous or otherwise as a waiver of any defenses in connection with the claim or complaint.

Please feel free to direct any questions about the quarterly report to Kirsten Madsen, by email to Kirsten.Madsen@mt.gov or by phone to (406) 444-4328.

Sincerely,

A handwritten signature in blue ink, appearing to be 'Ole Olson', written over a horizontal line.

Ole Olson
Chief Legal Counsel

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July 2022- September 2022 Quarterly Demand Report

Claim/Complaint Name	Case Number	Summary of Claim/Complaint	Venue
CHRISTOPHER TRAVIS, individually and derivatively on behalf of MILK RIVER HUNTING PRESERVE, LLC, a dissolved Montana limited liability company, Plaintiff, vs JOHN KEVIN MOORE, et al., Defendants	CV-22-74-GF-BMM-JTJ	Plaintiff Travis seeks to windup a dissolved LLC. The LLC owns real property in Valley County, Montana. The LLC and the real property are known as the Milk River Hunting Preserve. Plaintiff requests the court to quiet title and sell the real property. Plaintiff asks for a proportional distribution of money from the sale. Plaintiff named other LLC members as defendants, as well as the US DOJ and CSI. One of the LLC members, John Kevin Moore, is a convicted felon, who owes restitution to several victims. CSI previously used its Securities Restitution Assistance Fund to make (partial) restitution disbursements to 9 of Defendant Moore's victims related to the criminal conviction. US DOJ and CSI, through cross- and or counter-claims, seek money or any other proceeds from the property sale or winding up of the LLC for restitution purposes; including reimbursement of the Fund for amounts paid on behalf of Defendant Moore.	U.S. District Court – Great Falls