

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Securities and Exchange Commission,

Plaintiff,

vs.

Case No. 23-20719-Civ-SCOLA

BK Coin Management, LLC
and other Defendants.

Defendants.

**NOTICE OF CLAIMS BAR DATE AND PROCEDURES
FOR SUBMITTING A PROOF OF CLAIM**

TO: ALL CLAIMANTS OF THE RECEIVERSHIP ENTITIES

PLEASE TAKE NOTICE OF THE FOLLOWING:¹

On January 7, 2025, the United States District Court for the Southern District of Florida (the “Court”) entered an Order in the above-captioned case (the “Bar Date Order”)² establishing April 7, 2025, at 11:59 p.m. (prevailing Eastern Time) as the deadline (the “Claims Bar Date”) for Claimants to submit a completed and signed Proof of Claim Form under penalty of perjury, together with supporting documentation (a “Proof of Claim”), against the Receivership Entities in the above-captioned case.³

1. WHAT IS THE CLAIMS BAR DATE?

The Claims Bar Date is the date by which the individuals and entities described below must submit a Proof of Claim in the manner indicated below. The Claims Bar Date is April 7, 2025, at 11:59 p.m. (prevailing Eastern Time), and all Proof of Claim Forms, together with supporting documentation, must be timely submitted to the Receiver’s email address, bkcoin@akerman.com.

¹ Capitalized terms shall have the meaning as defined herein or, if not defined herein, as set forth in the Receiver’s Motion to Establish and Approve: (1) Procedure to Administer and Determine Claims; (2) Claims Bar Date and Notice Procedure; and (3) Proof of Claim Form (ECF No. _____).

² ECF No. _____.

³ The “Receivership Entities” are BKCoin Management, LLC, BKCoin Capital, LP, BK Offshore Fund, Ltd., BKCoin Multi-Strategy Master Fund, Ltd., BKCoin Multi-Strategy Fund, LP, BKCoin Multi-Strategy Fund, Ltd., and Bison Digital LLC.

Proof of Claim Forms submitted with a valid email address will receive email confirmation of receipt.

Please note that any Proof of Claim not timely submitted or not submitted in the proper form will be subject to disallowance, which means you would not be eligible to receive any distribution from a Court-approved distribution plan.

2. WHO NEEDS TO SUBMIT A PROOF OF CLAIM?

ALL individuals and entities (including, without limitation, partnerships, corporations, joint ventures, estates, trusts, and governmental units or authorities) that believe they possess a Receivership Entity-Related Claim or a potential claim of any nature against any of the Receivership Entities and believe that they are owed money by, or are entitled to a distribution from, the Receivership Estate must submit a Proof of Claim (each a "Claimant").

A "Receivership Entity-Related Claim" is a Claim against any Receivership Entity based on the conduct by: (i) any of the Receivership Entities; (ii) any individual employed by a Receivership Entity arising from any action of the employee undertaken in the course and scope of that employment; or (iii) any officer or director of a Receivership Entity arising from any actions undertaken by that person prior to February 24, 2023 in relation to that role. Without limiting the generality of the foregoing, a Receivership Entity-Related Claim includes, but is not limited to a Claim against a Receivership Entity based on: (i) a transaction related to promissory notes or other money loaned to any Receivership Entity; (ii) investments (by subscription or otherwise) in any Receivership Entity; (iii) any contract, lease, or other agreement entered into prior to February 24, 2023, for which payment has not been made in whole or in part or for which payment will become due prior to, on or after February 24, 2023; (iv) the provision of goods or services provided prior to February 24, 2023; (v) an uncashed check issued prior to February 24, 2023; (vi) unpaid wages, compensation, or other employment benefits, for periods prior to February 24, 2023; (vii) any legal action or claim filed or otherwise asserted against any of the Receivership Entities; and (viii) taxes payable by a Receivership Entity arising from or attributable to tax periods beginning prior to February 24, 2023, even if due and payable subsequent to February 24, 2023, including those that may be asserted by federal, state, local or other governmental entities or authorities.

An Administrative Claim is a Claim based on: (i) the provision of goods or services for the benefit of the Receivership Estate or at the request of the Receiver, beginning on or after February 24, 2023, which remain unpaid; (ii) any taxes arising from or attributable to tax periods beginning on or after February 24, 2023, including those that may be asserted by federal, state, local or other governmental entities or authorities, which remain unpaid; (iii) an uncashed check issued on or after February 24, 2023; or (iv) any current, future or contingent contractual obligations (including indemnification obligations) arising from any contract entered into by or on behalf of the Receivership Estate.

This Notice is being sent to many individuals and entities that have had some relationship or have done business with the Receivership Entities. The fact that you have received this Notice does not necessarily mean that you are a Claimant, that you have a valid Claim, or that the Court or the Receiver believes you have a Claim against one of the Receivership Entities or the Receivership Estate.

3. WHAT ARE THE CONSEQUENCES OF NOT TIMELY AND PROPERLY SUBMITTING A PROOF OF CLAIM?

ANY CLAIMANT WHO IS REQUIRED TO SUBMIT A PROOF OF CLAIM BUT FAILS TO DO SO IN A TIMELY MANNER OR IN THE PROPER FORM, SHALL (a) BE FOREVER BARRED, ESTOPPED, AND ENJOINED TO THE FULLEST EXTENT ALLOWED BY APPLICABLE LAW FROM ASSERTING, IN ANY MANNER, SUCH CLAIM AGAINST (i) ANY RECEIVERSHIP ENTITY, (ii) THE RECEIVERSHIP ESTATE OR ITS ASSETS, AND (b) SHALL NOT RECEIVE ANY DISTRIBUTION FROM OR HAVE STANDING TO OBJECT TO ANY DISTRIBUTION PLAN PROPOSED BY THE RECEIVER. FURTHER, THE RECEIVER SHALL HAVE NO FURTHER OBLIGATION TO PROVIDE ANY NOTICES TO YOU ON ACCOUNT OF SUCH CLAIM AND THE RECEIVERSHIP ESTATE IS DISCHARGED FROM ANY AND ALL INDEBTEDNESS OR LIABILITY WITH RESPECT TO SUCH CLAIM.

4. WHERE CAN I GET A COPY OF THE PROOF OF CLAIM FORM?

For your convenience, enclosed with this Notice is a Proof of Claim Form. Copies of this Notice of Claims Bar Date and the Proof of Claim Form can also be obtained from the Receiver's website at bkcoinreceivership.com.

5. HOW DO I SUBMIT MY PROOF OF CLAIM FORM?

A properly completed and signed Proof of Claim Form, together with supporting documentation, must be timely submitted to the Receiver by emailing it to the Receiver at bkcoin@akerman.com.

Proof of Claim Forms submitted with a valid email address will receive email notification from the Receiver's team confirming receipt of the Proof of Claim.

Proofs of Claim should not be filed with the Court or sent by mail or any other method to the Receiver, his legal counsel, retained professionals, or otherwise delivered to the Receivership Entity, and any Proof of Claim so filed or sent will not be considered properly submitted.

If you reasonably believe you hold or may hold a Claim against one or more Receivership Entities, you must submit separate Proof of Claim Forms for each of the Receivership Entities against which you reasonably believe you hold or may hold a Claim. The failure to identify the correct Receivership Entity in the Proof of Claim form may be grounds for objection to, and disallowance of, such Proof of Claim.

6. SUPPORTING DOCUMENTS

Each submitted Proof of Claim shall include and attach documents that support the Proof of Claim. Such documentation may include, but is not limited to: copies of personal checks, cashier's checks, wire transfer advices, and other documents evidencing the investment of funds; copies of each signed investment contract; copies of all agreements, promissory notes, purchase orders, invoices; statements reflecting investment value like NAV statements; itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, evidence of

perfection of lien; Form 1099s, Schedule K-1s, or other similar tax forms related to any investment in, ownership of, or receipt of principal or interest from one of the Receivership Entities; and other documents evidencing the amount and basis of the claim. In addition, the Proof of Claim shall include a Form W-9, Form W-8, or other similar IRS form to confirm the Claimant's name, address, and taxpayer identification number (TIN). Claimants are likewise encouraged to submit emails and other correspondence received from the Entities regarding representations as to the above-listed information or performance of the Claimant's investment.

As applicable, supporting documentation must also include a chronological accounting of any withdrawals made by or payments received from any of the Receivership Entities, whether such payments were denominated as the return of principal, interest, commissions, finder's fee, or otherwise, indicating the date and amount of each withdrawal or payment. Investors must include such information starting from at least January 1, 2018 through February 24, 2023, including completion of the Investor Supplement to Proof of Claim Form, as applicable, which is attached as Exhibit A to the Proof of Claim Form. The Investor Supplement to Proof of Claim Form can also be obtained from the Receiver's website: bkcoinreceivership.com/claims-process/.

Please include your name on every document that you submit.

DO NOT SEND ORIGINAL DOCUMENTS.

Each Proof of Claim must satisfy certain minimum standards in order to establish a Claim and be eligible to receive a distribution pursuant to a Court approved distribution plan. Accordingly, the more directly relevant information a Proof of Claim provides, the easier it will be for the Receiver to validate the Proof of Claim.

If supporting documentation is not available, please attach an addendum to your Proof of Claim Form explaining why the documentation is not available.

7. REQUESTS FOR ADDITIONAL INFORMATION AND NOTICES OF DEFICIENCY

If after receiving a Proof of Claim the Receiver determines that he needs additional information to process a Claim, the Receiver or his Professionals may contact you by telephone, mail, or email to request such additional information.

Prior to the filing of an objection with the Court seeking to disallow a Claim, the Receiver may, in his sole and absolute discretion, send to you, by email or mail to the physical address provided on your Proof of Claim Form, a written Notice of Deficiency that specifically identifies the information required to assess and process the Claim. The Notice of Deficiency will further state that the Claim will be disallowed without the Receiver having to file an objection to the Claim if the additional information is not provided to the Receiver within thirty (30) calendar days of the date of the Notice of Deficiency.

8. CLAIMANT'S DUTY TO MAINTAIN UP-TO-DATE CONTACT INFORMATION

It is the Claimant's duty to maintain up-to-date contact information. Failure to update contact information may result in missed deadlines or notices, ultimately jeopardizing a Claimant's Claim. Should the Claimant's contact information change, they must submit a Change of Information Form, which may be obtained through the Receiver's website (bkcoinreceivership.com/change-of-information-form/), by sending the form with ALL fields completed to the Receiver's email address, bkcoin@akerman.com.

9. CONSENT TO JURISDICTION

If you submit a Proof of Claim in this case, you consent to the jurisdiction of the Court for all purposes and agree to be bound by its decisions, including, without limitation, a determination as to the extent, validity, priority and amount of any Claim you assert against the Receivership Estate. In submitting a Proof of Claim, you agree to be bound by the decisions of the Court as to the treatment of your Claim in a Court approved distribution plan.

10. RESERVATION OF RIGHTS

The Receiver reserves the right to dispute, or assert offsets or defenses as to the extent, validity, priority, or otherwise against, any amounts asserted in any Proof of Claim, including but not limited to the manner in which accounts will be aggregated and treated under a Court-approved distribution plan. Nothing set forth in this notice or the Proof of Claim shall preclude the Receiver from objecting to any Proof of Claim, on any grounds. Subject to the approval of the Court, the Receiver retains the sole and absolute right to propose a plan of distribution.

11. WHERE CAN I GET MORE INFORMATION?

Additional information may be available on Receiver's website, which is available at: bkcoinreceivership.com.