

Riemer Preference Defense Service Request Form

Creditor Information

Your Name

Company

Address

Address

Address

Phone Number

E-mail Address

Alternate contact

Riemer Group Name or Number

Member No.

Debtor Information

Debtor Name

Bankruptcy Case Number

Bankruptcy File Date

Instructions:

Fax this completed form to (440) 835-4594.

Upon receipt, a preference analyst will contact you to discuss your preference claim and determine what information is needed for your case.

-or-

To speak directly with the Preference Defense team, please call 1-877-RIEMER-1.

The Payment History Analysis will consist of a review of the following:

- a. the course of payments as shown between Debtor and Creditor from the documentation provided by Creditor,
- b. the extent to which the creditor provided goods and/or services during the applicable time period, for which Creditor was not paid by Debtor,
- c. an assessment of the need to compare the payment practices and history between the Debtor and Creditor with other similarly situated creditors.

The cost of the service is \$ 495.00, which includes up to 4 hours of data preparation, analysis and initial review by legal counsel. In some cases additional analysis hours may be necessary, which will be billed by Riemer Reporting Service at \$ 110.00 per hour after Creditor's approval.

PREFERENCE DEFENSE SERVICE AGREEMENT

1. Riemer will prepare a history of payments ("Payment History Analysis") made by Debtor to the Creditor identified on this Agreement.
2. Creditor will provide Riemer with a list of payments received from the Debtor, and goods shipped and invoiced to the Debtor, for a period of one year prior to the filing of the bankruptcy, and such other information as Riemer deems necessary to compile the Payment History.
3. Creim, Macias & Koenig LLP ("CMK") will, upon completion of the Payment History Analysis by Riemer, consult with Creditor on a confidential basis about the information contained in the Payment History. CMK will not perform any independent review of the financial information provided by Riemer, and will not, as the result of this compilation, be deemed to have accepted the Creditor as a client of CMK and/or have agreed to represent the Creditor in any way whatsoever. Creditor will not be charged any additional amount by Riemer and CMK for this consultation. Creditor is not obligated to retain CMK as its counsel. If Creditor desires CMK to act as its counsel, Creditor will make an arrangement to engage CMK as its counsel which is separate and apart from this Service Agreement.
4. A demand has been made on Creditor seeking recovery of certain alleged preference payments but the Debtor has not yet filed any litigation against Creditor. Creditor agrees to immediately notify Riemer in writing by fax if an action is filed against Creditor by the Debtor. Upon such notice all of the obligations of Riemer and/or CMK under this Agreement will terminate immediately and Creditor will immediately seek counsel of its own choosing to represent its interests in that action or proceeding.
5. Creditor acknowledges that Riemer is not licensed to, nor does it provide legal services of any kind whatsoever, and that this Agreement obligates Riemer only to perform certain compilation services which are not to be considered as legal advice.
6. Riemer shall not be liable for any special, consequential, incidental or exemplary damages rising out of or in any way connected with the Preference Defense Service. Riemer's liability for all claims shall not exceed the total amount paid under this contract.
7. This Agreement is binding on and shall inure to the benefit of the successors and assigns of the parties, except that Creditor cannot assign any interest in this Agreement without the prior written consent of Riemer.

Rev. 03.05

Creditor agrees to the terms and conditions of this Agreement.

Signature of Creditor Representative

Name (please print)

Date

Payment Invoice me. (Riemer members only)

- or -

MC Visa Am Ex _____
Card Number

Exp Date Signature (as shown on credit card)

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