

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MASSACHUSETTS
EASTERN DIVISION

<p>In re:</p> <p>RMA STRATEGIC OPPORTUNITY FUND, LLC, Debtor.</p>	<p>CHAPTER 7 CASE NO. 17-13328-FJB</p>
<p>MARK G. DEGIACOMO, CHAPTER 7 TRUSTEE FOR THE ESTATE OF RMA STRATEGIC OPPORTUNITY FUND, LLC, Plaintiff,</p>	<p>Adv. Pro. No. 18-01019-FJB</p>
<p>v.</p> <p>RAYMOND K. MONTOYA, ROSS P. MONTOYA, ALMA U. MONTOYA, RYAN J. MONTOYA, RESOURCE MANAGED ASSETS, LLC, RESEARCH MAGNATE ADVISORS, LLC and RMA GROUP, INC., Defendants,</p> <p>CENTURY BANK AND TRUST COMPANY and SANTANDER BANK, N.A. Trustee Process Defendants.</p>	

JOINT LIST OF PROPOSED EXHIBITS AND OBJECTIONS

I. Plaintiff's Proposed Exhibits

Ex. No.	Description	Objections (if any)
1	<p>Citizens Bank, N.A. account records produced on May 11, 2018 for the following accounts:</p> <p>--RMA Group, Inc. ending in x3582;</p> <p>--Research Magnate Advisors LLC Operating Account ending in x3292;</p> <p>--Research Magnate Advisors, LLC ending in x0075;</p> <p>--Resource Managed Assets LLC ending in x3241;</p> <p>--Resource Managed Assets LLC ending in x0040;</p>	Hearsay

Ex. No.	Description	Objections (if any)
	<p>--Raymond K Montoya, Alma U Montoya and Raymond Montoya II ending in x4996;</p> <p>--Raymond K Montoya, Alma U Montoya and Raymond Montoya II ending in x0154;</p> <p>--Raymond K Montoya, Alma U Montoya and Raymond Montoya II ending in x0146;</p> <p>--Raymond K Montoya, Alma U Montoya and Raymond Montoya II ending in x9148;</p> <p>--Raymond K Montoya, Alma U Montoya and Raymond Montoya II ending in x0138;</p> <p>--Raymond K. Montoya & Alma U Montoya ending in x4885;</p> <p>--RMA Strategic Opportunity Fund, LLC ending in x0343;</p> <p>--RMA Group, Inc. ending in x0022;</p> <p>--RMA Group, Inc. ending in x9291;</p> <p>--RMA Group, Inc. ending in x9305;</p> <p>--RMA Group, Inc. ending in x6816.</p>	
2	<p>Citizens Bank, N.A. account records produced on October 19, 2018 for the following accounts:</p> <p>--RMA Group, Inc. ending in x3582; and</p> <p>--Resource Managed Assets LLC Operating Account ending in x3241.</p>	Hearsay
3	<p>Citizens Bank, N.A. account records produced on May 22, 26 and 31, 2017 for the following accounts:</p> <p>--Research Magnate Advisors ending in x3292;</p> <p>--Raymond K Montoya ending in x4885;</p> <p>--RMA Group, Inc. ending in x3582;</p> <p>--Research Magnate Advisors, LLC ending in x0075;</p> <p>--Resource Manage Assets, LLC ending in x0040;</p>	Hearsay

Ex. No.	Description	Objections (if any)
	--Resource Managed Assets LLC Operating Account ending in x3241; --RMA Strategic Opportunity Fund ending in x0343; --Raymond K Montoya; Alma U Montoya ending in x9700; --Raymond K Montoya; Alma U Montoya ending in x9719; --Raymond K Montoya; Alma U Montoya ending in x2213; --Raymond K Montoya; Alma U Montoya ending in x2221; --Raymond K Montoya; Alma U Montoya ending in x2769.	
4	Century Bank account records produced on April 17, 2018 for the following accounts: --Alma U Montoya ITF Raymond K Montoya ending in 6933; --Ross P Montoya ending in x7043; --Alma U Montoya & Raymond K Montoya ending in x1772; --Alma U Montoya ending in x5568.	Hearsay
5	E*Trade Account Statements and Trade Confirmations for RMA Strategic Opportunity Fund, LLC account ending in x6451	
6	E*Trade Account Statements and Trade Confirmations for Research Magnate Advisors, LLC account ending in x1522	
7	E*Trade Account Statements and Trade Confirmations for Resource Managed Assets, LLC account ending in x1523	
8	E*Trade Account Statements and Trade Confirmations for RMA Group Consultants, Inc. account ending in x1753	
9	E*Trade Account Statements and Trade Confirmations for Raymond Kabigting Montoya & Alma Ungson	Hearsay

Ex. No.	Description	Objections (if any)
	Montoya JTWR0S account ending in x0185	
10	All Proofs of Claim Filed Against the Debtor's bankruptcy estate	Hearsay and not exchanged with proposed exhibits.
11	Expert Report of Craig R. Jalbert CIRA dated June 28, 2019	Hearsay
12	Alma Montoya Deposition Exhibit 1	Hearsay
13	Alma Montoya Deposition Exhibit 2	Hearsay
14	Alma Montoya Deposition Exhibit 3	
15	Alma Montoya Deposition Exhibit 4	
16	Alma Montoya Deposition Exhibit 5	Hearsay
17	Alma Montoya Deposition Exhibit 6	
18	Alma Montoya Deposition Exhibit 7	
19	Alma Montoya Deposition Exhibit 8	
20	Alma Montoya Deposition Exhibit 9	
21	Alma Montoya Deposition Exhibit 10	
22	Alma Montoya Deposition Exhibit 11	
23	Alma Montoya Deposition Exhibit 12	
24	Alma Montoya Deposition Exhibit 13	
25	Alma Montoya Deposition Exhibit 14	
26	Alma Montoya Deposition Exhibit 15	Hearsay
27	Alma Montoya Deposition Exhibit 16	
28	Alma Montoya Deposition Exhibit 17	Hearsay
29	Alma Montoya Deposition Exhibit 18	Hearsay
30	Alma Montoya Deposition Exhibit 19	
31	Ryan Montoya Deposition Exhibit 1	Hearsay
32	[Reserved]	
33	Ryan Montoya Deposition Exhibit 3	
34	Ryan Montoya Deposition Exhibit 4	
35	Ryan Montoya Deposition Exhibit 5	
36	Ryan Montoya Deposition Exhibit 6	
37	Ryan Montoya Deposition Exhibit 7	
38	Ryan Montoya Deposition Exhibit 8	
39	Ryan Montoya Deposition Exhibit 9	Hearsay; Settlement Communication
40	Ryan Montoya Deposition Exhibit 10	Hearsay; Settlement Communication
41	Ryan Montoya Deposition Exhibit 11	
42	Ryan Montoya Deposition Exhibit 12	Hearsay
43	[Reserved]	
44	[Reserved]	
45	Ross Montoya Deposition Exhibit 1	Hearsay
46	Ross Montoya Deposition Exhibit 2	Hearsay
47	Ross Montoya Deposition Exhibit 3	Hearsay
48	Ross Montoya Deposition Exhibit 4	Hearsay
49	George Bedarf Deposition dated October 23, 2018 Exhibit 1	
50	George Bedarf Deposition dated October 23, 2018	

Ex. No.	Description	Objections (if any)
	Exhibit 2	
51	George Bedarf Deposition dated October 23, 2018 Exhibit 3	
52	George Bedarf Deposition dated October 23, 2018 Exhibit 4	
53	George Bedarf Deposition dated October 23, 2018 Exhibit 5	
54	George Bedarf Deposition dated October 23, 2018 Exhibit 6	
55	Criminal Complaint dated August 1, 2017	Hearsay
56	Felony Information dated July 16, 2018	Hearsay
57	Plea Agreement dated October 15, 2018	Hearsay
58	Position of Defendant with Respect to Sentencing dated March 14, 2019	Hearsay
59	Judgment in a Criminal Case dated March 25, 2019	Hearsay
60	Stipulation Regarding Restitution and Joint Request for Entry of Order dated September 10, 2019	Hearsay
61	Amended Judgment in a Criminal Case dated October 16, 2019	Hearsay
62	RMA Monthly Account Statements for Gregory Serkin	
63	RMA Monthly Account Statements for Amy Young	
64	RMA Monthly Account Statements for William Gagnon	
65	RMA Monthly Account Statements for Arthur O'Connor	
66	RMA Monthly Account Statements for Clarence Owens	
67	RMA Monthly Account Statements for Michael Sullivan	
68	RMA Monthly Account Statements for Ann Louise Mullin	
69	RMA Monthly Account Statements for Luisa Hiendlmayr and Brett Hiendlmayr	
70	E-mail correspondence from bedarf@rmagf.com dated October 8, 2013	
71	E-mail correspondence from bedarf@rmagf.com dated August 26, 2015	
72	RMA Group Galleon Fund, LLC Application for Registration	
73	Certificate of Amendment	
74	Resource Managed Assets Application for Registration	
75	Research Magnate Advisors Application for Registration	
76	Deposition Transcript of Raymond Montoya Sr.	Hearsay; Not in Proper Form. All deposition objections preserved.
77	Ray Montoya Sr. Deposition Exhibit 1	
78	Ray Montoya Sr. Deposition Exhibit 2	
79	Ray Montoya Sr. Deposition Exhibit 3	Hearsay

Ex. No.	Description	Objections (if any)
80	Ray Montoya Sr. Deposition Exhibit 4	Hearsay
81	Ray Montoya Sr. Deposition Exhibit 5	Hearsay
82	Ray Montoya Sr. Deposition Exhibit 6	Hearsay
83	Ray Montoya Sr. Deposition Exhibit 7	Hearsay
84	Ray Montoya Sr. Deposition Exhibit 8	Hearsay
85	Ray Montoya Sr. Deposition Exhibit 9	Hearsay
86	Ray Montoya Sr. Deposition Exhibit 10	
87	Reserved	
88	Reserved	
89	Reserved	
90	Resource Managed Assets, LLC December 31, 2011 Income Statement	Hearsay
91	RMA Strategic Opportunity Fund Holdings as of 12/31/2011	Hearsay
92	RMA Strategic Opportunity Fund, LLC Private Placement Memorandum dated February 8, 2010	Hearsay
93	Resource Managed Assets, LLC Brochure	
94	Resource Managed Assets, LLC Presentation	
95	RMA Returns Summary	
96	SEC filing dated July 15, 2009	Hearsay
97	SEC filing dated March 31, 2012	Hearsay
98	RMA Group, Inc. DE Certificate of Incorporation	
99	RMA Group, Inc. DE Certification of Dissolution	
100	RMA Group Galleon Fund, LLC DE Certification of Formation	
101	RMA Group Galleon Fund, LLC DE Certification of Amendment	
102	Video of RMA Presentation on October 18, 2014 in Columbus, OH (Parts 1-3) available at https://www.youtube.com/watch?v=azaMIExf1w	Hearsay

II. Defendants' Proposed Exhibits

Ex. No.	Description	Objections (if any)
1	RMA 2016 Payroll Raymond-Alma-Ross-Aimee-08_22_2017qtr	Hearsay; Subject to authentication/proper foundation
2	RMA 2016 Payroll Raymond-Alma-Ross-Aimee-08_22_2017yr	Hearsay; Subject to authentication/proper foundation
3	RMA 2017 Payroll Alma-Ross-Aimee-08_22_2017qtr	Hearsay; Subject to authentication/proper foundation
4	RMA 2017 Payroll Alma-Ross-Aimee-08_22_2017yr	Hearsay; Subject to authentication/proper foundation
5	RMA Strategic 2009-2017 Expenses-11_27_2017v1	Hearsay; Subject to authentication/proper foundation
6	2017 Resource Payroll Summary-10_30_2017	Hearsay; Subject to authentication/proper foundation
7	RMAL000370-601 (RMA Brochures)	
8	Assets to US Marshall Redacted	Hearsay; Subject to authentication/proper foundation
9	Buyback value children automobiles	Hearsay; Subject to authentication/proper foundation
10	Wire Transfer Confirmation dated 10/25/11	
11	March 2014 Statement for RMA Group, Inc. Citizens Bank Account ending in x3582	
12	Alma Montoya Employment Contract	Hearsay; Subject to authentication/proper foundation
13	July 2016 Statement for RMA Group, Inc. Citizens Bank Account ending in x3582	
14	Ross Montoya Employment Agreement	Hearsay; Subject to authentication/proper foundation
15	Ross Montoya Consulting Agreement	Hearsay; Subject to authentication/proper foundation
16	RMAL000370-601 (Private Placement Memorandum)	
17	RMA Confirmation Subscription Ro.Montoya IRA-04_01_2015	Hearsay; Subject to authentication/proper foundation
18	RMA00318-00369 (Questionnaire)	Hearsay; Subject to authentication/proper

Ex. No.	Description	Objections (if any)
		foundation
19	Ross Montoya Depo Exhibits	
20	Ross Montoya Trading Notes Handwritten	Hearsay; Subject to authentication/proper foundation
21	Ryan Montoya Consulting Agreement	Hearsay; Subject to authentication/proper foundation
22	BUY SELL RECCOs (Ryan Montoya)	Hearsay; Subject to authentication/proper foundation
23	Montoya_Ryan Commonwealth Letter Amount of Retirement	
24	Montoya Ry Combined_09_30_2014mon (Ryan Montoya RMA Acct Stmt)	Hearsay; Subject to authentication/proper foundation
25	RMA00318-00369 (Ryan Montoya Questionnaire)	Hearsay; Subject to authentication/proper foundation

Respectfully submitted,

RAYMOND K. MONTOYA, ROSS P. MONTOYA, RYAN J. MONTOYA AND ALMA U. MONTOYA,

By their attorney,

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MARK G. DEGIACOMO, CHAPTER 7 TRUSTEE OF THE ESTATE OF RMA STRATEGIC OPPORTUNITY FUND, LLC,

By his attorneys,

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Dated: March 6, 2020

CERTIFICATE OF SERVICE

I, Jonathan M. Horne, hereby certify that on the 6th day of March, 2020, I served a copy of the *Plaintiff's Proposed Exhibit List*, via ECF, upon the following:

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