

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
EASTERN DIVISION

In re:

RMA STRATEGIC
OPPORTUNITY FUND, LLC,

Debtor

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

Plaintiff,

v.

RAYMOND K. MONTOYA,
ET AL,

Defendants

Case No. 17-13328-JEB
Chapter 7
Adv. Proc. No. 18-01019

Settlement Status Report

Now come the plaintiff, Mark G. DeGiacomo, and defendants Raymond K. Montoya, Alma Montoya, Ross Montoya, and Ryan Montoya (together, “Defendants”) and hereby file the following status report pursuant to the Court’s order of 04/27/2022, Docket No. 176.

1. The parties reported the matter settled as of 9/29/2020, however, implementation of the agreement requires the notarized signature of Raymond K. Montoya, who is

currently incarcerated in a Federal Bureau of Prisons facility, FCI Lompoc, located in Lompoc, CA.

2. Defendants have diligently sought to obtain a notarized signature, but this has not yet been accomplished. To accomplish this, a notary needs to visit the facility to obtain the signature, but visitors were not allowed for an extended period of time due to the COVID-19 pandemic. *See* prior status reports at Docket No. 145, 148, 151, 154, 160, 163, 166, 169, 172, 175.
3. Since the prior status report, the parties have made significant progress in arrangements required for a notary, but recently the facility again closed to visitors due to COVID-19, frustrating their efforts.

Wherefore, the parties request an additional 90 days to file the settlement approval motion or a further status report.

Respectfully submitted,

Plaintiff,
By his attorney,

/s/ Jonathan Horne
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Defendants,
By their attorney,

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Dated: 07/26/2022