

COMMONWEALTH OF KENTUCKY
FAYETTE CIRCUIT COURT
FOURTH DIVISION

Civil Action No. 20-CI-00332

HAYNES PROPERTIES, LLC,
et al.

PLAINTIFFS

vs.

Order RE Residual Dissolution Proceeds

BURLEY TOBACCO GROWERS
COOPERATIVE ASSOCIATION,
et al.

DEFENDANTS

Counsel for the Burley Tobacco Growers Cooperative Association in dissolution (“BTGCA”) having filed a Motion for Order in Aid of Dissolution seeking, in part, an Order directing the disposition of \$104,000 received as a result of the sale of MetLife stock owned by the BTGCA, and the Court being duly and sufficiently advised, IT IS HEREBY FOUND and ORDERED as follows:

1. McBrayer PLLC is currently holding in its escrow account, in part, a total of **\$141,749.31** in remaining net dissolution proceeds, which represents \$104,000 from the sale of MetLife stock and \$37,749.31 transferred to McBrayer PLLC by the former Settlement Administrator, Angeion, in accordance with prior Orders of the Court.¹

2. The Court finds that distribution of the \$141,749.31 to Settlement Class Members would be disproportionately costly relative to the *de minimis* value gained by the Settlement Class Members, particularly since the Settlement Administrator has been discharged. In addition, even if the \$141,749.31 could be distributed without any associated costs, that sum

¹ In addition to this amount, McBrayer PLLC is holding \$7,174.82 as a residual amount of the Special Fund.

would represent less than 0.6% of the prior distributions of the net assets of BTGCA’s dissolution.

3. Accordingly, the Court orders that no further distributions be made to Settlement Class Members, and that the \$141,749.31 shall be considered a residual amount from the BTGCA net dissolution proceeds.

4. The Court orders that the \$141,749.31 shall not be distributed to the Settlement Class Members and shall be held by McBrayer PLLC in escrow pending further orders of the Court.

5. This Order, providing for the full disposition of the entire remaining net dissolution proceeds and there being no just cause for delay, is final and appealable pursuant to CR 54.02 and other applicable law. The Court retains jurisdiction over the administration and enforcement of the matters adjudicated herein.

Given under my hand this ____ day of _____, 2024.



Hon. Julie Muth Goodman
Judge, Fayette Circuit Court

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ODST : 000002 of 000005

HAVE SEEN, AGREED:

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CLERK'S CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing has been served on this _____ day of _____ 2025, via U.S. Mail, first class, to the following counsel and unrepresented objectors to the proposed settlement:

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