

UNITED STATES OF AMERICA
Before the
CONSUMER FINANCIAL PROTECTION BUREAU

ADMINISTRATIVE PROCEEDING
File No. 2013-CFPB-0002

In the Matter of:

3D Resorts-Bluegrass, LLC

PROOF OF SERVICE
OF NOTICE OF CHARGES

PROOF OF SERVICE OF NOTICE OF CHARGES

The Consumer Financial Protection Bureau (“Bureau”), pursuant to 12 C.F.R. § 1081.113(d)(1)(v), hereby advises that it has properly served the Notice of Charges in the above-captioned proceeding to the following individuals: William Palmer, counsel to 3D Resorts-Bluegrass, LLC; Mr. Ronald G. Newman, principal of 3D Resorts-Bluegrass, LLC; and Mr. Michael Fiorella, counsel to Mr. Thomas Duddy, Chapter 11 Trustee in the underlying bankruptcy proceeding.¹ As set forth in the certificate of service accompanying the Notice of Charges, the Bureau attempted service on the aforementioned individuals on Friday, June 14, 2013 at the addresses listed in the certificate of service. Courtesy copies were also sent to those individuals by electronic mail. In all cases, service was effected by U.S. First-Class Mail as well as by overnight delivery service. Certified Mail and UPS receipts are attached hereto as Attachment A.

¹ The Bureau also sent a copy to Mr. Duddy on that same day, but after close-of-business on June 14th, the Bureau learned (through counsel) that Mr. Duddy’s address was different than what the Bureau had believed; such service was therefore resubmitted as to Mr. Duddy on Monday, June 17, 2013 at his correct address.

Furthermore, on June 26, 2013, the Bureau participated in a teleconference with Messrs. Palmer, Duddy, and Fiorella. All three individuals indicated that they had been served with the Notice of Charges. Mr. Palmer further represented that Mr. Newman, principal for 3D Resorts-Bluegrass, had also been served with the Notice of Charges.

Accordingly, the Bureau respectfully represents to the Administrative Law Judge that service is effective as to all parties and/or their counsel.

Respectfully submitted,

Kent Markus
Enforcement Director

Deborah M. Morris
Deputy Enforcement Director

Michael G. Salemi
Assistant Litigation Deputy

/s/ Gregory C.J. Lisa
Gregory C.J. Lisa, Enforcement Attorney

/s/ Mary E. Olson
Mary E. Olson, Enforcement Attorney
Consumer Financial Protection Bureau
1700 G Street, N.W.
Washington, D.C. 20552
Telephone: (202) 435-7615; (202) 435-7544
Facsimile: (202) 435-7722
Email: Gregory.Lisa@cfpb.gov;
Mary.Olson@cfpb.gov;
CFPB_3DResorts_Lit@cfpb.gov
Attorneys for Petitioner
Consumer Financial Protection Bureau

Certificate of Service

I certify that on this 28th day of June, 2013, I caused the foregoing **Proof of Service of Notice of Charges** to be filed and to be served upon the following parties by (1) U.S. Postal Service First-Class mail; and (2) electronic mail:

Michael A. Fiorella, Esq.
Sullivan, Mountjoy, Stainback & Miller
Post Office Box 727
Owensboro, Kentucky 42302-0727
mfiorella@smsmlaw.com
Counsel for Thomas Duddy,
Chapter 11 Trustee

Thomas M. Duddy
5834 Brittany Woods Circle
Louisville, Kentucky 40222
TDuddy1080@aol.com

William Palmer, Esq.
18568 Forty Six Parkway, Suite 2002
Spring Branch, TX 78070
wpalmer@devmmc.net
Counsel to 3D Resorts-Bluegrass, L.L.C.

Ronald G. Newman, Jr.
18568 Forty-Six Parkway, Suite 1001
Spring Branch, TX 78070
jr@devmmc.net

/s/ Gregory C.J. Lisa
Gregory C.J. Lisa
Enforcement Attorney
Consumer Financial Protection Bureau