

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

SECURITIES EXCHANGE COMMISSION)
)
 Plaintiff,)
)
 vs.)
)
 DAVID TANNER, et al.,)
)
 Defendants,)
)
 and)
)
 MARGARET F. SPENCER, et al.,)
)
 Relief Defendants.)

Civil Action No.: 05-4057-RDR

**NOTICE OF MOTION OF RECEIVER *PENDENTE LITE*, LARRY E. COOK,
FOR ORDER ALLOWING AND DISALLOWING INVESTOR CLAIMS**

**TO ALL INVESTORS IN AND CREDITORS OF CAPITAL
ENHANCEMENT CLUB:**

PLEASE TAKE NOTICE that on July 14, 2006, the Receiver filed a Motion for Order Allowing and Disallowing Investor Claims (the "Claims Motion"). A copy of the Claims Motion may be viewed at the Receiver's website www.ceclubreceiver.com under "Court Filings." The Claims Motion may affect your rights and you should review the Claims Motion carefully. The exhibits to the Claims Motion consist of claims the Receiver has recommended the Court allow or disallow. The exhibits may also be viewed at the Receiver's website. Please note that in order to protect the financial privacy of the defrauded investors, the exhibits posted on the Receiver's website contain only the investors' CEC number, JVA number, total investment, claim amount, deductions, and the authorized amount of claim. The amount in the "Authorized" column of the exhibits is the amount the Receiver has recommended the Court allow as your claim. If the amount in the "Authorized" column for your claim is "0," this means the Receiver has recommended the Court disallow your claim in its entirety.

Any objection to the Claims Motion must be made in writing within twenty (21) days from the date of this notice and filed with the Clerk of the District Court, United States District Court for the District of Kansas, 490 U.S. Courthouse, 444 SE Quincy, Topeka, KS 66683 with a copy to Brian M. Holland at the address provided below. **Any objection must be received by the Court on or before November 6, 2006.**

At a minimum, any objection must contain the following:

- a. A caption setting forth the name of the Court, the names of the Plaintiff, Defendants, and Relief Defendants and the case number as noted above;
- b. The name of the claimant, claim number, JVA, and CEC number (if applicable), and a description of the basis for the amount of the claim;

c. A concise statement setting forth the reasons why the claim should not be disallowed or modified for the reasons set forth in the Claims Motion;

d. All documentation or other evidence of the claim upon which you will rely in opposing the Claims Motion; and

e. The Address(es) to which the Receiver may send you any reply to your objection.

You may, but are not required to, retain the services of an attorney to file any such objection for you. If no objection is received, the Court may enter an Order allowing or disallowing the claims as set forth in the Claims Motion.

PLEASE TAKE FURTHER NOTICE that if you file an objection to the Claims Motion, the Court will hold a hearing on such objection on **November 20, 2006 beginning at 9:30 a.m., Courtroom 401, in the United States District Court for the District of Kansas, 444 SE Quincy, Topeka, KS 66683. If you file an objection to the Claims Motion, you must be present at this hearing to defend your claim or the Court may enter the relief requested by the Receiver in the Claims Motion.**

PLEASE TAKE FURTHER NOTICE that an earlier version of this Notice as e-mailed to all known investors on or about July 17, 2006. Due to technical difficulties with safe-mail.net, many investors did not receive that Notice. This problem has been resolved. In order to give all known investors an opportunity to respond to the Claims Motion, the Receiver is sending this second Notice. If you have previously filed an objection, you do not need to file another one. However, whether you responded to the July 17, 2006 Notice, or if you respond to this Notice, you must be present at the Court on November 20, 2006.

Any questions concerning this matter should be directed to Larry E. Cook, Receiver at info@ceclubreceiver.com or Brian M. Holland, counsel for Receiver at bholland@lathropgage.com.

Respectfully submitted,

Dated: October 11, 2006

Lathrop & Gage L.C.

By: /s/ Brian M. Holland

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Attorneys for Larry E. Cook, Receiver

CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of October, 2006, I electronically filed the foregoing, with the Clerk of the Court for the District of Kansas, Topeka Division, by using the CM/ECF system which will send a notice of electronic filing to the following CM/ECF participants:

Timothy P. Davis, SEC;

Christopher M. Joseph and Stephen M. Joseph, Counsel for Spencer Defendants;

/s/ *Brian M. Holland*
An attorney for Larry E, Cook, Receiver