

THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

UNITED STATES COMMODITY
FUTURES TRADING COMMISSION,

Plaintiff,

V.

SENEN POUSA, INVESTMENT
INTELLIGENCE CORPORATION,
DBA PROPHETMAX MANAGED FX,
JOEL FRIANT, MICHAEL DILLARD, and
ELEVATION GROUP, INC.,

Defendants.

[illegible]

Civil Action No. A-12-CV-0862-DAE

RECEIVER'S STATUS REPORT

Comes now, Guy M. Hohmann, the Court-appointed Receiver in the above-referenced ProphetMax Receivership matter and the ancillary IB Capital matter and files this his Status Report.¹ The Receiver's previous Status Report was submitted to the Court on July 31, 2025. The Receiver is extremely pleased with the activity that occurred, during this status period.

1. MOROCCO – RECOVERED AND RECEIVED REMAINING \$341,259.00

In late December, the last remaining funds were recovered and repatriated back to the U.S. Those funds totaled \$341,259.00. This final recovery was from the one remaining account in the name of Rabiaa Moutaouakill (Mr. Echade's mother). It was the Receiver's understanding the account had approximately USD \$450,000. The balance was in fact \$341,259.00.

It is important to note, with this final recovery, the Receiver successfully recovered all the misappropriated funds available to be repatriated with the efforts of the Dutch Public Prosecutor's

¹ 2017.12.27 [Dkt. # 114]. STATUS REPORT ORDER “Parties shall file a similar report every six months thereafter until the case is complete”.

Office, his U.S., French, Moroccan, U.K. and Slovakian counsels as well as assistance from the CFTC and the Consulate's Office at the Moroccan Embassy.

2. Third Interim Distribution – Initial Stage

On December 18, 2025, this Court granted the Receiver's Unopposed Motion for Approval of Third Interim Distribution Plan & Procedures.² There were not any objections or notices of appeal; the Order became final January 17, 2026.

As previously stated in the Receiver's Unopposed Motion for Approval of Third Interim Distribution Plan & Procedures this distribution percentage equals 14% of the Investors' Approved Claim Amount.^{3,4}

The Receiver expects the Third Interim Distribution payments will begin the last week of February and continue with the majority of the distributions being distributed approximately 180 days thereafter.

The Receiver's paralegals anticipate this distribution will take a little bit longer than previous distributions. The paralegals will email Approved Investor Claimants individually. Prior to the Second Interim Distribution, the paralegals used a once common practice via emailing Approved Investor Claimants using a distribution list. The practice of blind copying numerous email addresses at one time allowed streamlined announcements and communications. The emails were addressed "Dear Investor Claimant(s). Examples of these types of communications included: (1) announcement of the Third Interim Distribution and upcoming steps such as: please confirm

² [Dkt.# 356].

³ If the Approved Investor Claimant was eligible to participate in the ING Bank Settlement and the First & Second Interim Distributions, the third interim distribution payment will have returned ninety-six percent (96%) of their Approved Claim Amount.

⁴ The Receiver anticipates there will be a final distribution of in the range of 1% to 3% of the Approved Investor Claimants Claim amount.

contact details / addresses and /or wire instructions (2) end of day communications such as your wire was initiated, earlier today. (3) confirmation your check was mailed etc.

During the Second Interim Distribution, a significant issue came to light. Popular email servers, such as Google and Yahoo, did not deliver the emails sent via distribution lists. In numerous cases, the email servers were not sending or delivering the batched emails. This caused a lot of anxiety for the paralegals and Investor Claimants. Rightfully so, Investor Claimants were confused and upset seeing posts on why they were not receiving communications. It took a significant amount of time for the paralegals to work their way through the situation and explain what had happened. The example below captures two errors of (out of hundreds) the paralegals received.

This is the PPE Hosted Dispatch mail system.
 #####
THIS IS A WARNING ONLY. YOU DO NOT NEED TO RESEND YOUR MESSAGE.
 #####
Your message could not be delivered for more than 1 hour(s).
It will be retried until it is 5 day(s) old.

421-4.7.28 Gmail has detected an unusual rate of mail originating from your DKIM 421-4.7.28 domain [NETORGFT3828676.onmicrosoft.com 36]. To protect our 421-4.7.28 users from spam, mail sent from your domain has been temporarily 421-4.7.28 rate limited. For more information, go to 421-4.7.28 <https://support.google.com/mail/?p=UnsolicitedRateLimitError> to 421 4.7.28

An additional factor that will prolong this distribution, the number of Investor Claimant(s) that no longer communicate or have access to computers has increased, over the years. The Senior Paralegal communicates via telephone with those Approved Investor Claimant(s).

It is important to note the Receiver continues to use this Court's approved communication process, the Receiver makes announcements on the Receivership's social media accounts.^{5,6}

⁵ [Dkt. #101].

⁶ Facebook site: www.facebook.com/prophetmaxreceivership; www.prophetmaxreceivership.com.

3. U.S. Federal Tax Requirements

The Receiver's paralegals worked diligently with the Investor Claimant(s) who are governed by U.S. federal tax laws to meet federal tax law requirements.

The tax law requires the receivership to retain a W-9 form for each individual and entity participating in the Receivership distributions that will receive over \$600.00 annually.

The W-9 forms were collected; the paralegals emailed the information to the DRC to issue and mail 2025 1099-MISC forms which is a payment statement due to the payee by January 31, 2026.⁷ Due to long postal lead-times, significant weather delays numerous investors are expected to receive their MISC-1099 forms in the next few weeks.

CONCLUSION

The next Status Report will be submitted to the Court on July 31, 2026. If significant developments occur in the interim, the Receiver will file a report before that date.

Dated: February 4, 2026

Respectfully submitted,

By: /s/ Guy Hohmann

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**RECEIVER FOR THE PROPHETMAX AND
IB CAPITAL RECEIVERSHIP ESTATES**

⁷ [DKT #321].

CERTIFICATE OF SERVICE

On February 4, 2026, I electronically submitted the foregoing document with the Clerk of the Court of the U.S. District Court, Western District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all counsel and/or pro se parties of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Guy Hohmann

Guy Hohmann