

ESTADO LIBRE ASOCIADO DE PUERTO RICO
TRIBUNAL DE PRIMERA INSTANCIA
SALA SUPERIOR DE BAYAMÓN

PATRICK A.P. DE MAN; MIKA DE
MAN (A.K.A. MIKA KAWAJIRI-DE
MAN OR MIKA KAWAJIRI); y la
SOCIEDAD LEGAL DE BIENES
GANANCIALES COMPUESTA POR
AMBOS

Demandantes,

v.

ADAM C. SINN; RAIDEN
COMMODITIES, L.P.; RAIDEN
COMMODITIES 1 LLC; ASPIRE
COMMODITIES, L.P.; ASPIRE
COMMODITIES 1, LLC; SINN LIVING
TRUST,

Demandados.

CIVIL NÚM.: D AC2016-2144 (701)

SOBRE:

INCUMPLIMIENTO DE DEBER DE
FIDUCIA; INCUMPLIMIENTO DE
CONTRATO DE SOCIEDAD
LIMITADA; DAÑOS Y PERJUICIOS;
MALA FE Y DOLO; MALA FE EN LA
CONTRATACIÓN;
ENRIQUECIMIENTO INJUSTO.

**MOCIÓN INFORMATIVA SOBRE TERMINACIÓN
DE ASPIRE COMMODITIES, LP**

AL HONORABLE TRIBUNAL:

COMPARECE la Parte Demandante, a través de la representación legal que suscribe, y muy respetuosamente expone, alega y solicita:

1. En su demanda, el demandante plantea que él es socio del codemandado Adam C. Sinn en las empresas demandadas. El demandante alega que el codemandado utiliza las empresas demandadas como un vehículo para conducir sus negocios, sin mantener la debida separación entre ellas.

2. La parte demandada actúa de mala fe en este caso. Luego de pedir numerosas prórrogas al Tribunal, dicha parte ha objetado prácticamente todos los interrogatorios que le fueron sometidos por la parte demandante.

3. La parte demandante ha advenido en conocimiento de que, luego del comienzo de este caso, el Sr. Sinn terminó a Aspire Commodities, LP ("Aspire"), lo que hizo mediante supuesto acuerdo de sus socios. (Véase el **Exhibit 1** de esta Moción). La parte demandante entiende que la parte demandada transfirió los fondos de Aspire a otras entidades. Esta es una transacción en fraude de acreedores.

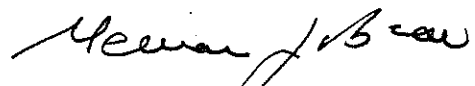
POR TODO LO CUAL, la parte demandante respetuosamente solicita de este Tribunal que tome conocimiento de lo expresado en esta moción.

RESPETUOSAMENTE SOMETIDA.


CERTIFICO: Haber notificado copia fiel y exacta del presente escrito al Lcdo. Alfredo F. Ramírez Macdonald (alfredo.ramirez@oneillborges.com), a la Lcda. Ana M. Rodríguez Rivera (ana.rodriguez@oneillborges.com) y Lcdo. Arturo L.B. Hernández González (arturo.hernandez@oneillborges.com), O'NEILL & BORGES, 250 Avenida Muñoz Rivera, Suite 800, San Juan, Puerto Rico 00918-1813.

En San Juan, Puerto Rico, a 17 de octubre de 2018.

BAUZÁ, BRAU, IRIZARRY,
OJEDA & SILVA
PO Box 13669, Santurce Station
San Juan, Puerto Rico 00908
Tel.: (787) 710-8262
Directo: (787) 723-8754
Fax: (787) 282-3672



GERMAN J. BRAU
Colegiado Núm. 9710
T.S.P.R. Núm. 7514
german.brau@bioslawpr.com

Form 651 Secretary of State P.O. Box 13697 Austin, TX 78711-3697 FAX: 512/463-5709 Filing Fee: \$40	 Certificate of Termination of a Domestic Entity	Filed in the Office of the Secretary of State of Texas Filing #: 801348025 12/18/2017 Document #: 782197400003 Image Generated Electronically for Web Filing
Entity Information		
The name of the domestic entity is:		
ASPIRE COMMODITIES, LP		
The entity is organized as a : Domestic Limited Partnership (LP) under the laws of Texas.		
The date of formation of the entity is: November 24, 2010		
The file number issued to the entity by the secretary of state is: 801348025		
Governing Persons		
The names and addresses of each of the filing entity's governing person are:		
NAME OF GOVERNING PERSON :		
IF INDIVIDUAL		
OR		
IF ORGANIZATION		
Aspire Capital Management, LLC		
ADDRESS OF GOVERNING PERSON :		
3333 Allen Parkway, Ste. 610 Houston TX, USA 77019		
Event Requiring Winding Up		
The nature of the event requiring winding up is:		
Aspire Commodities, LP is terminated in the State of Texas on the the written consent of all partners in the limited partnership.		
Completion of Winding Up		
The filing entity has complied with the provisions of the Texas Business Organizations Code governing its winding up.		
Effectiveness of Filing		
<input checked="" type="checkbox"/> A. This document becomes effective when the document is filed by the secretary of state.		
OR		
<input type="checkbox"/> B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of its signing. The delayed effective date is:		
Tax Certificate		
A. <input checked="" type="checkbox"/> Attached hereto is a certificate from the comptroller of public accounts that all taxes under title 2, Tax Code, have been paid.		

B. The entity is a domestic non profit corporation and is not required to provide a certificate of account status under the provisions of the Texas Business Organizations Code.

Execution

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: **December 18,**
2017

Sarah Spangler, Attorney-in-Fact for Adam Sinn, Manager of Aspire
Capital Management, LLC, General Partner

Signature and title of authorized person(s)

FILING OFFICE COPY



TEXAS COMPTROLLER OF PUBLIC ACCOUNTS

Comptroller.Texas.Gov

December 16, 2017

ASPIRE COMMODITIES, LP
1302 WAUGH DR # 539
HOUSTON TX 77019-3908

Certificate of Account Status


THE STATE OF TEXAS
COUNTY OF TRAVIS

I, Glenn Hegar, Comptroller of Public Accounts of the State of Texas, DO HEREBY CERTIFY that according to the records of this office

ASPIRE COMMODITIES, LP

has filed all required reports for taxes administered by the Comptroller under Title 2, Tax Code, and taxes reported due on those reports have been paid. This certificate must be filed with the Texas Secretary of State to legally end the entity's existence in Texas. This certificate is valid through December 31, 2017.

GIVEN UNDER MY HAND AND SEAL
OF OFFICE in the City of
Austin, this 16th day of
December, 2017 A.D.


Glenn Hegar
Texas Comptroller

Taxpayer number: 32043091969
File number: 0801348025

NOTE: Failure by registered Texas entities to legally end existence with the Texas Secretary of State on or before the expiration of this certificate will result in additional franchise tax responsibilities. Texas entities not registered with the Texas Secretary of State and all out-of-state entities are responsible for franchise tax through the last date of business in this state.