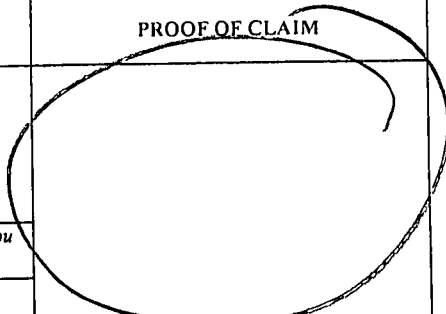


UNITED STATES BANKRUPTCY COURT		PROOF OF CLAIM
Name of Debtor: American Laser Skincare	Case Number: 11-13853 (MFW)	
NOTE: Do not use this form to make a claim for an administrative expense that arises after the bankruptcy filing. You may file a request for payment of an administrative expense according to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Patricia Gunn		
Name and address where notices should be sent: Earl Jay Peck, Kathryn Steffy 175 South Main Street, Ste. 300 Salt Lake City, UT 84111 Telephone number: (801) 413-1600 email: jaypeck@smithlawonline.com		COURT USE ONLY
Name and address where payment should be sent (if different from above): Telephone number: email:		<input type="checkbox"/> Check this box if this claim amends a previously filed claim. Court Claim Number: _____ (If known) Filed on: _____
RECEIVED JUL 02 2012 BMC GROUP		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
1. Amount of Claim as of Date Case Filed: \$ <u>500,000.00</u> If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		
2. Basis for Claim: <u>Personal injury</u> (See instruction #2)		
3. Last four digits of any number by which creditor identifies debtor: 6 6 9 5	3a. Debtor may have scheduled account as: _____ (See instruction #3a)	3b. Uniform Claim Identifier (optional): _____ (See instruction #3b)
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: Value of Property: \$ _____ Annual Interest Rate _____ % <input type="checkbox"/> Fixed or <input type="checkbox"/> Variable (when case was filed)		Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____
5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507 (a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.		
<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507 (a)(1)(A) or (a)(1)(B).	<input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier – 11 U.S.C. § 507 (a)(4).	<input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. § 507 (a)(5).
<input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. § 507 (a)(7).	<input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. § 507 (a)(8).	<input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. § 507 (a)(____).
		Amount entitled to priority: \$ _____
*Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.		
6. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #6)		

BMC



7. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #7, and the definition of "redacted".)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

8. Signature: (See instruction #8)

Check the appropriate box.

- I am the creditor. I am the creditor's authorized agent. I am the trustee, or the debtor, or their authorized agent. I am a guarantor, surety, indorser, or other codebtor.
- (Attach copy of power of attorney, if any.) (See Bankruptcy Rule 3004.) (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: E. Jay Peck
 Title: Attorney
 Company: Smith Hartvigsen, PLLC
 Address and telephone number (if different from notice address above):

(Signature)

(Date)

Telephone number: (801) 413-1600 email: jaypeck@smithlawonline.com

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, exceptions to these general rules may apply.

Items to be completed in Proof of Claim form

Court, Name of Debtor, and Case Number:

Fill in the federal judicial district in which the bankruptcy case was filed (for example, Central District of California), the debtor's full name, and the case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is at the top of the notice.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the date of the bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on delivering health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if an interested party objects to the claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

3a. Debtor May Have Scheduled Account As:

Report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

3b. Uniform Claim Identifier:

If you use a uniform claim identifier, you may report it here. A uniform claim identifier is an optional 24-character identifier that certain large creditors use to facilitate electronic payment in chapter 13 cases.

4. Secured Claim:

Check whether the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See Definitions.) If the claim is secured, check the box for the nature and value of property that secures the claim, attach copies of lien documentation, and state, as of the date of the bankruptcy filing, the annual interest rate (and whether it is fixed or variable), and the amount past due on the claim.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. § 507 (a).

If any portion of the claim falls into any category shown, check the appropriate box(es) and state the amount entitled to priority. (See Definitions.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

7. Documents:

Attach redacted copies of any documents that show the debt exists and a lien secures the debt. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary in addition to the documents themselves. FRBP 3001(c) and (d). If the claim is based on delivering health care goods or services, limit disclosing confidential health care information. Do not send original documents, as attachments may be destroyed after scanning.

8. Date and Signature:

The individual completing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what constitutes a signature. If you sign this form, you declare under penalty of perjury that the information provided is true and correct to the best of your knowledge, information, and reasonable belief. Your signature is also a certification that the claim meets the requirements of FRBP 9011(b). Whether the claim is filed electronically or in person, if your name is on the signature line, you are responsible for the declaration. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. If the claim is filed by an authorized agent, attach a complete copy of any power of attorney, and provide both the name of the individual filing the claim and the name of the agent. If the authorized agent is a servicer, identify the corporate servicer as the company. Criminal penalties apply for making a false statement on a proof of claim.

DEFINITIONS

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity to whom debtor owes a debt that was incurred before the date of the bankruptcy filing. See 11 U.S.C. §101 (10).

Claim

A claim is the creditor's right to receive payment for a debt owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

Secured Claim Under 11 U.S.C. § 506 (a)

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien.

A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. § 507 (a)

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor must show only the last four digits of any social-security, individual's tax-identification, or financial-account number, only the initials of a minor's name, and only the year of any person's date of birth. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Claim

To receive acknowledgment of your filing, you may either enclose a stamped self-addressed envelope and a copy of this proof of claim or you may access the court's PACER system (www.pacer.psc.uscourts.gov) for a small fee to view your filed proof of claim.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(c), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 *et seq.*), and any applicable orders of the bankruptcy court.



NOTICE OF CLAIM
UNDER UCA § 63G-7-401

Via Certified Mail, Return Receipt Requested

To: American Laser Skincare
250 East 300 South, Suite 380
Salt Lake City, UT 84111

American Laser Skincare
24555 Hallwood Court
Farmington, MI 48335

American Laser Skincare
c/o Corporation Service Company, Registered Agent
2180 South 1300 East, Suite 650
Salt Lake City, UT 84106

Notice is hereby given of Patricia (Tricia) Gunn's intention to commence a malpractice action pursuant to Section 78B-3-412 of the Utah Code Annotated. In compliance with the provisions of said section, Ms. Gunn submits the following:

- A. A general statement of the nature of the claim. On July 31, 2009 Ms. Gunn executed and agreement with American Laser Center which she received Vela Shape Cellulite Reduction and body contouring treatments. Subsequently she received some defoliation treatments as well. During her treatment for cellulite reduction, documenting photographs of her buttocks were periodically taken at the American Laser Center located at 250 East 300 South Suite 380 in Salt Lake City, Utah. Certain photographs were taken if December, 2010. Ms. Gunn has learned that these photographs have been published to the internet and are available for public view. Ms. Gunn has made demand upon American Laser Center that the pictures be removed from public view, but the request has not been complied with.
- B. The persons involved. The photographs were taken by and the cellulite reduction procedures were generally performed by Laura and Cynthia, both of whom were employees of American Laser Center working under the direction of Amy Curtis who was also an employee of American Laser Center.

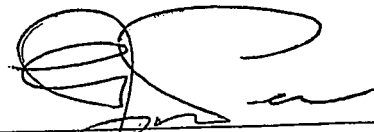
LAND WATER LIFE

175 SOUTH MAIN STREET SUITE 300 SALT LAKE CITY, UTAH 84111
SALT LAKE CITY OFFICE 801-413-1600 UTAH COUNTY OFFICE 801-610-0010 TOLL FREE 877-825-2064 FACSIMILE 801-413-1620
SMITHLAWONLINE.COM

- C. The date, time and place of the occurrence. The subject photographs were taken in December 2010. Ms. Gunn does not know when the pictures were first posted to the internet, but she first became aware them in 2011. The photographs were taken at the American Laser Center located at 250 East 300 South, Suite 380 in Salt Lake City, Utah.
- D. The circumstances surrounding the claim. Ms. Gunn had received a written assurance of privacy t from American Laser Center and had a reasonable expectation of privacy in allowing the photographs to be taken. The photographs were published to the internet where anyone and everyone could access them without Ms. Gunn's consent.
- E. The specific allegations of misconduct on the part of American Laser Center. Ms. Gunn submits that American Laser Center breached its duty of care to adhere to minimally acceptable standards applicable to privacy of a healthcare patient and negligently and/or wrongfully allowed semi-nude and embarrassing photographs of her buttocks with her identifying information to be published for the entire world to view. Ms. Gunn further submits that American Laser Center further breached its duty of care to adhere minimally acceptable standards applicable to American Laser Center in failing to remove the embarrassing and privacy violating photographs after she made demand upon American Laser Center to take the photographs down.
- F. The nature of the alleged injuries and other damages sustained. Ms. Gunn has suffered severe emotional and mental pain, anguish and embarrassment as a result of the violation of her privacy and public ridicule she has been exposed to as a result of the breach of care committed by American Laser Center.

Dated this 5th day of January, 2011.

By: _____



Earl Jay Peck
Smith Hartvigsen, PLLC
175 South State Street, Suite 300
Salt Lake City, UT 84111
Telephone: 801-413-1600

cc: Division of Professional License
Tricia Gunn

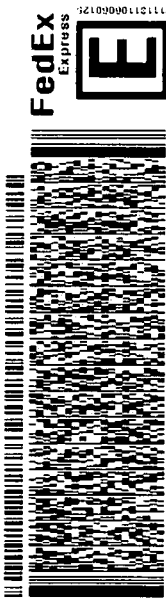


Express

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 Name: 18675 East Lake Weight: 1 LBS
 Add: CHANHASSEN State: MN
 City: CHANHASSEN Zip: 55317
 Svc: STANDARD OVERNIGHT Master: 5113 0600 4209
 IBC: 5113 0600 4242

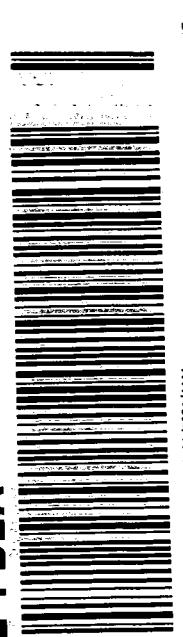
ORIGIN ID: LGBA (302) 252-2900
 RENECK KUESEL
 823 NORTH MARKET STREET
 3RD FLOOR
 WILMINGTON, DE 19801
 UNITED STATES US

BMC GROUP
 18675 EAST LAKE DRIVE
 CHANHASSEN MN 55317
 (310) 321-5656
 REF: GRACEWAY CLAIMS



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 STANDARD OVERNIGHT 5317

55317
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 MSP

7
 07:02
 4242

66
 FZ

SHIP DATE: 07MAR12
 ACTWGT: 1.0 LB MAN
 CRD: 462272/CRFE2511
 BILL SENDER

RECEIVED
 JUL 02 2012
 BMC GROUP