

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA

PROOF OF CLAIM



Your Claim is Scheduled As Follows:  
Schedule/Claim ID: s14511  
AMOUNT/CLASSIFICATION:  
\$75,000.00 UNSECURED  
(CONTINGENT)

Name of Debtor:  
The Cliffs at Walnut Cove Golf & Country Club, LLC

Case Number:  
12-01227

NOTE: See reverse and attached for List of Debtors/Case Numbers/important details. Other than claims under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for Administrative Expenses arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503(a).

Name of Creditor (the person or other entity to whom the debtor owes money or property) :

DONALD R. MCKEE

Name and address where notices should be sent:

29347866003662  
McKee, Donald  
23 Boddington Court  
Asheville, NC 28803

RECEIVED

APR 23 2012

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The amounts reflected above constitute your claim as scheduled by the Debtor or pursuant to a filed claim. If you agree with the amounts set forth herein, and have no other claim against the Debtor, you do not need to file this proof of claim EXCEPT as stated below.

If the amounts shown above are listed as Contingent, Unliquidated or Disputed, a proof of claim must be filed except as provided in the accompanying bar date notice.

If you have already filed a proof of claim with the Bankruptcy Court or BMC, you do not need to file again.

Creditor Telephone Number 828 274-6983 email DAWNKEE@BELLSOUTH.NET

THIS SPACE IS FOR COURT USE ONLY

Name and address where payment should be sent (if different from above):

Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Check this box to indicate that this claim amends a previously filed claim.

Court Claim Number (if known):

Filed on:

Payment Telephone Number ( ) email:

1. AMOUNT OF CLAIM AS OF DATE CASE FILED \$ 75,000.00

If all or part of your claim is secured, complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

2. BASIS FOR CLAIM: REFUND OF GOLF MEMBERSHIP  
(See instruction #2)

3. LAST FOUR DIGITS OF ANY NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR:  
M120

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 your claim is secured by a lien on property or a right of set off, attach required redacted documents, and provide the requested information.

Nature of property or right of setoff:

Describe:

Real Estate  Motor Vehicle  Other \_\_\_\_\_

Value of Property: \$ \_\_\_\_\_

Annual Interest Rate: \_\_\_\_\_ %  Fixed or  Variable  
(when case was filed)

Amount of arrearage and other charges, as of time case filed, included in secured claim, if any: \$ \_\_\_\_\_

Basis for Perfection: \_\_\_\_\_

Amount of Secured Claim: \$ \_\_\_\_\_

Amount Unsecured: \$ \_\_\_\_\_

5. Amount of Claim Entitled to Administrative Expense status under 11 U.S.C. § 503(b)(9) or 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 administrative expense or priority and state the amount.

Amount entitled to priority: \$ \_\_\_\_\_

Amount entitled to administrative expense under 11 U.S.C. § 503(b)(9): \$ \_\_\_\_\_

You MUST specify the priority of the claim:

Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).

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).

Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(5).

Wages, salaries, or commissions (up to \$11,725\*), earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(4).

Other - Specify applicable paragraph of 11 U.S.C. § 507(a) ( \_\_\_\_\_ ).

Value of goods received by the debtor within 20 days before the date of the bankruptcy filing - 11 U.S.C. § 503(b)(9).

\* 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)

**7. DOCUMENTS:** Attached are redacted copies of 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 definition of "redacted").  
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.  
If the documents are not available, please explain:

**DATE-STAMPED COPY:** To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.

The original of this completed proof of claim form must be sent by mail or hand delivered (FAXES OR EMAIL NOT ACCEPTED) so that it is actually received on or before 4:00 pm prevailing Eastern Time on May 31, 2012 for Non-Governmental Claimants OR on or before 4:00 pm prevailing Eastern Time on August 27, 2012 for Governmental Claimants.

**BY MAIL TO:**  
BMC Group, Inc  
Attn: Cliffs Claims Processing  
PO Box 3020  
Chanhassen, MN 55317-3020

**BY MESSENGER OR OVERNIGHT DELIVERY TO:**  
BMC Group, Inc  
Attn: Cliffs Claims Processing  
18675 Lake Drive East  
Chanhassen, MN 55317

**8. SIGNATURE:** (See instruction #8)

Check the appropriate box.

I am the creditor.  I am the creditor's authorized agent. (Attach copy of power of attorney, if any.)  I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)  I am a guarantor, surety, indorser, or other codebtor. (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: DONALD R. MCKEE  
Title: \_\_\_\_\_  
Company: \_\_\_\_\_

DR McKee Apr. 19, 2012  
(Signature) (Date)

Address and telephone number (if different from notice address above):  
\_\_\_\_\_  
\_\_\_\_\_

Telephone number: \_\_\_\_\_ email: \_\_\_\_\_

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.

**LIST OF DEBTORS:**

Case Name	Case Nbr
The Cliffs Club & Hospitality Group, Inc.	12-01220
CCHG Holdings, Inc.	12-01223
The Cliffs at Mountain Park Golf & Country Club, LLC	12-01225
The Cliffs at Keowee Vineyards Golf & Country Club, LLC	12-01226
The Cliffs at Walnut Cove Golf & Country Club, LLC	12-01227
The Cliffs at Keowee Falls Golf & Country Club, LLC	12-01229
The Cliffs at Keowee Springs Golf & Country Club, LLC	12-01230
The Cliffs at High Carolina Golf & Country Club, LLC	12-01231
The Cliffs at Glassy Golf & Country Club, LLC	12-01234
The Cliffs Valley Golf & Country Club, LLC	12-01236
Cliffs Club & Hospitality Service Company, LLC	12-01237

**THE CLIFFS AT WALNUT COVE GOLF & COUNTRY CLUB, LLC  
WALNUT COVE FULL GOLF ENROLLMENT FORM**

This is to certify that Donald McKez have made application for membership in the **CLIFFS AT WALNUT COVE GOLF & COUNTRY CLUB**. The membership classification applied for is Walnut Cove Full Golf Membership. It is acknowledged that the applicant has submitted a payment of Seventy Five Thousand Dollars (\$75,000). The following is the scheduled due dates and amounts of future payments:

By signing this form, the Member(s) acknowledges, as a matter of record, the type of Membership classification, and its privileges, and the refund value of initiation deposit paid in the event of resignation or transfer of membership.

**MEMBERSHIP CLASSIFICATION:**

Walnut Cove Full Golf

**MEMBERSHIP ACCOUNT NUMBER:**

**INITIATION DEPOSIT PAID:**

\_\_\_\_\_  
\$ 75,000

**TOTAL FEES PAID:**

\$ 75,000

**PROPERTY REFERENCE:**

\_\_\_\_\_  
N/A

**DATE:**

Aug 9, 2004  
Date

\_\_\_\_\_  
\_\_\_\_\_  
Date

Donald McKez  
Member Signature

\_\_\_\_\_  
Member Signature

Patt M. Fero  
Patt M. Fero  
VP, Corporate Relations  
The Cliffs Golf & Country Club, Inc.

Mimsy DeMars  
Mimsy DeMars  
Manager, Membership Services  
The Cliffs Golf & Country Club, Inc.

## **The Cliffs at Walnut Cove Golf and Country Club, LLC Membership Reservation Agreement**

This is a Cliffs at Walnut Cove Membership Reservation Agreement between the Cliffs at Walnut Cove Golf and Country Club, LLC and the undersigned for membership privileges in the Cliffs at Walnut Cove Golf and Country Club. The undersigned, through deliverance of the required partial initiation deposit, hereby elects to purchase a Cliffs Golf membership subject to application and acceptance policies.

### **Membership Requirements**

Individuals must submit a \$25,000.00 (twenty-five thousand dollars) deposit, which will apply toward a promissory note in the amount of \$50,000.00 (fifty thousand dollars), for the total required membership initiation deposit of \$75,000.00 (seventy-five thousand dollars).

Additionally, membership finalization is contingent upon the completion of the application form, promissory note form, membership enrollment and membership agreement forms and acceptance.

### **Membership Privilege**

Upon acceptance and finalization, the individual shall be classified as a Cliffs Honorary Family Member for immediate club access to existing Cliffs Clubs facilities and amenities. The Honorary Family membership privilege granted provides for unlimited access to all social, dining, wellness and recreational facilities, and access to the Cliffs Golf courses through the clubs' reciprocal golf program. The reciprocal golf program provides for unlimited play on all existing Cliffs golf courses accessing through a one-day advance tee time reservation and the payment of a reciprocal golf fee and cart fee.

If the individual should elect, he/she may apply for an Interim Golf Membership that provides for selection of a home club and golf course, until which time the Walnut Cove course is available for play. Interim golf privilege provides for unlimited golf at the selected home course with the payment of monthly dues and cart fees.

Immediate membership privilege outlined herein, is granted until which time the Cliffs at Walnut Cove golf course opens for play.

If during the promissory note period, the individual shall become delinquent in the agreed payment schedule, the Honorary Family and/or Interim Golf Membership privilege may be suspended. If during the promissory note period, the individual should elect to not fulfill the membership agreement and wish to resign the membership reservation, the Honorary Family and/or Interim Golf Membership privilege shall be suspended immediately. In the event of a resignation of the membership agreement, the individual shall be entitled to receive a 100% refund of all deposits made and said refund shall be payable according to the clubs' master membership plan documents. In any event, no membership initiation deposits will be refundable, and no resignation waiting list will be established, until after the golf course is open for regular and continuous play by the members.

### Payment Schedule

The initial offering for membership privilege is \$75,000.00 (seventy-five thousand dollars) and payable according to the following schedule:

1st initiation deposit installment: \$25,000.00 — Upon execution of membership agreement  
2nd initiation deposit installment: \$25,000.00 — Within 9 months of execution date  
3rd initiation deposit installment: \$25,000.00 — Within 18 months of execution date

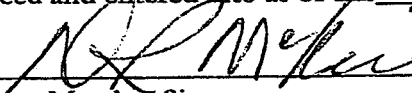
### Acknowledgement

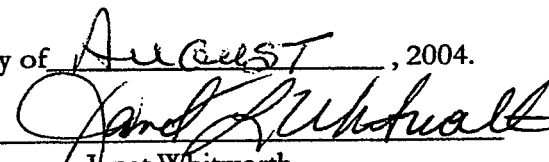
The undersigned acknowledges that the prospective member has received and reviewed the Membership Reservation Agreement and accompanying informational materials and accepts the terms and conditions set forth therein. Furthermore, the undersigned acknowledges that if the prospective member resigns the membership, which will be deemed vested and the deposit refundable by the Club to which it is paid when the golf course construction is completed, the member will receive 100% of the membership deposit after the member's name comes to the top of the membership waiting list and in accordance with the 1:5 refund rule starting with memberships issued after the golf course opens for regular and continuous play by the members.

### THE CLIFFS COMMUNITIES, INC.

I, or We, the undersigned do evidence by signatures below that we have read and understand the membership offering and reservation within, and all master club membership plan components relating to refund of any initiation deposits made in accordance with this membership reservation agreement.

Agreed and entered into as of this 9th day of August, 2004.

  
Member Signature

  
Janet Whitworth  
Club Membership Representative  
The Cliffs at Walnut Cove, LLC

Name (Please Print): DONALD R. MCKEE

June, 2004

D. McKee  
23 Boddington Court  
Asheville, NC 28803

ASHEVILLE NC 28803

12 APR 2012 RECEIVED

APR 23 2012

BMC GROUP

BMC Group, Inc.  
ATT: CHIFFS CLAIMS PROCESSING  
P.O. BOX 3020  
CANTON, MN 55317-3020

553173020

