

B10 (Official Form 10) (04/10)

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| UNITED STATES BANKRUPTCY COURT Central District Of California | | PROOF OF CLAIM |
| Name of Debtor: Harrington West Financial Group, Inc. | | Case Number: 9:10-14677-RR |
| NOTE: This form should not be used to make a claim for an administrative expense 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. | | |
| Name of Creditor (the person or other entity to whom the debtor owes money or property): W Frank Sutton | | <input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim. |
| Name and address where notices should be sent: W Frank Sutton 120 Lancaster Dr Chapel Hill, NC 27517-3421 | | Court Claim Number: _____ (if known) |
| Telephone number: 919 614 6661 | | Filed on: _____ |
| Name and address where payment should be sent (if different from above): | | <input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars. |
| Telephone number: | | <input type="checkbox"/> Check this box if you are the debtor or trustee in this case. |
| 1. Amount of Claim as of Date Case Filed: \$ 100,000.00 | | 5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount. Specify the priority of the claim. |
| If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4. If all or part of your claim is entitled to priority, complete item 5. <input type="checkbox"/> 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: 4000 Shares Series A Preferred Stock (See attached certificate) | | <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 filing of the bankruptcy petition or cessation of the debtor's business, 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)(). |
| 3. Last four digits of any number by which creditor identifies debtor: _____ 3a. Debtor may have scheduled account as: _____ (See instruction #3a on reverse side.) | | |
| 4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff 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: % _____ 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: \$ _____ | | RECEIVED MAR 09 2011 BMC GROUP |
| 6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim. | | Amount entitled to priority: \$ _____ |
| 7. Documents: Attach 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. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain: | | *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. |
| Date: 10/11/10 | Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any. W Frank Sutton | |

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.

Number SA 004

Shares 4,000
Series A Non-Cumulative Convertible
Perpetual Preferred Stock

Harrington West Financial Group, Inc.
A Delaware Corporation
Incorporated September 19, 1995
220,000 Shares Preferred Stock
\$0.01 Par Value Each

THIS CERTIFIES THAT W. Franklin Sutton

is the record holder of four thousand

fully paid and nonassessable shares of Series A Non-Cumulative Convertible Perpetual Preferred Stock of Harrington West Financial Group, Inc. a Delaware corporation, transferable only on the share register of said corporation, in person or by duly authorized attorney, upon surrender of this certificate properly endorsed or assigned.

This certificate and the shares represented hereby are issued and shall be held subject to all the provisions of the Certificate of Incorporation and the Bylaws of said corporation and any amendments thereto, to all of which the holder of this certificate, by acceptance hereof, assents.

The shares represented by this certificate are convertible into shares of Common Stock at the election of the holder thereof as set forth in the Certificate of Determinations of the Series A Preferred Stock.

A statement of all of the powers, designations, preferences and relative, participating, option, or other special rights of each class of stock or series thereof, and the qualifications, limitations or restrictions of such preferences and/or rights may be obtained by any shareholder upon request and without charge, at the principal office of the corporation, and the corporation will furnish any shareholder, upon request and without charge, a copy of such statement.

WITNESS the Seal of the corporation and the signatures of its duly authorized officers this day 29 of September, 2008.


Lisa Watkins, Secretary

See Reverse for Restrictive Legend


Craig Cerny, Chief Executive Officer

Central District Of California Claims Register

9:10-bk-14677-RR Harrington West Financial Group, Inc.

Judge: Robin Riblet **Chapter:** 11
Office: Santa Barbara **Last Date to file claims:** 01/20/2011
Trustee: **Last Date to file (Govt):** 03/09/2011

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| Creditor: (27394643) W Frank Sutton 120 Lancaster Dr Chapel Hill, NC 27517 | Claim No: 1 <i>Original Filed</i> Date: 10/05/2010 <i>Original Entered</i> Date: 10/05/2010 | Status: Filed by: CR Entered by: Sisto, Sarah Modified: |
| Unsecured claimed: \$100000.00 Total claimed: \$100000.00 | | |
| History: <u>Details</u> 1-1 10/05/2010 Claim #1 filed by W Frank Sutton, total amount claimed: \$100000 (Sisto, Sarah) | | |
| Description: | | |
| Remarks: | | |

Claims Register Summary

Case Name: Harrington West Financial Group, Inc.
Case Number: 9:10-bk-14677-RR
Chapter: 11
Date Filed: 09/10/2010
Total Number Of Claims: 1

| | Total Amount Claimed | Total Amount Allowed |
|-----------------------|----------------------|----------------------|
| Unsecured | \$100000.00 | |
| Secured | | |
| Priority | | |
| Unknown | | |
| Administrative | | |
| Total | \$100000.00 | \$0.00 |