

STATE OF NORTH CAROLINA
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
23CV027939-910

RUMPEGARDEN, LLC,

Plaintiff,

v.

FX AIRGUNS USA, LLC, f/k/a King Arthur
Holdings, LLC, JONATHAN TUELLER
a/k/a Jonathan Elvegaard-Tueller, EVELYN
ELVEGAARD, and EVERGUARD
HOLDINGS, LLC,

Defendants.

**NOTICE OF CONSUMMATION OF
TRANSACTION WITH FX SWEDEN**

NOW COMES The Finley Group, Inc. (the “Receiver”), the duly-appointed general receiver for FX Airguns USA, LLC (“FX USA”) and Everly Holdings, LLC in the above-captioned civil action, through counsel, which hereby gives notice, pursuant to Paragraph 19 of the Court’s *Order on Motion to Approve Asset Purchase and Release Agreement with FX Airguns, AB* (ECF No. 150) (the “Order Approving FX Sweden Agreement”),¹ that the transaction contemplated by the FX Sweden Agreement closed effective June 24, 2024.

A copy of the fully executed FX Sweden Agreement is attached hereto as Exhibit A. Copies of UCC Financing Statement Amendments filed with the North Carolina Secretary of State evidencing the assignment of PNC Bank, N.A.’s lien on FX USA’s assets to FX Sweden and then FX Sweden’s cancellation of said lien are attached hereto as Exhibit B. The Receiver has been provided copies of the promissory notes payable to PNC Bank, N.A. marked “Paid In Full & Satisfied.”

¹ Capitalized terms not otherwise defined herein shall have the meanings set forth in the Order Approving FX Sweden Agreement.

Pursuant to Section 2.03(c) of the FX Sweden Agreement, FX Sweden shall have through and including August 23, 2024 to pay FX USA's receivership estate \$260,000.00 in cash. In addition, pursuant to Article I and Section 6.09 of the FX Sweden Agreement, FX Sweden shall have through and including July 9, 2024 to remove the purchased Inventory from 3030 Hall Watters Drive, Wilmington, North Carolina.

Respectfully submitted, this 28th day of June, 2024.

/s/ Michael L. Martinez

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that copies of the foregoing *Notice of Consummation of Transaction with FX Sweden* were served via email on all parties who have requested automatic notification of filings in this action through the N.C. Business Court's electronic filing system and on all parties requesting notices in this action in accordance with this Court's *Order on Receiver's Motion to Limit Notice* (ECF No. 137).

This is the 28th day of June, 2024.

/s/ Michael L. Martinez

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