



40 E. Verdugo Avenue • Burbank, CA 91502-1931  
P.O. Box 7740 • Burbank, CA 91510-7740  
Phone: (818) 972-5300 • Fax: (818) 972-5301  
[www.creditservices.org](http://www.creditservices.org)

October 1, 2003

In re matter of

**INDIAN MOTORCYCLE CORPORATION**  
200 East 10<sup>th</sup> Street  
Glroy, California 95020

**34088**

**BULLETIN NO. 1**

**TO THE CREDITORS:**

Please be advised that Indian Motorcycle Corporation ("Indian Motorcycle"), executed a General Assignment for the benefit of its creditors in favor of CMA Business Credit Services ("Assignee"), under which possession was taken on September 26, 2003.

This action was taken by the directors and majority shareholders of Indian Motorcycle Company, based upon, among other things, the following: (1) advice of legal counsel; (2) exhaustion of capital whereby the business was unable to fund operations; (3) current liabilities in excess of \$16 million; (4) defaults to major unsecured trade creditors.

A general assignment is a common law means of concluding the affairs of an insolvent debtor as an alternative to the Chapter 7 bankruptcy procedure. General assignments have been used extensively for over fifty years in California. Experience has demonstrated that the recovery for assets is usually significantly greater in an assignment and administrative expenses tend to be lower when compared to the average bankruptcy liquidation.

The Assignee intends to seek a buyer for Indian Motorcycle who will continue to operate the company. CMA will aggressively market the assets remaining from the company's operations to determine the best opportunity to maintain the integrity of the company and to maximize its value.

A Statement of Condition, representing the financial condition of the company on the date of the general assignment, is being prepared by the Assignee and will be forwarded to creditors as soon as possible.

**SEE REVERSE SIDE**

In re: Indian Motorcycle Corporation  
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Enclosed, creditors will find a form Proof of Claim with which creditors can file their claim with this office. Creditors should be aware that pursuant to California law<sup>1</sup>, the last date to return the form to this office is March 29, 2004. To ensure your participation in any distribution of funds generated to unsecured creditors from the liquidation of the company, you **must** return the proof of claim by that date.

A further report on the status of the Assignee's liquidation of assets and a Statement of Condition will follow in approximately 30 days. Should anything of significance occur in the interim, you will be promptly notified.

Very truly yours,  
ADJUSTMENT BUREAU

By:

  
Michael L. Jondich  
Estate Manager  
Direct Dial: (818) 972-5315  
Email: [mjondich@creditservices.org](mailto:mjondich@creditservices.org)

Enclosure (Proof of Claim)

<sup>1</sup> California Code of Civil Procedure §1802

## PROOF OF CLAIM

Case No. 34088

To: CMA Business Credit Services  
PO Box 7740  
Burbank, California 91510-7740

Re: Indian Motorcycle Corporation

The undersigned is a creditor of the above subject debtor(s) and I/we hereby file my/our claim below as follows:

As evidence of my/our claim, an itemized statement of my/our account and/or a copy of a promissory note is hereto attached.

THE AMOUNT OF MY/OUR CLAIM IS \$ \_\_\_\_\_

Dated: \_\_\_\_\_

COMPANY NAME \_\_\_\_\_

BY \_\_\_\_\_ TITLE \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_

PHONE NO. \_\_\_\_\_ FAX# \_\_\_\_\_

EMAIL \_\_\_\_\_

**NOTE:** Interest is applicable only to the date of September 26, 2003, and then only in the event a written agreement exists between you and the debtor providing for payment of interest.

**PLEASE COMPLETE THIS FORM, ATTACH AN ITEMIZED STATEMENT OF YOUR ACCOUNT THEREON, AND RETURN AT ONCE TO:**

ADJUSTMENT BUREAU  
Attn: Michael L. Joncich  
CMA Business Credit Services  
PO Box 7740, Burbank, California 91510-7740



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October 31, 2003

In the matter of

**INDIAN MOTORCYCLE CORPORATION**  
200 East 10<sup>th</sup> Street  
Gilroy, California 95020

34088

**BULLETIN NO. 2**

**TO THE CREDITORS:**

This will serve as an update on the administration of the referenced matter.

You will recall that Indian Motorcycle Corporation ("Indian Motorcycle" or "Company"), executed a General Assignment for the benefit of its creditors in favor of CMA Business Credit Services ("Assignee"), under which possession was taken on September 26, 2003. Thereafter, the Assignee determined that a bulk sale of all the assets remaining from Indian Motorcycle's operations would be in the best interests of creditors, and that a sale needed to occur as quickly as possible in order to preserve the going concern value of the Company's assets and its network of 180 dealers.

Bid solicitation packages were delivered to a combination of more than 90 companies, investors, private equity funds and venture capital groups who had either expressed an interest in purchasing the Company's assets and/or the Assignee had targeted as strategic, industry prospects. Subject to executing a signed confidentiality agreement, over 40 interested parties received detailed information regarding assets of the Company and certain affiliates. Some 15 prospective purchasers sent representatives to the Gilroy assembly plant for further evaluation of the assets.

We are pleased to report that a number of offers were received by the Assignee. The Assignee is currently evaluating the offers to determine which bid or combination of bids provides the best value for creditors. We anticipate that within the next few weeks, the name of the successful buyer will be announced.

A further report on the status of the Assignee's liquidation of assets will follow in approximately 60 days. Should anything of significance occur in the interim, you will be notified promptly.

Very truly yours,  
ADJUSTMENT BUREAU

By:

A handwritten signature in black ink, appearing to read 'MJONCICH', is written over the typed name and title.

Michael L. Joncich  
Estates Manager  
Direct Dial: (818) 972-5315  
Email: [mjoncich@creditservices.org](mailto:mjoncich@creditservices.org)

*Affiliated with the National Association of Credit Management (NACM California)*

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