

**NON-INVESTOR
PROOF OF CLAIM FORM
SEC V. Benny L. Judah and
Excel Lease Fund, Inc.**

On April 21, 2009, the United States Securities and Exchange Commission (the ASEC@) filed a lawsuit in federal court in Lubbock, Texas against Benny L. Judah and Excel Lease Fund, Inc. (the ADefendants@).

INSTRUCTIONS:

If you are a non-investor creditor of any of the above listed Defendants, it is necessary for you to file a claim with the Receiver. Accordingly, please complete all sections of this form and provide copies of all supporting documents such as purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements and evidence of perfection of lien. The information provided should be complete and accurate.

If you invested funds with any of the Defendants, please use the Investor Claim Form located on the Receiver's website at www.mhbgreceiver.com.

Once completed, please return this form and related materials to the Receiver's office addressed as follows:

SEC v. Benny L. Judah, et al Claims Department
Law Offices of Fernando M. Bustos, P.C.
P.O. Box 1980
Lubbock, Texas 79408-1980

IMPORTANT NOTE: IF YOU DO NOT FILE THIS FORM AND THE SUPPORTING DOCUMENTS BY APRIL 24, 2010, THE RECEIVER MAY NOT CONSIDER YOUR CLAIM IN DETERMINING HOW THE ASSETS OF THE RECEIVER ESTATE, IF ANY, ARE TO BE DISTRIBUTED.

If your address changes after you submit this form, promptly advise the Receiver's office of your new address.

CLAIM INFORMATION

1. Claimant Information: _____
Name or Company Name: _____
Contact Person: _____
Tax ID or SSN: _____
Full Postal Address: _____
Email: _____
Phone Number: (Home) _____

(Work) _____

2. The undersigned Claimant holds a claim in the amount of \$_____ against the following Defendant(s) (if you hold claims against more than one of the following, please identify the amounts owed by each on a separate piece of paper) for monies you claim to be owed to you:

- Benny L. Judah
- Excel Lease Fund, Inc.

3. The basis for this claim is as follows (check all that apply and provide ANY explanation on a separate piece of paper):

- Services performed
- Money loaned
- Goods sold
- Severance
- Wages and compensation
- Other
- Taxes

4. Date(s) on which Claim arose:

In making this claim, Claimant hereby affirms, under *penalty of perjury:

- a. That the amounts claimed herein are true and correct;
- b. The claim amount set forth above is the net amount owed after crediting all offsets, credits and payments received by the undersigned.

THIS _____ DAY OF _____, 2010.

Signature: _____
Print Name: _____
Title (if Corporation) _____

*Penalty for representing fraudulent claim or providing false information: fine of up to \$50,000 or imprisonment for up to 5 years, or both. 15 U.S.C. ' 152.