

Legislative #
170354B



MEMORANDUM

Office of the City Attorney

Phone: 334-5011/Fax 334-2229

Box 46

TO: Mayor and City Commissioners
Members of the Utility Advisory Board

DATE: August 30, 2017

FROM: Nicolle Shalley, City Attorney *NS*

SUBJECT: Due Diligence Search regarding litigation, uniform commercial code and corporate status filings

Litigation

On August 30, 2017, this Office performed searches of litigation filed between January 1, 2009 through August 29, 2017 under the name of Gainesville Renewable Energy Center, LLC and GREC, LLC in the following courts: The Supreme Court of Florida, First District Court of Appeals, U.S. Northern District, and the Eighth Judicial Circuit. Note: Bankruptcy records are not included in this search because there is no central repository for such records.

The results of these searches are attached as Exhibit "A." The searches found no open litigation.

Uniform Commercial Code

On August 30, 2017, this Office performed a search through the Florida Secured Transaction Registry for records filed in the name of Gainesville Renewable Energy Center, LLC through August 25, 2017.

The results of this search are attached as Exhibit "B." The search found four filings: a UCC-1 Financing Statement filed July 5, 2011 between Gainesville Renewable Energy Center, LLC (as Debtor) and Union Bank, N.A. (as Secured Party) and three related UCC-3 Financing Statement Amendments filed March 23, 2016; March 24, 2016 and April 20, 2016.

Corporate Status

On August 30, 2017, this Office performed a search through the Florida Department of State, Division of Corporations for records filed in the name of Gainesville Renewable Energy Center, LLC to confirm active corporate status in the State of Florida.

The results of this search are attached as Exhibit "C." The search found that Gainesville Renewable Energy Center, LLC, is a Foreign Limited Liability Company, registered to do business in the State of Florida and is current on its annual report filings.

J.K. "Jess" Irby

Clerk of Circuit Court



General Index Search

[« LINDAS Menu](#)

- Search

General Index Search Criteria

1 : No records found for these search criteria.

Search

Clear Form

Search Options

☒ All ☒ Civil ☒ Juvenile ☒ Criminal ☒ Civil Traffic

Search Criteria

Last Name First Name Company Name DOB MM/DD/YYYYRace / Sex / Party Type SSN Case Number 01----
Example Format:
01-2017-XX-000001-ACase Type Agency File Date Range - Case Status Status Date Range - Citation Number

(Civil citations received after 3/1/2006; all criminal citations)

Search

Clear Form

In order to comply with our statutory obligation to provide prompt access to public records, the Alachua County Clerk of Court's Office provides Internet access to public information about Alachua County court cases. The Clerk's internet site allows the public to access court information 24 hours a day, 7 days a week.

NOTE: A person's name may appear in the court case index even if their case was dropped or dismissed.

To determine how a **criminal** case was resolved, first open the case by clicking on the case number, then click on the "Charges" tab at the top of the screen. The information under "Charges" will include the disposition of each charge and the reason for that disposition. For additional information, click on the "Dockets" tab to review the progress docket tracking each court event and document filing in the case.

Username: cogcgw

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[Public Records Online](#)



J.K. "Jess" Irby

Clerk of Circuit Court



General Index Search

[« Search Form](#) [« FINDAS Menu](#)

- Results


Search Results

Search Criteria:

Company Name: GAINESVILLE RENEWABLE ENERGY CENTER LLC

File Date: 01/01/2009 - 08/29/2017

3 records found

<u>Party</u> 	<u>Affl Party Type</u>	<u>D.O.B.</u>	<u>Case Status</u>	<u>Case Number</u>
GAINESVILLE RENEWABLE ENERGY CENTER LLC	INTERVENOR		CLOSED	<u>01 2012 CA 001346</u>
GAINESVILLE RENEWABLE ENERGY CENTER LLC	COUNTER PLAINTIFF		99 CLOSED	<u>01 2015 CA 001218</u>
GAINESVILLE RENEWABLE ENERGY CENTER LLC	DEFENDANT		99 CLOSED	<u>01 2015 CA 001218</u>

Notes Regarding Search Results:

The case search report you have generated does not include cases that are not authorized for public disclosure pursuant to Florida Supreme Court Administrative Order AOSC15-18, Eighth Judicial Circuit Administration or the Clerk's Office policy.

A person listed may be a party to a case without being the defendant. They could be the State Attorney, Statewide Prosecutor, Co-counsel, Surety Agent, Victim Counsel, or other party type.

Username: **cogcgw**

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J.K. "Jess" Irby

Clerk of Circuit Court



General Index Search

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- [Bond](#)
- [Summons](#)
- [Ticklers](#)
- [Disposition](#)
- [Costs](#)

Case Summary

01 2012 CA 001346 - CIRCUIT CIVIL - DIV J (JUDGE KEIM)
GAINESVILLE CITIZENS CARE INC -VS- CITY OF GAINESVILLE

PLAINTIFF
GAINESVILLE CITIZENS CARE INC

DEFENDANT
CITY OF GAINESVILLE

Attorney
Full Name LAHART, MARCY I
Address

Attorney
Full Name MCDERMOTT, TIMOTHY J.
Address

4804 SW 45TH ST

City/State/Zip GAINESVILLE, FL 32608
Phone

ATTORNEY AT LAW
50 N LAURA ST STE 3100

City/State/Zip JACKSONVILLE, FL 32202
Phone

Action
DECLARATORY JUDGMENT

Additional Fields

Case Attributes

Number 01 2012 CA 001346
Status CLOSED
Filed 04/04/2012
Incomplete No

Agency Code	Agency Description	Agency # Type	Agency #
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Username: **cogcgw**[Log Out](#)[User Profile](#)[Clerk's Home Page](#)[Public Records Online](#)

J.K. "Jess" Irby

Clerk of Circuit Court



General Index Search

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Case Summary

01 2015 CA 001218 - CIRCUIT CIVIL - DIV. K (JUDGE BRASINGTON)
WOOD RESOURCE RECOVERY LLC -VS- GAINESVILLE RENEWABLE ENERGY CENTER LLC

PLAINTIFF

WOOD RESOURCE RECOVERY LLC

Attorneys

Full Name BOYES ESQ, PATRICE

DEFENDANT

GAINESVILLE RENEWABLE ENERGY
CENTER LLC

Attorneys

Full Name PISCITELLI ESQ., MIKE

Address ATTORNEY AT LAW
5700 SW 34 ST SUITE 1120
City/State/Zip GAINESVILLE, FL 32608
Phone

Full Name ALAO ESQ, MICHAEL A
ATTORNEY AT LAW
Address 119 SOUTH MONROE ST
SUITE 300
City/State/Zip TALLAHASSEE, FL 32301
Phone

Full Name SAFRIET ESQ, D KENT
Address 119 S MONROE ST STE 300
City/State/Zip TALLAHASSEE, FL 32301
Phone

Action
CONTRACT AND INDEBTEDNESS

Additional Fields

Case Attributes

Number 01 2015 CA 001218
Status 99 CLOSED
Filed 04/01/2015
Incomplete No

Agency Code	Agency Description	Agency # Type	Agency #
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Username: **cogcgw**

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Address 300 SW 1 AVE STE 150
City/State/Zip FT LAUDERDALE, FL 33301
Phone

Full Name VEZINA III ESQ, W. ROBERT
Address 413 E PARK AVE
City/State/Zip TALLAHASSEE, FL 32301
Phone

[Query](#) [Reports](#) [Utilities](#) [Help](#) [Log Out](#)

No information was found that matched the search criteria entered.

PACER Service Center			
Transaction Receipt			
08/30/2017 10:24:51			
PACER Login:	crystalwhite	Client Code:	Nicolle
Description:	Search	Search Criteria:	Filed From: 1/1/2009 Filed To: 8/29/2017 Last Name: Gainesville Renewable Energy Center, LLC
Billable Pages:	1	Cost:	0.10

[Query](#) [Reports](#) [Utilities](#) [Help](#) [Log Out](#)

No information was found that matched the search criteria entered.

PACER Service Center			
Transaction Receipt			
08/30/2017 10:42:22			
PACER Login:	crystalwhite	Client Code:	Nicolle
Description:	Search	Search Criteria:	Filed From: 1/1/2009 Filed To: 8/29/2017 Last Name: GREC, LLC
Billable Pages:	1	Cost:	0.10

Florida State Courts

Courts

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New Query

Help

*Florida First District Court of Appeal Docket*

Party Search Results
Last name contains **"GREC, LLC"**

Printer Friendly View

Last Name	First Name	Middle Name	Bar or Prisoner Number	Current Address	Phone	No. of Cases
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Printer Friendly View

No parties were found that meet your search criteria. Click [here](#) to submit a new query.

Florida State Courts

Courts

Options

New Query

Help



Florida First District Court of Appeal Docket

Party Search Results

Last name contains "Gainesville Renewable Energy Center, LLC"

Print Friendly View

Last Name	First Name	Middle Name	Bar or Prisoner Number	Current Address	Phone	No. of Cases
Gainesville Renewable Energy Center, LLC				Not Entered		1

Print Friendly View

Florida State Courts

[Courts](#)[Opinions](#)[New Query](#)[Help](#)

Florida First District Court of Appeal Docket

Cases for Party Gainesville Renewable Energy Center, LLC

[Print Friendly View](#)

Case No.	Filed	Case Style	County	Lower Tribunal Case	Disposed
16-3271	07/20/2016	Gainesville Renewable v. Wood Resource Recovery,	Alachua	2015-CA-001218. more	01/10/2017
Total Cases 1					

[Print Friendly View](#)

First District Court of Appeal Case Docket**Case Number: 1D16-3271****Final Civil Other Notice from Alachua County****Gainesville Renewable Energy Center, LLC vs. Wood Resource Recovery, LLC,
a Florida etc.****Lower Tribunal Case(s): 2015-CA-001218, 2015-CA-001218**[Right-click to copy shortcut directly to this page.](#)

08/30/2017 11:30

Date Docketed	Description	Date Due	Filed By	Notes
07/20/2016	order appealed			
07/20/2016	Notice of Appeal Filed		Mike Piscitelli 0364967	
07/20/2016	Notice of Appeal / Acknowledgement letter			
07/25/2016	Notice of Cross Appeal		Patrice Boyes 892520	Wood Resource Recovery, LLC *Paid 1019148*
07/26/2016	Docketing Statement			AA Mike Piscitelli 0364967
07/27/2016	20-Day Pay Fee (\$300)-111a			The appellant/petitioner has failed to tender the required \$300.00 filing fee per Section 35.22(2)(a), Florida Statutes (2013), and Florida Rule of Appellate Procedure 9.110(b). It is ordered that appellant/petitioner forward to the clerk of this Court within 20 days a cashier's check or money order in the amount of \$300.00 to cover the filing fee. Failure to comply with this order will result in the dismissal of this cause without further opportunity to be heard. Florida Rule of Appellate Procedure 9.410.
07/28/2016	Case Filing Fee			
08/02/2016	20-Day Pay Fee Cross-Appellant (\$295)			Having filed a notice of cross appeal in the current case, the appellee/cross-appellant has failed to tender the required \$295.00 filing fee per Section 35.22(2)(b), Florida Statutes (2013). It

Date Docketed	Description	Date Due	Filed By	Notes
				is ordered that appellee/cross-appellant forward to the clerk of this Court within 20 days a single check, cashier's check or money order in the amount of \$295.00 to cover the filing fee. Failure to comply with this order will result in the dismissal of the cross appeal without further opportunity to be heard. Florida Rule of Appellate Procedure 9.410.
08/08/2016	Cross Notice			
09/21/2016	Mot. for Extension of time to file Initial Brief		Mike Piscitelli 0364967	
09/23/2016	Grant Initial Brief Extension-1A	10/27/2016		Appellant's motion filed September 21, 2016, for extension of time for service of the initial brief is granted. Appellant's brief shall be served on or before October 27, 2016.
10/25/2016	Initial Brief on Merits		Mike Piscitelli 0364967	
10/25/2016	Appendix		Mike Piscitelli 0364967	to initial brf
11/04/2016	Mot. for Extension of time to file Answer Brief		Patrice Boyes 892520	
11/09/2016	Grant Ans Brf Ext/No Fur EOT unless Extraord-3B	01/20/2017		Appellee's motion for extension of time filed November 4, 2016, is granted. The answer/cross-initial brief shall be filed on or before January 20, 2017. No further extensions of time shall be granted on this brief absent a showing of extraordinary circumstances.
11/09/2016	Received Records			4676 pages scanned ftp
11/09/2016	Transcript Received			1919 pages scanned ftp
01/05/2017	Motion For Voluntary Dismissal		D. Kent Safriet 174939	w/ prejudice of Cross-appeal
01/05/2017	Motion For Voluntary Dismissal		Mike Piscitelli 0364967	w/prejudice
01/10/2017	Voluntary Dismissal- Rule 9.350(b)-86A			Appeal and cross appeal dismissed pursuant to Florida Rule of Appellate Procedure 9.350(b).
01/10/2017	Dismissed - Order by Clerk			
01/10/2017	Returned Records			np
01/10/2017	Case Permanent			



Florida Supreme Court Docket

Party Search Results

Last name contains "Gainesville Renewable Energy Center, LLC"

Table Header Row

Last Name	First Name	Middle Name	Bar or Prisoner Number	Current Address	Phone	Count
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Page Empty Query

No parties were found that meet your search criteria. Click [here](#) to submit a new query.



Florida Supreme Court Docket

Party Search Results
Last name contains "GREC, LLC"

Print Results

Last Name	First Name	Middle Name	Bar or Prisoner Number	Current Address	Phone	Court
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Print Results

No parties were found that meet your search criteria. Click [here](#) to submit a new query.



FLORIDA SECURED TRANSACTION REGISTRY



FLORIDA BAR ASSOCIATION

Search Results Detail

Detail Record For: 201104892543

[PREVIOUS](#)[BACK TO RESULTS](#)[NEXT](#)

Status	Date Filed	Expires	Filings Completed Thru	Summary For Filing
FILED	07/05/2011	TRANS UTIL	08/25/2017	201104892543

Filing Events

Events Filed: 3

[View Filing History](#)

Secured Parties

Current Secured Parties: 1

Name & Address

MUFG UNION BANK, N.A. AS COLLATERAL AGENT
350 CALIFORNIA STREET 11TH FLOOR ATTN: CORPORATE TRUST DEPARTMENT SAN FRANCISCO CA 94104

Debtor Parties

Current Debtor Parties: 1

Name & Address

GAINESVILLE RENEWABLE ENERGY CENTER, LLC
20 PARK PLAZA, SUITE 320 BOSTON MA 02116

Document Images

Pages in all forms/attachments: 7

Document Number	Type	Filing Date	Pages
201104892543	UCC1	07/05/2011	4

**STATE OF FLORIDA UNIFORM COMMERCIAL CODE
FINANCING STATEMENT FORM**

FLORIDA SECURED TRANSACTION REGISTRY

FILED

2011 Jul 05 08:00 AM

***** 201104892543 *****

A. NAME & DAYTIME PHONE NUMBER OF CONTACT PERSON James A. Park III (407) 244-5165	
B. SEND ACKNOWLEDGEMENT TO:	
Name	James A. Park III
Address	Holland & Knight LLP
Address	200 S. Orange Ave., Suite 2600
City/State/Zip	Orlando, FL 32801

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S EXACT FULL LEGAL NAME - INSERT ONLY ONE DEBTOR NAME (1a OR 1b) - Do Not Abbreviate or Combine Names

1a. ORGANIZATION'S NAME Gainesville Renewable Energy Center, LLC				
1b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX
1c. MAILING ADDRESS 75 Arlington Street, 5 th Floor, Attn: James Gordon		CITY Boston	STATE MA	POSTAL CODE 02116
1d. TAX ID#	REQUIRED ADD'L INFO RE: ORGANIZATION DEBTOR	1e. TYPE OF ORGANIZATION LLC	1f. JURISDICTION OF ORGANIZATION Delaware	1g. ORGANIZATIONAL ID# 4969461 <input type="checkbox"/> NONE

2. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - INSERT ONLY ONE DEBTOR NAME (2a OR 2b) - Do Not Abbreviate or Combine Names

2a. ORGANIZATION'S NAME				
2b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX
2c. MAILING ADDRESS		CITY	STATE	POSTAL CODE COUNTRY
2d. TAX ID#	REQUIRED ADD'L INFO RE: ORGANIZATION DEBTOR	2e. TYPE OF ORGANIZATION	2f. JURISDICTION OF ORGANIZATION	2g. ORGANIZATIONAL ID# <input type="checkbox"/> NONE

3. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - INSERT ONLY ONE SECURED PARTY NAME (3a OR 3b)

3a. ORGANIZATION'S NAME Union Bank, N.A.				
3b. INDIVIDUAL'S LAST NAME		FIRST NAME	MIDDLE NAME	SUFFIX
3c. MAILING ADDRESS 1251 Avenue of the Americas, 19 th Floor, Attn: Hugo Gindraux		CITY New York	STATE NY	POSTAL CODE 10020 COUNTRY USA

4. This FINANCING STATEMENT covers the following collateral:

All property and equipment now owned or hereafter acquired by Debtor which, to the fullest extent permitted by applicable law in effect from time to time, shall be deemed to be fixtures used in connection with Debtor's construction and operation of a biomass-fired power production facility on the lands in Alachua County, Florida described on attached Exhibit A.

5. ALTERNATE DESIGNATION (if applicable)	<input type="checkbox"/> LESSEE/LESSOR	<input type="checkbox"/> CONSIGNEE/CONSIGNOR	<input type="checkbox"/> BAILEE/BAILOR
	<input type="checkbox"/> AG. LIEN	<input type="checkbox"/> NON-UCC FILING	<input type="checkbox"/> SELLER/BUYER

6. Florida DOCUMENTARY STAMP TAX - YOU ARE REQUIRED TO CHECK EXACTLY ONE BOX

<input checked="" type="checkbox"/> All documentary stamps due and payable or to become due and payable pursuant to s. 201.22 F.S., have been paid.
<input type="checkbox"/> Florida Documentary Stamp Tax is not required.

7. OPTIONAL FILER REFERENCE DATA*State of Florida*

**STATE OF FLORIDA UNIFORM COMMERCIAL CODE
FINANCING STATEMENT FORM - ADDENDUM**

**8. NAME OF FIRST DEBTOR (1a OR 1b) ON RELATED FINANCING
STATEMENT**

8a. ORGANIZATION'S NAME

Gainesville Renewable Energy Center, LLC

8b. INDIVIDUAL'S LAST
NAME

FIRST NAME

MIDDLE
NAME

SUFFIX

9. MISCELLANEOUS:

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

10. ADDITIONAL DEBTOR'S EXACT FULL LEGAL NAME - INSERT ONLY ONE DEBTOR NAME (10a OR 10b) - Do Not Abbreviate or Combine Names

10a. ORGANIZATION'S NAME

10b. INDIVIDUAL'S NAME

FIRST NAME

MIDDLE NAME

SUFFIX

10c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

10d. TAX ID#

REQUIRED ADD'L INFO
RE: ORGANIZATION DEBTOR

10e. TYPE OF
ORGANIZATION

10f. JURISDICTION OF
ORGANIZATION

10g. ORGANIZATIONAL ID#

☐ NONE

11. SECURED PARTY'S NAME (or NAME of TOTAL ASSIGNEE of ASSIGNOR S/P) - INSERT ONLY ONE SECURED PARTY NAME (11a OR 11b)

11a. ORGANIZATION'S NAME

11b. INDIVIDUAL'S LAST NAME

FIRST NAME

MIDDLE NAME

SUFFIX

11c. MAILING ADDRESS

CITY

STATE

POSTAL CODE

COUNTRY

12. This FINANCING STATEMENT covers ☐ timber to be cut
or ☐ as-extracted collateral, or is filed as a ☒ fixture filing.

13. Description of real estate:

Lands in Alachua County, Florida described
on Attached Exhibit A

14. Name and address of a RECORD OWNER of above-
described real estate (if Debtor does not have a record
interest):

15. Additional collateral description:

16. Check only if applicable and check only one box.

Debtor is a ☐ Trust or ☐ Trustee acting with respect to property held in trust or ☐ Decedent's
Estate

17. Check only if applicable and check only one box.

☒ Debtor is a TRANSMITTING UTILITY

☐ Filed in connection with a Manufactured-Home Transaction - effective 30 years

☐ Filed in connection with a Public-Finance Transaction - Effective 30 years

EXHIBIT "A"

LEGAL DESCRIPTION

LEGAL DESCRIPTION - "PREMISES"

A PARCEL OF LAND IN SECTION 27, TOWNSHIP 8 SOUTH, RANGE 19 EAST, CITY OF GAINESVILLE, ALACHUA COUNTY, FLORIDA, LYING NORTH AND EAST OF THE CSX RAILROAD RIGHT-OF-WAY, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SECTION 27, TOWNSHIP 8 SOUTH, RANGE 19 EAST, CITY OF GAINESVILLE, ALACHUA COUNTY, FLORIDA; THENCE S 01°42'15" E, ALONG THE WEST LINE OF SAID SECTION 27, A DISTANCE OF 50.00 FEET TO A CONCRETE MONUMENT STAMPED "GFY LB 021" MARKING THE INTERSECTION WITH THE SOUTHERLY MAINTAINED RIGHT-OF-WAY LINE OF NW 128TH LANE; THENCE RUN N 88°04'12" E, ALONG SAID SOUTHERLY MAINTAINED RIGHT-OF-WAY LINE, A DISTANCE OF 1799.45 FEET TO A REBAR & CAP STAMPED "LB 6816" FOR A POINT OF BEGINNING; THENCE CONTINUE N 88°04'12" E, ALONG SAID SOUTHERLY MAINTAINED RIGHT-OF-WAY LINE, A DISTANCE OF 2570.49 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 01°21'26" E, A DISTANCE OF 469.34 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 43°38'34" W, A DISTANCE OF 109.95 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 01°21'26" E, A DISTANCE OF 657.92 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 46°21'26" E, A DISTANCE OF 109.95 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 01°21'26" E, A DISTANCE OF 194.37 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 88°38'34" W, A DISTANCE OF 1532.22 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 01°21'26" E, A DISTANCE OF 946.22 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 02°38'34" W, A DISTANCE OF 613.09 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 15°38'34" W, A DISTANCE OF 221.07 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 00°21'26" E, A DISTANCE OF 815.82 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 87°48'31" W, A DISTANCE OF 120.06 FEET TO A REBAR & CAP STAMPED "LB 6816" LYING 100.0 FEET NORTHEASTERLY, AS MEASURED PERPENDICULAR, FROM THE NORTHEASTERLY RIGHT-OF-WAY LINE OF THE CSX RAILROAD RIGHT-OF-WAY; THENCE N 39°18'09" W, PARALLEL WITH SAID NORTHEASTERLY RAILROAD RIGHT-OF-WAY LINE AND 100.0 FEET NORTHEASTERLY THEREFROM, A DISTANCE OF 796.96 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE N 50°41'51" E, A DISTANCE OF 444.00 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE N 39°18'09" W, A DISTANCE OF 300.00 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 50°41'51" W, A DISTANCE OF 444.00 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE N 39°18'09" W, PARALLEL WITH SAID NORTHEASTERLY RAILROAD RIGHT-OF-WAY LINE AND 100.0 FEET NORTHEASTERLY THEREFROM, A DISTANCE OF 163.09 FEET TO A CONCRETE MONUMENT STAMPED "PRM LB 2389"; THENCE N 01°46'38" W, A DISTANCE OF 1124.16 FEET TO A CONCRETE MONUMENT STAMPED "PERRY C. McGRIF RLS 509"; THENCE N 01°45'24" W, A DISTANCE OF 1801.64 FEET TO A CONCRETE MONUMENT STAMPED "ALACHUA CO. PLS 6185"; THENCE N 01°45'52" W, A DISTANCE OF 118.71 FEET TO THE POINT OF BEGINNING.

CONTAINING 130.78 ACRES, MORE OR LESS.

LEGAL DESCRIPTION - "INGRESS/EGRESS EASEMENT"

A PARCEL OF LAND IN SECTION 27, TOWNSHIP 8 SOUTH, RANGE 19 EAST, CITY OF GAINESVILLE, ALACHUA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SECTION 27, TOWNSHIP 8 SOUTH, RANGE 19 EAST, CITY OF GAINESVILLE, ALACHUA COUNTY, FLORIDA; THENCE S 01°42'15" E, ALONG THE WEST LINE OF SAID SECTION 27, A DISTANCE OF 50.00 FEET TO A CONCRETE MONUMENT STAMPED "GFY LB 021" MARKING THE INTERSECTION WITH THE SOUTHERLY MAINTAINED RIGHT-OF-WAY LINE OF

NW 128TH LANE; THENCE RUN N 88°04'12" E, ALONG SAID SOUTHERLY MAINTAINED RIGHT-OF-WAY LINE, A DISTANCE OF 1799.45 FEET TO A REBAR AND CAP STAMPED "LB 6816"; THENCE S 01°45'52" E, A DISTANCE OF 118.71 FEET TO A CONCRETE MONUMENT STAMPED "ALACHUA CO. PLS 6185"; THENCE S 01°45'24" E, A DISTANCE OF 1801.64 FEET TO A CONCRETE MONUMENT STAMPED "PERRY C. McGRIFF RLS 509"; THENCE S 01°46'38" E, A DISTANCE OF 1124.16 FEET TO A CONCRETE MONUMENT STAMPED "PRM LB 2389"; THENCE S 01°45'52" E, A DISTANCE OF 164.12 FEET TO A CONCRETE MONUMENT STAMPED "PERRY C. McGRIFF RLS 509" MARKING THE INTERSECTION WITH THE NORTHEASTERLY RIGHT-OF-WAY LINE OF A 120.0 FOOT WIDE CSX RAILROAD RIGHT-OF-WAY; THENCE S 39°18'09" E ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 1231.65 FEET TO A REBAR & CAP STAMPED "LB 2389" AND THE POINT OF BEGINNING; THENCE CONTINUE S 39°18'09" E ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 120.00 FEET TO A REBAR & CAP STAMPED "LB 2389" ON THE ARC OF A CURVE CONCAVE NORTHWESTERLY AND HAVING A RADIUS OF 157.21 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 51°03'17", AN ARC DISTANCE OF 140.08 FEET TO A REBAR & CAP STAMPED "LB 2389" AT THE END OF SAID CURVE, SAID ARC BEING SUBTENDED BY A CHORD HAVING A BEARING AND DISTANCE OF N 25°10'12" E, 135.50 FEET; THENCE N 00°21'26" W, A DISTANCE OF 116.89 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 87°48'31" W, A DISTANCE OF 120.06 FEET TO A REBAR & CAP STAMPED "LB 6816"; THENCE S 00°21'26" E, A DISTANCE OF 113.04 FEET TO A REBAR & CAP STAMPED "LB 2389" AT THE BEGINNING OF A CURVE CONCAVE NORTHWESTERLY AND HAVING A RADIUS OF 37.21 FEET; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 51°03'17", AN ARC DISTANCE OF 33.16 FEET TO THE END OF SAID CURVE AND THE POINT OF BEGINNING; SAID ARC BEING SUBTENDED BY A CHORD HAVING A BEARING AND DISTANCE OF S 25°10'12" W, 32.07 FEET.

CONTAINING 24,190 SQUARE FEET (0.555 OF AN ACRE) MORE OR LESS.



FLORIDA SECURED TRANSACTION REGISTRY



Filing History

Filing History/Filing Events For: 201104892543

[BACK TO DETAILS](#)

Filing History		DOCUMENT NUMBER	TYPE	DATE	PAGES	ACTIONS
201607379668			UCC3	04/20/2016	1	1
1) Change a secured		Old secured is: MUFG UNION BANK, N.A. 350 CALIFORNIA STREET 11TH FLOOR ATTN: CORPORATE TRUST DEPARTMENT SAN FRANCISCO CA 94104 New secured is: MUFG UNION BANK, N.A. AS COLLATERAL AGENT 350 CALIFORNIA STREET 11TH FLOOR ATTN: CORPORATE TRUST DEPARTMENT SAN FRANCISCO CA 94104				
201607042922			UCC3	03/24/2016	1	1
1) Change a debtor		Old debtor is: GAINESVILLE RENEWABLE ENERGY CENTER, LLC 75 ARLINGTON STREET, 5TH FLOOR ATTN: JAMES GORDON BOSTON MA 02116 New debtor is: GAINESVILLE RENEWABLE ENERGY CENTER, LLC 20 PARK PLAZA, SUITE 320 BOSTON MA 02116				
201606934277			UCC3	03/23/2016	1	1
1) Change a secured		Old secured is: UNION BANK, N.A. 1251 AVENUE OF THE AMERICAS, 19TH FLOOR ATTN: HUGO GINDRAUX NEW YORK NY 10020 New secured is: MUFG UNION BANK, N.A. 350 CALIFORNIA STREET 11TH FLOOR ATTN: CORPORATE TRUST DEPARTMENT SAN FRANCISCO CA 94104				

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional)
B. E-MAIL CONTACT AT FILER (optional)
C. SEND ACKNOWLEDGMENT TO: (Name and Address)
<div>NATIONAL CORPORATE RESEARCH, LTD. 10 East 40th Street, 10th Floor New York, NY 10016</div>

FLORIDA SECURED TRANSACTION REGISTRY

FILED

2016 Mar 23 04:13 PM

***** 201606934277 *****

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE NUMBER
201104892543 Filed: 07/05/2011

1b. ☐ This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS. ☒ **FILED** Amendment Addendum (Form UCC3Ad) and provide Debtor's name in item 13.

2. ☐ **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to the security interest(s) of Secured Party authorizing this Termination Statement.
3. ☐ **ASSIGNMENT** (full or partial): Provide name of Assignee in item 7a or 7b, and address of Assignee in item 7c and name of Assignor in item 9. For partial assignment, complete items 7 and 9 and also indicate affected collateral in item 8.
4. ☐ **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to the security interest(s) of Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

5. ☒ **PARTY INFORMATION CHANGE:**

Check one of these two boxes:

This Change affects ☐ Debtor or ☒ Secured Party of record

AND Check one of these three boxes to

CHANGE name and/or address: Complete item 6a or 6b; and item 7a or 7b and item 7c

☐ ADD name: Complete item 7a or 7b, and item 7c

☐ DELETE name: Give record name to be deleted in item 6a or 6b

6. **CURRENT RECORD INFORMATION:** Complete for Party Information Change - provide only one name (6a or 6b)

6a. ORGANIZATION'S NAME

Union Bank, N.A.

OR 6b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

7. **CHANGED OR ADDED INFORMATION:** Complete for Assignment or Party Information Change - provide only one name (7a or 7b) (use exact full name, do not omit, modify, or abbreviate any part of the Debtor's name)

7a. ORGANIZATION'S NAME

MUFG Union Bank, N.A.

OR 7b. INDIVIDUAL'S SURNAME

INDIVIDUAL'S FIRST PERSONAL NAME

INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

7c. MAILING ADDRESS

350 California Street, 11th Floor; Attn: Corporate Trust Department

CITY

San Francisco

STATE

CA

POSTAL CODE

94104

COUNTRY

USA

8. ☐ **COLLATERAL CHANGE:** Also check one of these four boxes: ☐ ADD collateral ☐ DELETE collateral ☐ RESTATE covered collateral ☐ ASSIGN collateral
- Indicate collateral:

9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT:** Provide only one name (9a or 9b) (name of Assignor, if this is an Assignment). If this is an Amendment authorized by a DEBTOR, check here ☐ and provide name of authorizing Debtor

9a. ORGANIZATION'S NAME

MUFG Union Bank, N.A.

OR 9b. INDIVIDUAL'S SURNAME

FIRST PERSONAL NAME

ADDITIONAL NAME(S)/INITIAL(S)

SUFFIX

10. **OPTIONAL FILER REFERENCE DATA:**

File with FL SOS; Debtor: Gainesville Renewable Energy Center, LLC

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS

FLORIDA SECURED TRANSACTION REGISTRY

FILED

2016 Mar 24 04:05 PM

***** 201607042922 *****

A. NAME & PHONE OF CONTACT AT FILER (optional)
B. E-MAIL CONTACT AT FILER (optional)
C. SEND ACKNOWLEDGMENT TO: (Name and Address) NATIONAL CORPORATE RESEARCH, LTD. 10 East 40th Street, 10th Floor New York, NY 10016

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE NUMBER
201104892543 Filed: 07/05/20111b. ☐ This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS. Filer, attach Amendment Addendum (Form UCC3Ad) and provide Debtor's name in item 13.2. ☐ **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to the security interest(s) of Secured Party authorizing this Termination Statement.3. ☐ **ASSIGNMENT** (full or partial): Provide name of Assignee in item 7a or 7b, and address of Assignee in item 7c and name of Assignor in item 9. For partial assignment, complete items 7 and 9 and also indicate affected collateral in item 8.4. ☐ **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to the security interest(s) of Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.5. ☒ **PARTY INFORMATION CHANGE:**

Check one of these two boxes:

This Change affects ☒ Debtor or ☐ Secured Party of record

AND Check one of these three boxes to:

☒ CHANGE name and/or address: Complete item 6a or 6b; and item 7a or 7b and item 7c ☐ ADD name: Complete item 7a or 7b, and item 7c ☐ DELETE name: Give record name to be deleted in item 6a or 6b.6. **CURRENT RECORD INFORMATION:** Complete for Party Information Change - provide only one name (6a or 6b)

6a. ORGANIZATION'S NAME Gainesville Renewable Energy Center, LLC			
OR	6b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S) SUFFIX

7. **CHANGED OR ADDED INFORMATION:** Complete for Assignment or Party Information Change - provide only one name (7a or 7b) (see exact, full name, do not omit, modify, or abbreviate any part of the Debtor's name)

7a. ORGANIZATION'S NAME Gainesville Renewable Energy Center, LLC			
OR	7b. INDIVIDUAL'S SURNAME		
	INDIVIDUAL'S FIRST PERSONAL NAME		
	INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S) SUFFIX		

7c. MAILING ADDRESS 20 Park Plaza, Suite 320	CITY Boston	STATE MA	POSTAL CODE 02116	COUNTRY USA
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8. ☐ **COLLATERAL CHANGE:** Also check one of these four boxes: ☐ ADD collateral ☐ DELETE collateral ☐ RESTATE covered collateral ☐ ASSIGN collateral
Indicate collateral:9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT:** Provide only one name (9a or 9b) (name of Assignor, if this is an Assignment). If this is an Amendment authorized by a DEBTOR, check here ☐ and provide name of authorizing Debtor.

9a. ORGANIZATION'S NAME MUFG Union Bank, N.A.			
OR	9b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S) SUFFIX

10. **OPTIONAL FILER REFERENCE DATA:**

File with FL SOS; Debtor: Gainesville Renewable Energy Center, LLC

International Association of Commercial Administrators (IACA)

FILING OFFICE COPY — UCC FINANCING STATEMENT AMENDMENT (Form UCC3) (Rev. 04/20/11)

MW

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS

FLORIDA SECURED TRANSACTION REGISTRY

FILED

2016 Apr 20 04:10 PM

***** 201607379668 *****

A. NAME & PHONE OF CONTACT AT FILER (optional)
B. E-MAIL CONTACT AT FILER (optional)
C. SEND ACKNOWLEDGMENT TO: (Name and Address)
National Corporate Research, LTD. 10 east 40th Street, 10th Fl New York, NY 10016 - N413470

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE NUMBER
201104892543 Filed: 07/05/20111b. ☐ This FINANCING STATEMENT AMENDMENT is to be filed [for record]
(or recorded) in the REAL ESTATE RECORDS
Filer: attach Amendment Addendum (Form UCC3Ad) and provide Debtor's name in Item 132. ☐ **TERMINATION:** Effectiveness of the Financing Statement identified above is terminated with respect to the security interest(s) of Secured Party authorizing this Termination Statement3. ☐ **ASSIGNMENT** (full or partial): Provide name of Assignee in Item 7a or 7b, and address of Assignee in Item 7c and name of Assignor in Item 9
For partial assignment, complete Items 7 and 9 and also indicate affected collateral in Item 84. ☐ **CONTINUATION:** Effectiveness of the Financing Statement identified above with respect to the security interest(s) of Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law5. ☒ **PARTY INFORMATION CHANGE:**

Check one of these two boxes:

This Change affects ☐ Debtor or ☒ Secured Party of record

AND Check one of these three boxes to:

☒ **CHANGE name and/or address:** Complete Item 6a or 6b; and Item 7a or 7b and Item 7c ☐ **ADD name:** Complete Item 7a or 7b, and Item 7c ☐ **DELETE name:** Give record name to be deleted in Item 6a or 6b6. **CURRENT RECORD INFORMATION:** Complete for Party Information Change - provide only one name (6a or 6b)

6a. ORGANIZATION'S NAME MUFG Union Bank, N.A.			
OR	6b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S) SUFFIX

7. **CHANGED OR ADDED INFORMATION:** Complete for Assignment or Party Information Change - provide only one name (7a or 7b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name)

7a. ORGANIZATION'S NAME MUFG Union Bank, N.A. as Collateral Agent	
OR	7b. INDIVIDUAL'S SURNAME
INDIVIDUAL'S FIRST PERSONAL NAME	
INDIVIDUAL'S ADDITIONAL NAME(S)/INITIAL(S) SUFFIX	

7c. MAILING ADDRESS 350 California Street, 11th Floor; Attn: Corporate Trust Department	CITY San Francisco	STATE CA	POSTAL CODE 94104	COUNTRY USA
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8. ☐ **COLLATERAL CHANGE:** Also check one of these four boxes: ☐ ADD collateral ☐ DELETE collateral ☐ RESTATE covered collateral ☐ ASSIGN collateral
Indicate collateral:9. **NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT:** Provide only one name (9a or 9b) (name of Assignor, if this is an Assignment)
If this is an Amendment authorized by a DEBTOR, check here ☐ and provide name of authorizing Debtor

9a. ORGANIZATION'S NAME MUFG Union Bank, N.A. as Collateral Agent			
OR	9b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S) SUFFIX

10. **OPTIONAL FILER REFERENCE DATA:**

File with FL SOS; Debtor: Gainesville Renewable Energy Center, LLC

FILING OFFICE COPY — UCC FINANCING STATEMENT AMENDMENT (Form UCC3) (Rev. 04/20/11) International Association of Commercial Administrators (IACA)

AW

Florida Department of State

DIVISION OF CORPORATIONS

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Foreign Limited Liability Company

GAINESVILLE RENEWABLE ENERGY CENTER, LLC

Filing Information**Document Number** M08000004667**FEI/EIN Number** 26-3879482**Date Filed** 10/20/2008**State** DE**Status** ACTIVE**Principal Address**20 PARK PLAZA
SUITE 320
BOSTON, MA 02116

Changed: 04/02/2012

Mailing Address20 PARK PLAZA
SUITE 320
BOSTON, MA 02116

Changed: 04/02/2012

Registered Agent Name & AddressC T CORPORATION SYSTEM
1200 SOUTH PINE ISLAND ROAD
PLANTATION, FL 33324**Authorized Person(s) Detail****Name & Address**

Document Number M08000004657

Title MGRM

GREC INTERMEDIATE HOLDINGS, LLC
20 PARK PLAZA, SUITE 320
BOSTON, MA 02116**Annual Reports**

Report Year	Filed Date
2015	05/13/2015

2016 04/20/2016
2017 03/21/2017

Document Images

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04/27/2011 -- ANNUAL REPORT	View image in PDF format
04/09/2010 -- ANNUAL REPORT	View image in PDF format
04/23/2009 -- ANNUAL REPORT	View image in PDF format
10/20/2008 -- Foreign Limited	View image in PDF format

Florida Department of State, Division of Corporations

2017 FOREIGN LIMITED LIABILITY COMPANY ANNUAL REPORT

DOCUMENT# M08000004667

Entity Name: GAINESVILLE RENEWABLE ENERGY CENTER, LLC

Current Principal Place of Business:

20 PARK PLAZA
SUITE 320
BOSTON, MA 02116

Current Mailing Address:

20 PARK PLAZA
SUITE 320
BOSTON, MA 02116

FEI Number: 26-3879482

Certificate of Status Desired: Yes

Name and Address of Current Registered Agent:

C T CORPORATION SYSTEM
1200 SOUTH PINE ISLAND ROAD
PLANTATION, FL 33324 US

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE: _____

Electronic Signature of Registered Agent

Date

Authorized Person(s) Detail :

Title MGRM
Name GREC INTERMEDIATE HOLDINGS,
LLC
Address 20 PARK PLAZA, SUITE 320
City-State-Zip: BOSTON MA 02116

I hereby certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am a managing member or manager of the limited liability company or the receiver or trustee empowered to execute this report as required by Chapter 605, Florida Statutes; and that my name appears above, or on an attachment with all other like empowered.

SIGNATURE: STUART SOHN

CONTROLLER

03/21/2017

Electronic Signature of Signing Authorized Person(s) Detail

Date