

2. The defendants have further agreed to the release of \$579,570.97 to the Receiver from the funds deposited with the Court for the benefit of Hanford; of which \$475,000.00 is to be paid towards the Receiver's costs and £73,152.13 is to reimburse the Receiver for the costs deducted by the FCM's for their costs relating to initiating the Interpleader action. Of the total Hanford deposit of \$683,011.22, the remaining balance of \$103,440.25 will be released for payment of the costs of the defendants' solicitors.

二 被告進一步同意，將存放在法庭的為懲罰 Hanford 的款項，讓出五十七萬九千五百七十元九角七分給接管人；其中四十七萬五千元是付給接管人的訴訟費用，及七萬三千一百五十二英鎊，是對於開始訴訟程序的前期，被 FCM 公司扣除的訴訟費用而給予補償。在關於 Hanford 的六十八萬三千十一元二角二分款項中，餘額十萬三千四百四十元二角五分將撥給被告用來支付律師費用。

3. On April 7, 2009, a total of \$76,303,994.75 was wire transferred to the Receiver's bank account.

三 在二00九年四月七日，一筆總數為七千六百三十萬三千九百九十四元七角五分的款項，被電匯轉入接管人的帳戶。

4. A Consent Order was approved by the High Court of Justice, Queen's Bench Division, Commercial Court, on March 27, 2009, and is attached as Exhibit A. The Receiver has requested the immediate transfer of all funds held by the Court Funds Office.

四 在二00九年三月二十七日，英國高等法院商業法庭已核准一項同意裁定，請參看附件A，接管人已提出要求，將法院所監管的資金立即移轉給接管人。

5. The Consent Order also confirms that The Amended Receivership Order of this Court dated 24 April 2008 is fully recognized by the English Court. Accordingly, the Receiver now has the powers and authority within England and Wales as if it had been appointed a Receiver by the English Court, including the power to collect, get in, and receive debts now due and owing, and collect and receive other assets and property belonging to the Interpleader defendants.

五 同意裁定也確認了二00八年四月二十四日法院修正的託管財產裁定，並獲得英國法院的全部認可。依據此裁定，羅義文有限責任公司已獲得英國法院的任命為接管人，在英格蘭和威爾斯地區被充分授權，包括征收，介入，接受到期和虧欠的債務，並且對於訴訟被告人的資金和產業，有征收和接受的權利。

6. As previously reported, on December 19, 2008, Frederick Grede, as Liquidation Trustee, made an interim distribution to the holders of allowed claims pursuant to the provisions of the confirmed Fourth Amended Plan of Liquidation. The Receiver received a total of \$34,787,915.87 under the initial distribution on December 19, 2008. The Receiver is pleased to report that an additional distribution of \$1,048,742.28 (9 wire transfers) was received on March 9, 2009. The additional distribution represented the pro-rata distribution on amounts abandoned by the Liquidation Trustee as potential avoidable transfers under Section 547 of the Bankruptcy Code pursuant to the terms of an Order entered by the Bankruptcy Court authorizing the settlement of certain § 547 claims. An additional \$9,827,710.00 in potential avoidable transfers has not been abandoned. The Liquidation Trustee has offered to compromise those potential

claims at a discount of 75% deducted from the amount of the claim, which amount would be released and available to receive a pro-rata distribution if the compromise offer is accepted. The Receiver is currently evaluating this proposal.

六 如前所述，Frederick Grede,破產清算受託人，曾經對於確認的第四破產清算修正計劃的條款所核准的索賠債權人，發放暫時性的賠償。接管人於二00八年十二月十九日首次賠償分配中，獲得三千四百七十八萬七千九百一十五元八角七分。接管人在此樂於提出，於二00九年三月九日，收到另外一筆金額為一百零四萬八千七百四十二元二角八分(九筆電匯轉帳)的賠償金。這筆款項的獲得，代表了依據破產法庭裁定的，准予依據破產法第五四七節之規定而達成和解，破產清算受託人放棄了按比例的分配原則而試圖避免償還的潛在性債務。另有一筆金額為九百八十二萬七千七百一十元的試圖避免償還的潛在性債務並未被放棄。破產清算受託人提出妥協建議，按照索賠金額的百分之七十五作為潛在性的償還金額，如果這項妥協建議被採納，實際數目將被公告並按比例的分配原則而發放。接管人目前正在評估這項建議。

7. The Receiver has issued the Notices of Claim to most of the investors. There is a 45 day period from the date the investor is notified of their claim amount to either accept or challenge the Receiver's calculation of the claim amount. All notices are expected to be mailed on or before April 17, 2009. The Receiver will keep the claims verification period open until 45 days from this date. Any disputed claims should be filed with the Receiver no later than June 1, 2009.

七 接管人已經對多數投資人發出索賠通知，每一位投資人，從接到接管人的索賠通知書的當日起，在四十五天之內可以接受，或是對接管人結算出的索賠金額提出反對的意見。所有的索賠通知書預計在於二00九年四月十七日前寄出。接管人將根據此一日期而開放四十五日索賠金額認證期限，所有的反對意見必須在二00九年六月一日以前向接管人提出。

DATED: April 8, 2009
日期 於二00九年四月八日

Respectfully Submitted,

湖岸集團資產暫時收受人
Robb Evens律師團
*Ira Bodenstein*誠懇的提出

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