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Presentment Date: December 10, 2014
Time: 12:00 p.m.

Objections Due: December 5, 2014
Time: 11:30 a.m.

*Attorneys for Irving H. Picard, Trustee
for the Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities LLC
and estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

DEFENDANTS IN ADVERSARY
PROCEEDINGS LISTED ON EXHIBIT 1
ATTACHED HERETO,

Defendants.

Adv. Pro. Nos. listed on Exhibit 1 Attached
Hereto

**NOTICE OF PRESENTMENT OF ORDER CONCERNING FURTHER
PROCEEDINGS ON EXTRATERRITORIALITY MOTION AND
TRUSTEE'S OMNIBUS MOTION FOR LEAVE TO REPLEAD AND
FOR LIMITED DISCOVERY AND OPPORTUNITY FOR HEARING**

PLEASE TAKE NOTICE that Irving H. Picard, as trustee (the “Trustee”) for the liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff, by the Trustee’s undersigned counsel, will present the attached Order Concerning Further Proceedings on Extraterritoriality Motion and Trustee’s Omnibus Motion for Leave to Replead and for Limited Discovery, a copy of which is annexed hereto as Exhibit A (the “Order”), to the Honorable Stuart M. Bernstein, United States Bankruptcy Judge, for signature on **December 10, 2014 at 12:00 p.m.**

PLEASE TAKE FURTHER NOTICE that this Order modifies the previously proposed order submitted to this Court for consideration on October 23, 2014 (“First Proposed Order”) on which objections were heard before this Court on November 19, 2014. In response to this Court’s instruction concerning those objections, the First Proposed Order has been modified. A copy of the Order as compared to the First Proposed Order is annexed hereto as Exhibit B.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Order (“Objections”), shall (i) be in writing; (ii) conform to the Federal Rules of Bankruptcy Procedure, Local Bankruptcy Rules and General Orders; (iii) specify the name of the objecting party and state with specificity the basis of the objection(s) and the specific grounds therefore; (iv) be filed in accordance with the electronic filing procedures for the United States Bankruptcy Court for the Southern District of New York, with a proof of service, and a courtesy copy delivered to the Chambers of the Honorable Stuart M. Bernstein, One Bowling Green, New York, New York 10004; and (v) be served upon (a) Baker & Hostetler LLP, Counsel for the Trustee, 45 Rockefeller Plaza, New York, New York 10111, Attn: Regina Griffin, Esq., and (b) the Securities Investor Protection Corporation, 805 Fifteenth Street, NW, Suite 800, Washington,

DC 20005, Attn: Kevin H. Bell, Esq., so as to be received no later than **December 5, 2014 at 11:30 a.m.**

PLEASE TAKE FURTHER NOTICE that if a written objection is timely filed, the parties will contact the Courtroom Deputy for a hearing date and the moving party will notify all other parties entitled to receive notice. The moving and objecting parties are required to attend the hearing, and failure to attend in person or by counsel may result in relief being granted or denied upon default.

PLEASE TAKE FURTHER NOTICE that the ECF docket number to which the filing relates shall be included in the upper right hand corner of the caption of all objections.

PLEASE TAKE FURTHER NOTICE that this Court has authorized notice by electronic case filing procedures for the purpose of this notice of presentment.

Dated: New York, New York
December 2, 2014

By: /s/ Regina Griffin
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*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and the estate of Bernard L. Madoff*

Adversary Proceeding Number	Case Name
09-01154	Picard v. Vizcaya Partners Limited
09-01239	Picard v. Fairfield Sentry Limited
09-01364	Picard v. HSBC Bank plc
09-01365	Picard v. Thybo Asset Management Limited
10-04284	Picard v. Plaza Investments International Limited
10-04285	Picard v. UBS AG
10-04287	Picard v. Cardinal Management
10-04330	Picard v. Square One Fund Ltd
10-04457	Picard v. Equity Trading Fund
10-04471	Picard v. Citrus Investment Holdings Ltd.
10-05120	Picard v. Oreades SICAV
10-05229	Picard v. Defender Limited
10-05286	Picard v. Legacy Capital Ltd.
10-05311	Picard v. UBS AG
10-05345	Picard v. Citibank, N.A.
10-05346	Picard v. Merrill Lynch International
10-05348	Picard v. Nomura Bank International plc
10-05351	Picard v. Banco Bilbao Vizcaya Argentaria, S.A.
10-05353	Picard v. Natixis
10-05354	Picard v. ABN AMRO Bank, N.A.
10-05355	Picard v. ABN AMRO Bank (Ireland) Ltd.
10-05415	Picard v. American Securities Management, L.P.
11-01724	Picard v. Pictet et Cie
11-01725	Picard v. Banque J. Safra (Suisse) SA f/k/a Banque Jacob Safra (Suisse) SA
11-01885	Picard v. Safra National Bank of New York
11-02149	Picard v. Banque Syz & Co., SA
11-02493	Picard v. Abu Dhabi Investment Authority
11-02537	Picard v. Orbita Capital Return Strategy
11-02538	Picard v. Quilvest Finance Ltd.
11-02539	Picard v. Meritz Fire & Insurance Co. Ltd.
11-02540	Picard v. Lion Global Investors Limited
11-02541	Picard v. First Gulf Bank
11-02542	Picard v. Parson Finance Panama S.A.
11-02551	Picard v. Delta National Bank and Trust Company
11-02553	Picard v. Unifortune Asset Management SGR SpA
11-02554	Picard v. National Bank of Kuwait S.A.K.
11-02568	Picard v. Cathay Life Insurance Co. Ltd.
11-02569	Picard v. Barclays Bank (Suisse) S.A.
11-02570	Picard v. Banca Carige S.P.A.
11-02571	Picard v. Banque Privee Espirito Santo S.A.
11-02572	Picard v. Korea Exchange Bank
11-02573	Picard v. Sumitomo Trust and Banking Co., Ltd.
11-02730	Picard v. Atlantic Security Bank
11-02733	Picard v. Naidot & Co.

Adversary Proceeding Number	Case Name
11-02759	Picard v. Nomura International plc
11-02760	Picard v. ABN Amro Bank N.V.
11-02761	Picard v. KBC Investments Limited
11-02762	Picard v. Lighthouse Investment Partners LLC
11-02763	Picard v. Inteligo Bank Ltd.
11-02784	Picard v. Somers Dublin Limited
11-02796	Picard v. BNP Paribas Arbitrage SNC
11-02910	Picard v. Merrill Lynch Bank (Suisse) SA
11-02922	Picard v. Bank Julius Baer & Co. Ltd.
11-02923	Picard v. Falcon Private Bank Ltd.
11-02929	Picard v. LGT Bank in Liechtenstein Ltd.
12-01002	Picard v. The Public Institution For Social Security
12-01004	Picard v. Fullerton Capital PTE Ltd.
12-01005	Picard v. SICO Limited
12-01019	Picard v. Banco Itau
12-01021	Picard v. Grosvenor Investment Management
12-01023	Picard v. Arden Asset Management
12-01046	Picard v. SNS Bank N.V.
12-01047	Picard v. Koch Industries Inc.
12-01048	Picard v. Banco General S.A.
12-01194	Picard v. Kookmin Bank
12-01195	Picard v. Six Sis AG
12-01202	Picard v. Vontobel AG
12-01205	Picard v. Multi Strategy Fund Ltd
12-01207	Picard v. Lloyds TSB Bank plc
12-01209	Picard v. BSI AG
12-01210	Picard v. Schroder & Co.
12-01211	Picard v. Union Securities
12-01216	Picard v. Bank Hapoalim
12-01512	Picard v. ZCM Asset Holding Co
12-01565	Picard v. Standard Chartered Financial Services
12-01566	Picard v. UKFP (Asia) Nominees Ltd.
12-01576	Picard v. BNP Paribas S.A.
12-01577	Picard v. Dresdner Bank
12-01690	Picard v. EFG Bank S.A.
12-01691	Picard v. Banque Degroof SA
12-01693	Picard v. Lombard Odier Darier Hentsch & Cie
12-01694	Picard v. Banque Cantonale Vaudoise
12-01695	Picard v. Bordier & Cie
12-01697	Picard v. ABN AMRO Fund Services (Isle of Man) Nominees Limited
12-01700	Picard v. Caprice International Group Inc.
12-01701	Picard v. RD Trust
12-01702	Picard v. Barreneche, Inc.

EXHIBIT 1
2 of 6**ADDITIONAL CASES ADDED**

09-01161	Picard v. Federico Ceretti, et al.
10-04336	Picard v. The Estate of Doris Igoin, et al.
10-04517	Picard v. Radcliff Investments Limited, et al.
10-05267	Picard v. Leon Flax, et al.
10-05411	Picard v. Sonja Kohn, et al.
11-02731	Picard v. Trincaster Corporation
11-02758	Picard v. Caceis Bank Luxembourg, et al.
11-02925	Picard v. Credit Suisse AG, et al.
12-01022	Picard v. Credit Agricole (Suisse) S.A., et al.
12-01025	Picard v. Solon Capital Ltd.
12-01273	Picard v. Mistral (SPC)
12-01278	Picard v. Zephyros Ltd.
12-01513	Picard v. Citivic Nominees Ltd.
12-01669	Picard v. Barfield Nominees Ltd., et al.
12-01676	Picard v. Credit Suisse AG, as successor in interest to Clariden Leu AG and Bank Leu AG
12-01677	Picard v. Societe Generale Private Banking (Suisse) S.A. (f/k/a SG Private Banking Suisse S.A.), et al.
12-01680	Picard v. Intesa Sanpaolo S.p.A. (as Successor in Interest to Banca Intesa SPA), et al.
12-01698	Picard v. Banque Internationale a Luxembourg S.A. (f/k/a Dexia Banque Internationale a Luxembourg S.A.), individually and as successor in interest to Dexia Nordic Private Bank S.A., et al.
12-01699	Picard v. Royal Bank of Canada, et al.

EXHIBIT A

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

-----	x	
	:	
SECURITIES INVESTOR PROTECTION	:	
CORPORATION,	:	
	:	
Plaintiff-Applicant,	:	
	:	
v.	:	
	:	
BERNARD L. MADOFF INVESTMENT	:	SIPA Liquidation
SECURITIES LLC,	:	No. 08-01789 (SMB)
	:	(Substantively Consolidated)
Defendant.	:	
	:	
-----	x	
In re	:	
	:	
BERNARD L. MADOFF,	:	
	:	
Debtor.	:	
	:	
-----	x	

**ORDER CONCERNING FURTHER PROCEEDINGS
ON EXTRATERRITORIALITY MOTION
AND TRUSTEE’S OMNIBUS MOTION FOR
LEAVE TO REPLEAD AND FOR LIMITED DISCOVERY**

WHEREAS:

A. In certain adversary proceedings in this Liquidation pursuant to the Securities Investor Protection Act (“SIPA”), the United States District Court for the Southern District of New York, the Honorable Jed S. Rakoff, entered Orders, items number 97 and 167 on the docket of 12 mc 115 (JSR), in which he withdrew the reference pursuant to 28 U.S.C. § 157(d) to determine whether SIPA and/or the Bankruptcy Code as incorporated by SIPA apply extraterritorially, permitting the Trustee to avoid initial transfers that were received abroad or to recover from initial, immediate or mediate foreign transferees (the "Extraterritoriality Issue").

B. The Order entered as item number 167 on the docket of 12 mc 115 (JSR) (the “Consolidated Briefing Order”) provided for a consolidated motion to dismiss related to the Extraterritoriality Issue.

C. The Consolidated Briefing Order directed the defendants that had sought withdrawal of the reference for the District Court to determine the Extraterritoriality Issue (the “Extraterritoriality Defendants”) to file a single consolidated motion to dismiss pursuant to Fed. R. Civ. P. 12 (made applicable to the adversary proceedings by Fed. R. Bankr. P. 7012) (the “Extraterritoriality Motion”), and set forth provisions relating to the briefing, argument, and representation of the Extraterritoriality Defendants in connection with the Extraterritoriality Motion.

D. On July 13, 2012, the Extraterritoriality Defendants filed the Extraterritoriality Motion as item number 234 on the docket of 12 mc 115 (JSR).

E. On August 17, 2012, the Trustee filed his Memorandum of Law in Opposition to the Extraterritoriality Motion as item number 310 on the docket of 12 mc 115 (JSR), and the Securities Investor Protection Corporation (“SIPC”) filed its Memorandum of Law in Opposition to the Extraterritoriality Motion as item number 309 on the docket of 12 mc 115 (JSR).

F. On August 31, 2012, the Extraterritoriality Defendants filed their Reply Memorandum in Support of the Extraterritoriality Motion as item number 322 on the docket of 12 mc 115 (JSR).

G. On September 21, 2012, oral argument was held before Judge Rakoff on the Extraterritoriality Issue, a transcript of which was entered as item number 357 on the docket of 12 mc 115 (JSR).

H. On July 7, 2014, Judge Rakoff entered an Opinion and Order, item number 551 on the docket of 12 mc 115 (JSR) (the “Extraterritoriality Order”), in which he decided certain matters relating to the Extraterritoriality Motion.

I. The Extraterritoriality Order concluded:

In sum, the Court finds that section 550(a) [of the Bankruptcy Code] does not apply extraterritorially to allow for the recovery of subsequent transfers received abroad by a foreign transferee from a foreign transferor. Therefore, the Trustee's recovery claims are dismissed to the extent that they seek to recover purely foreign transfers.⁴ Except to the extent provided in other orders, the Court directs that the following adversary proceedings be returned to the Bankruptcy Court for further proceedings consistent with this Opinion and Order: (1) those cases listed in Exhibit A of item number 167 on the docket of 12-mc-115; and (2) those cases listed in the schedule attached to item number 468 on the docket of 12-mc-115 that were designated as having been added to the "extraterritoriality" consolidated briefing.

⁴ The Trustee argues that dismissal at this stage is inappropriate because additional fact-gathering is necessary to determine where the transfers took place. However, it is the Trustee's obligation to allege “facts giving rise to the plausible inference that” the transfer occurred “within the United States.” Absolute Activist Value Master Fund Ltd. v. Ficeto, 677 F.3d 60, 69 (2d Cir. 2012). Here, to the extent that the Trustee's complaints allege that both the transferor and the transferee reside outside of the United States, there is no plausible inference that the transfer occurred domestically. Therefore, unless the Trustee can put forth specific facts suggesting a domestic transfer, his recovery actions seeking foreign transfers should be dismissed.

J. On July 28, 2014, Judge Rakoff entered a Stipulation and Supplemental Opinion and Order as item number 556 on the docket of 12 mc 115 (JSR) in which he supplemented the Extraterritoriality Order to direct that seven additional adversary proceedings should “also be returned to the Bankruptcy Court for further proceedings consistent with” the Extraterritoriality Order. The adversary proceedings that Judge Rakoff directed to be returned to this Court for

further proceedings consistent with the Extraterritoriality Order are referred to herein as the “Returned Proceedings.”

K. Attached as Exhibit A is a schedule agreed to by counsel for the Trustee and counsel for certain of the alleged subsequent transferees listed therein which lists certain defendants in the Returned Proceedings (a) against which the Trustee asserts claims to recover subsequent transfers pursuant to 11 U.S.C. § 550(a)(2) and (b) that contend that some or all of those claims should be dismissed pursuant to the Extraterritoriality Order.

L. Annexed as Exhibit B is a schedule agreed to by counsel for the Trustee and counsel for the defendants listed therein which lists certain defendants that did not move to withdraw the reference to determine the Extraterritoriality Issue (a) against which the Trustee asserts claims to recover subsequent transfers pursuant to 11 U.S.C. § 550(a)(2) and (b) that contend that some or all of those counts should be dismissed based on the legal standards announced in the Extraterritoriality Order.

M. For each alleged transferor and transferee, Exhibits A and B list as the party’s “Location” the jurisdiction under whose laws the transferors and transferees that are not natural persons are organized, and the citizenship of the transferors and transferees that are natural persons, in each case as of the time of the transfers, as alleged in the complaints or as agreed by the Trustee and the respective transferees. The parties do not agree, and nothing in this Order shall preclude any party from presenting any argument, concerning the extent to which such jurisdiction of organization or citizenship is conclusive in determining whether a transferor is a “foreign transferor,” or a transferee is a “foreign transferee,” for purpose of the Extraterritoriality Order or otherwise.

N. For each adversary proceeding and defendant, Exhibits A and B identify the counts, or parts thereof, asserted in the adversary proceeding against that defendant (a) to recover one or more subsequent transfers made by a transferor that is neither a citizen of, nor an entity organized under the laws of, the United States (b) pursuant to 11 U.S.C. § 550(a)(2) (the “Listed Counts”).

O. On August 28, 2014, the Trustee filed a motion seeking leave to replead and an order authorizing limited discovery (the “Trustee’s Motion”) (see items 7826, 7827 and 7828 on the docket of 08-1789 (SMB)). The Trustee’s Motion seeks leave to replead in many but not all of the adversary proceedings listed in Exhibits A and B, and in other adversary proceedings not listed in those Exhibits. The Trustee’s Motion seeks limited discovery relevant solely to the good faith issue from many but not all of the defendants listed as subsequent transferees in Exhibits A and B, and from other parties not listed as subsequent transferees in those Exhibits. Attached as Exhibit C is a schedule identifying the proceedings in which the Trustee’s Motion seeks limited discovery with respect to good faith and/or leave to amend the complaint. The Trustee’s Motion was scheduled for a hearing on October 22, 2014.

P. On September 17, 2014, this Court held a conference to discuss further proceedings to be conducted in the Returned Proceedings pursuant to the Extraterritoriality Order and the Trustee’s Motion, and directed the parties to confer on a coordinated procedure and briefing schedule with respect to the same.

NOW, THEREFORE, the Court being fully advised, it is hereby

ORDERED:

1. The defendants listed as subsequent transferees in Exhibits A and B (the “Transferee Defendants”), the Trustee, and SIPC shall submit supplemental briefing on the

Extraterritoriality Motion to address, pursuant to the procedures set forth below, the issues of (a) which of the Listed Counts, if any, should be dismissed pursuant to the Extraterritoriality Order or the legal standards announced therein and (b) whether the Trustee shall be permitted to file amended complaints containing allegations relevant to the Extraterritoriality Issue as proffered by the Trustee. The Transferee Defendants listed on Exhibit B shall be deemed to have joined in the Extraterritoriality Motion. If any Transferee Defendant has a separate motion pending to dismiss based on the Extraterritoriality Issue, that motion is adjourned pending the Hearing Date on the Extraterritoriality Motion.

2. On or before 21 days from the date of this Order, the Transferee Defendants shall file a single consolidated supplemental memorandum of law, not to exceed 30 pages in length, in support of the dismissal of the Listed Counts, or any portion thereof, pursuant to the Extraterritoriality Order or the legal standards announced therein (the “Transferee Defendants’ Supplemental Memorandum”).

3. On or before 81 days from the date of this Order, the Trustee and SIPC may each file a consolidated supplemental memorandum of law opposing the dismissal of the Listed Counts and seeking leave to amend the complaints to add allegations relevant to the Extraterritoriality Issue proffered pursuant to the procedures set forth below (the “Trustee’s Consolidated Supplemental Memorandum”). In view of the number of Transferee Defendants involved in the briefing, the Trustee shall have 50 pages for the consolidated supplemental memorandum, plus additional addenda, not to exceed five pages each, detailing the reasons why the Listed Counts against specific Transferee Defendants, or any portion thereof, should not be dismissed.

4. In all proceedings listed in Exhibits A or B in which the Trustee seeks to amend to

add allegations relevant to the Extraterritoriality Issue but does not seek discovery in the Trustee's Motion, as identified on Exhibit C, the Trustee's submission shall include the Trustee's proposed amended complaint and identification of the new allegations that are relevant to the Extraterritoriality Issue.

5. For each proceeding listed in Exhibits A or B in which the Trustee's Motion seeks to amend to add allegations relevant to the Extraterritoriality Issue and also seeks discovery relevant to the good faith issue, as identified on Exhibit C, the Trustee's submission shall include proffered allegations as to the Extraterritoriality Issue that would be included in a proposed amended complaint in such proceeding to be filed pursuant to the schedule set forth below. The proffered allegations will be set forth with enough specificity to permit the Court to determine whether the proposed amendment in each adversary proceeding would be futile.

6. The Trustee's submission shall also include a chart summarizing the Trustee's position as to why the Extraterritoriality Motion should be denied.

7. The Trustee's use of information contained in Confidential Material produced by the Transferee Defendants or their affiliates subject to the Litigation Protective Order (D.I. 4137) or any other applicable Protective Order or other confidentiality agreement to prepare the proffered amended complaints or the proffered allegations as to the Extraterritoriality Issue, as set forth in paragraphs 4-5 above, without publicly identifying the source of such information, shall not constitute a violation of the Litigation Protective Order, *provided*, that this paragraph does not affect the Trustee's obligations with respect to documents provided pursuant to an agreement that they would be used for settlement purposes only, and not in litigation. The provisions of this paragraph 7 shall not apply to information or documents produced by UBS AG, UBS (Luxembourg) SA, UBS Fund Services (Luxembourg) SA, UBS Third Party

Management Company SA, Merrill Lynch International, or any of their respective affiliates.

8. On or before 141 days from the date of this Order, the Transferee Defendants may submit a single consolidated reply memorandum in support of dismissal of the Listed Counts or parts thereof, and in opposition to the Trustee's Consolidated Supplemental Memorandum, not to exceed 40 pages in length (the "Transferee Defendants' Supplemental Reply Memorandum"). In addition, any defendant concerning which the Trustee makes any specific arguments may submit a five-page memorandum (a "Five-Page Memorandum") in response to such arguments. The Transferee Defendants' Supplemental Reply Memorandum and the Five-Page Memoranda need not address the question of whether the Trustee should be permitted to amend the complaints in the proceedings referred to in paragraph 4 to add any allegations other than those that are identified as relevant to the Extraterritoriality Issue, and briefing on the issue of whether the Trustee shall be permitted to amend the complaints in those proceedings to add allegations relevant to the good faith issue shall be deferred and scheduled pursuant to paragraph 14.

9. The papers referred to in paragraphs 1-8 above shall be filed in the main adversary proceeding and each adversary proceeding listed in Exhibits A and B, with a docket entry referring to the "Extraterritoriality Motion," and with copies delivered by hand to the Court, and such filing shall constitute good and sufficient service of such papers on all parties, *provided*, that a Five-Page Memorandum need only be filed in the main adversary proceeding and each adversary proceeding listed in Exhibits A and B in which the defendant to which it relates is a party.

10. The Court will hold oral argument on the issues set forth in paragraph 1 above at ____ o'clock on [date] (the "Hearing Date").

11. No later than one week after filing the Transferee Defendants' Supplemental

Reply Memorandum, the Transferee Defendants shall designate one lead counsel to advocate their position at oral argument on the Hearing Date, but any other attorney who wishes to be heard may appear and so request.

12. The time for all defendants in any of the adversary proceedings listed on Exhibits A or B to respond to the complaints is extended to 30 days after the Court decides whether any counts of the respective complaints or portions thereof should be dismissed pursuant to the Extraterritoriality Motion, subject to the additional extensions specified in paragraphs 13 and 15 below.

13. In any proceeding in which the Trustee seeks permission to amend the complaint solely to add allegations relevant to the Extraterritoriality Issue, the defendants' time to respond to the complaint shall be extended to 30 days after the Court denies the motion or the Trustee files the amended complaint, without prejudice to such further extensions as the Court may allow, on agreement of the parties or otherwise. In any proceeding in which the Trustee seeks to amend the complaint to add allegations relevant to the good faith issue, the defendants' time to respond to the complaint shall be determined in accordance with paragraph 15.

14. Further proceedings on the Trustee's Motion insofar as it seeks (a) limited discovery, (b) leave to amend the complaints in the proceedings listed in Exhibits A and B to add allegations relevant to the good faith issue, and/or (c) leave to amend the complaints to add allegations relevant to the extraterritoriality issue in proceedings listed on Exhibit C but not listed in Exhibits A or B shall be scheduled by the Court following the decision on the Extraterritoriality Motion. In order to avoid requiring the Trustee to file successive amended complaints adding allegations concerning extraterritoriality and good faith, the Trustee shall not be required to file an amended complaint in a proceeding in which he seeks limited discovery

and/or leave to amend the complaints to add allegations relevant to the good faith issue until after the Court has decided the Trustee's Motion insofar as it seeks limited discovery and leave to amend to add allegations relevant to good faith.

15. The time for each defendant to respond to the complaint in the proceedings in which the Trustee's Motion seeks limited discovery and/or leave to amend the complaints to add allegations relevant to issues other than the Extraterritoriality Issue is extended to 30 days after the earlier of the filing of an amended complaint in the proceeding in which the defendant is named or the entry of an order denying the Trustee leave to amend the complaint in that proceeding to add allegations relevant to issues other than the Extraterritoriality Issue, without prejudice to such further extensions as the Court may allow, on agreement of the parties or otherwise.

16. All communications and documents (including drafts) exchanged between and among any of the defendants in any of the adversary proceedings listed in Exhibits A and B, and/or their respective attorneys, shall be deemed to be privileged communications and/or work product, as the case may be, subject to a joint interest privilege.

17. Nothing in this Order, the exhibits hereto, or the proceedings pursuant to this Order shall waive or resolve any issue raised or that could be raised by any party other than the issues set forth in paragraph 14 and, as to the Transferee Defendants and the Trustee, the issues set forth in paragraph 1. Without limitation, nothing in this Order, the exhibits hereto, or the proceedings pursuant to this Order shall limit, restrict, or impair any defense, right, or argument that has been raised or could be raised by any defendant in a motion to dismiss under Fed. R. Civ. P. 12 or Fed. R. Bankr. P. 7012, or any other defense, right, or argument of any nature available to any defendant not previously waived (including, without limitation, all defenses

based on lack of personal jurisdiction or insufficient service of process), or any defense, right, or argument that could be raised by the Trustee or SIPC in response thereto. The proceedings pursuant to this Order shall have no effect on (a) any motion to dismiss any claims other than the Listed Counts, based on arguments relating to the extraterritorial application of any provision of SIPA or the Bankruptcy Code or otherwise, or (b) any motion to dismiss the Listed Counts or any counts of any amended complaint based on matters outside the pleadings that may be considered on a motion to dismiss, or (c) any defense, right, or argument that could be raised by the Trustee or SIPC in response to any motion described in (a) or (b). The Trustee reserves his rights, if any, pursuant to Fed. R. Civ. P. 15.

18. Nothing in this Order shall constitute an agreement or consent by any defendant to pay the fees and expenses of any attorney other than such defendant's own retained attorney. This paragraph shall not affect or compromise any rights of the Trustee or SIPC.

19. This Order may be modified by the Court sua sponte or at the request of any party for good cause shown.

Dated: New York, New York
December __, 2014

SO ORDERED.

THE HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT A

CONSOLIDATED EXTRATERRITORIALITY MOTION^{1, 2}

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES ("FSTs") (LOCATION)	CLAIMS AGAINST FSTs SUBJECT TO MOTION
1	<i>Picard v. Vizcaya Partners Ltd., Banque Jacob Safra (Gibraltar) Ltd., Siam Capital Management, Asphalia Fund Ltd., and Zeus Partners Ltd.</i>	09-1154-SMB 12-cv-2588-JSR	Katten Muchin Rosenman LLP	Vizcaya Partners Ltd. (BVI)	Zeus Partners Ltd. (BVI)	Counts 3-6
2a	<i>Picard v. Federico Ceretti, Carlo Grosso, Kingate Global Fund Ltd., Kingate Euro Fund Ltd., Kingate Management Ltd., FIM Advisers LLP, FIM Ltd., Citi Hedge Fund Services Ltd., First Peninsula Trustees Ltd. (individually and as trustee of the Ashby Trust), The Ashby Trust, Ashby Investment Services Ltd., Alpine Trustees Ltd. (individually and as trustee of El Praela Trust), Port of Hercules Trustees Ltd. (individually, and as trustee of El Praela Trust), El Praela Trust, El Praela Group Holding Services, Ashby Holdings Services Ltd., El Praela Trading Investments Ltd., and HSBC Bank Bermuda Ltd.</i>	09-1161-SMB 11-cv-7134-JSR	Freshfields Bruckhaus Deringer US LLP	Kingate Management Ltd. (Bermuda) and certain of the foreign subsequent transferees	First Peninsula Trustees Ltd. (Liberia), The Ashby Trust (BVI or Liberia), Ashby Investment Services Ltd. (BVI), Alpine Trustees Ltd. (Liberia), Port of Hercules Trustees Ltd. (BVI), El Praela Trust (BVI or Liberia), El Praela Group Holding Services (BVI), Ashby Holdings Services Ltd. (BVI), El Praela Trading Investments Ltd. (BVI)	<u>Count 9</u>

¹ These Schedules show the jurisdiction under whose laws the transferors and transferees that are not natural persons are organized, and the citizenship of the transferors and transferees that are natural persons, in each case as of the time of the transfers, as alleged in the complaints or as agreed by the Trustee and the transferee. The parties do not agree, and nothing in this Order shall preclude any party from presenting any argument, concerning the extent to which such jurisdiction of organization or citizenship is conclusive in determining whether a transferor is a "foreign transferor," or a transferee is a "foreign transferee," for purpose of the Extraterritoriality Order or otherwise.

² In the column furthest to the right, "All Counts" means all counts in the adversary proceeding. An identification of counts that is underlined, as in "Count 9," indicates that the counts subject to the motion include all the claims against the Foreign Subsequent Transferees in the entry, other than counts that were previously dismissed.

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES ("FSTs") (LOCATION)	CLAIMS AGAINST FSTs SUBJECT TO MOTION
2b	<i>Picard v. Federico Ceretti, et al. (see 2a above)</i>	09-1161-SMB 11-cv-7134-JSR	Paul Hastings LLP	Kingate Global Fund Ltd. (BVI), Kingate Euro Fund Ltd. (BVI), Kingate Management Ltd. (Bermuda)	FIM Ltd. (UK), FIM Advisers (UK)	<u>Count 9</u>
2c	<i>Picard v. Federico Ceretti, et al. (see 2a above)</i>	09-1161-SMB 11-cv-7134-JSR	Paul Hastings LLP	First Peninsula Trustees Ltd. (Liberia), The Ashby Trust (BVI or Liberia), Ashby Investment Services Ltd. (BVI), Alpine Trustees Ltd. (Liberia), Port of Hercules Trustees Ltd. (BVI), El Prela Trust (BVI or Liberia), El Prela Group Holding Services (BVI), Ashby Holdings Services Ltd. (BVI), El Prela Trading Investments Ltd. (BVI), Kingate Global Fund Ltd. (BVI), Kingate Euro Fund Ltd. (BVI), <u>and/or</u> Kingate Management Ltd. (Bermuda), FIM Ltd. (UK), FIM Advisers (UK)	Federico Ceretti (Italy), Carlo Grosso (Italy)	<u>Count 9</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
3a	<i>Picard v. Fairfield Sentry Ltd., Greenwich Sentry L.P., Greenwich Sentry Partners L.P., Fairfield Sigma Ltd., Fairfield Lambda Ltd., Fairfield Investment Fund Ltd., Fairfield Investors (Euro) Ltd., Stable Fund, Fairfield Greenwich Ltd., Fairfield Greenwich (Bermuda) Ltd., Fairfield Greenwich Advisors LLC, Fairfield International Managers Inc., Walter Noel, Jeffrey Tucker, Andres Piedrahita, Mark McKeefry, Daniel Lipton, Amit Vijayvergiya, Gordon McKenzie, Richard Landsberger, Philip Toub, Charles Murphy, Robert Blum, Andrew Smith, Harold Greisman, Gregory Bowes, Corina Noel Piedrahita, Lourdes Barreneche, Cornelis Boele, Santiago Reyes, Jacqueline Harary</i>	09-1239-SMB 12-cv-2638-JSR	Simpson Thacher & Bartlett LLP; Dechert LLP	Fairfield Sentry Ltd. (BVI), Fairfield Greenwich Ltd. (Cayman Islands), Fairfield Greenwich (Bermuda) Ltd. (Bermuda) ; Fairfield Greenwich (U.K.) Ltd. (U.K.) Fairfield Sigma Ltd. (BVI), Fairfield Lambda Ltd. (BVI), Chester Global Strategy Fund Ltd. (Cayman Islands), Irongate Global Strategy Fund Ltd. (Cayman Islands), Fairfield Greenwich Fund (Luxembourg) (Lux.), Fairfield Investment Fund Ltd. (BVI), Fairfield Investors (Euro) Ltd. (BVI), Fairfield Investors (Swiss Franc) Ltd. (BVI), Fairfield Investors (Yen) Ltd. (BVI), Fairfield Investment Trust (Cayman Islands), FIF Advanced Ltd. (BVI), Sentry Select Ltd. (BVI), Greenwich Bermuda Ltd. (Bermuda),	Fairfield Greenwich Ltd. (Cayman Islands), Fairfield Greenwich (Bermuda) Ltd. (Bermuda), Andres Piedrahita (Colombia), Amit Vijayvergiya (Canada), Gordon McKenzie (Canada), Corina Piedrahita (Brazil and U.S.), Richard Landsberger (U.S.), Philip Toub (U.S.), Harold Greisman (U.S.), Andrew Smith (U.S.)	Counts 4, 7, 10, 13, 16, 19, 22, 25

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
				Chester Management (Cayman) Ltd. (Cayman Islands).		
3b	<i>Picard v. Fairfield Sentry Ltd., et al. (see 3a above)</i>	09-1239-SMB 12-cv-2619-JSR	Wollmuth Maher & Deutsch LLP	Fairfield Sentry Ltd. (BVI)	Fairfield Investment Fund Ltd. (BVI)	Counts 4, 7, 10, 13, 16, 19, 22, 25
				Fairfield Investment Fund Ltd. (BVI)	Fairfield Investors (Euro) Ltd. (BVI)	Counts 4, 7, 10, 13, 16, 19, 22, 25
4a	<i>Picard v. HSBC Bank, plc, HSBC Securities Services (Luxembourg) S.A., HSBC Institutional Trust Services (Ireland) Ltd., HSBC Securities Services (Ireland) Ltd., HSBC Institutional Trust Services (Bermuda) Ltd., HSBC Bank USA, N.A., HSBC Securities Services (Bermuda) Ltd., HSBC Bank (Cayman) Ltd., HSBC Private Bank Holdings (Suisse) S.A., HSBC Private Bank (Suisse) S.A., HSBC Fund Services (Luxembourg) S.A., HSBC Bank Bermuda Ltd., Herald Fund SPC, Herald (Lux) Sica V, Primeo Fund, Alpha Prime Fund Ltd., Senator Fund SPC, Hermes International Fund Ltd., Lagoon Investment Ltd., Thema Fund Ltd., Thema Wise Investments Ltd., Thema International Fund PLC, GEO Currencies Ltd. S.A., Herald Asset Management Ltd., 20:20 Medici AG, Unicredit Bank Austria AG, BA Worldwide Fund Management Ltd., Eurovaleur, Inc. Pioneer Alternative Investment Management Ltd., Alpha Prime Asset Management Ltd., Regulus Asset Management Ltd., Carruba Asset Management Ltd., Genevalor, Benbassat Et Cie, Hermes Asset Management Ltd., Thema Asset Management (Bermuda)</i>	09-1364-SMB 11-cv-6524-JSR	Morrison & Foerster LLP	Herald Fund SPC (Cayman Islands), Alpha Prime Fund Ltd. (Bermuda)	Primeo Fund (Cayman Islands)	Counts 2 and 10

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
	<i>Ltd., Thema Asset Management Ltd., Equus Asset Management, Ltd., Equus Asset Management Partners, L.P., Aurelia Fund Management Ltd., Ursula Radel-Leszczynski, Sonja Kohn, Erwin Kohn, Mario Benbassat, Alberto Benbassat, Stephane Benbassat, David T. Smith, Roberto Nespola, Laurent Mathysen-Gerst, Olivier Ador, Pascal Cattaneo, Vladimir Stepczynski, Jean-Marc Wenger, Lagoon Investment Trust, Unicredit S.p.A., Inter Asset Management, Inc., GTM Management Services Corp. N.V., T+M Trusteeship & Management Services S.A., Aurelia Asset Management Partners, Cape Investment Advisors Ltd., and Tereo Trust Company Ltd.</i>					
4b	<i>Picard v. HSBC Bank, plc, et al. (see 4a above)</i>	09-1364-SMB 12-cv-2162-JSR	Sullivan & Worcester LLP	“Feeder Fund Defendants” (Cayman Islands, Lux., Bermuda, BVI, Ireland, and/or Panama)	UniCredit Bank Austria AG (Austria)	<u>Counts 2 and 10</u>
4c	<i>Picard v. HSBC Bank, plc, et al. (see 4a above)</i>	09-1364-SMB 12-cv-2239-JSR	Skadden, Arps, Slate, Meagher, & Flom LLP	“Feeder Fund Defendants” (Cayman Islands, Lux., Bermuda, BVI, Ireland, and/or Panama)	Unicredit S.p.A. (Italy), Pioneer Alternative Investment Management Ltd. (Ireland)	<u>Counts 2 and 10</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
4d	<i>Picard v. HSBC Bank, plc, et al. (see 4a above)</i>	09-1364-SMB 12-cv-2431-JSR	Cleary Gottlieb Steen & Hamilton LLP	Primeo Fund (Cayman Islands), Herald Fund SPC (Cayman Islands), Herald Lux (Lux.), Alpha Prime Fund Ltd. (Bermuda), Senator Fund (Cayman Islands), Hermes International Fund (BVI), Lagoon Investment Ltd. (BVI), Thema Fund Ltd. (BVI), Thema Wise Investments (BVI), Thema International Fund (Ireland), Geo Currencies Ltd. (Panama), Lagoon Investment Trust (BVI), Harley (Cayman Islands), Thema International (Ireland), Rye Select Broad Market Portfolio Ltd. (Cayman Islands)	HSBC Bank plc (England/Wales), HSBC Holdings plc (England/Wales), HSBC Securities Services (Lux.) S.A., HSBC Institutional Trust Services (Ireland) Ltd., HSBC Securities Services (Ireland) Ltd., HSBC Institutional Trust Services (Bermuda) Ltd., HSBC Securities Services (Bermuda) Ltd., HSBC Bank (Cayman Islands) Ltd., HSBC Private Banking Holdings (Suisse) S.A., HSBC Private Bank (Suisse) S.A., HSBC Fund Services (Luxembourg) S.A., and HSBC Bank Bermuda Ltd. (Bermuda)	Counts 2, 10, 13, 14, 15, 16, 17, 18,19

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
4e	<i>Picard v. HSBC Bank, plc, et al. (see 4a above)</i>	09-1364-SMB 12-cv-3401-JSR	Debevoise & Plimpton LLP; Willkie Farr & Gallagher LLP; Bingham McCutchen LLP	Lagoon Investment Limited (BVI), Hermes International Fund Ltd. (BVI), Thema Wise Investments Limited (BVI), Thema Fund Limited (BVI), Thema International Fund plc (Ireland)	Thema International Fund plc (Ireland), Hermes International Fund Ltd. (BVI), Lagoon Investment Ltd. (BVI), Lagoon Investment Trust (BVI), Equus Asset Management Ltd. (Bermuda), Equus Asset Management Partners, L.P. (Bermuda), Genevalor, Benbassat & Cie (Switz.), Cape Investment Advisors Ltd. (Bermuda), Hermes Asset Management Ltd. (Bermuda), Thema Asset Management (Bermuda) Ltd. (Bermuda), Thema Asset Management Ltd. (BVI), Aurelia Fund Management Ltd. (Bermuda), Aurelia Asset Management Partners (Bermuda), Alberto Benbassat (Switz.), Stephane Benbassat (Switz.), Estate of Mario Benbassat (Switz.), Roberto Nespolo (Switz. And Italy), David Smith (UK); Laurent Mathysen-Gerst (Switz.), Wladimir Stepcynski (Switz.), Jean-Marc Wenger (Switz.), Pascal Cattaneo (Switz.), Olivier Ador (Switz.)	Counts 2 and 10

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
5	<i>Picard v. Plaza Investments International Ltd. and Notz Stucki Management (Bermuda) Ltd.</i>	10-4284-SMB 12-cv-2646-JSR	Debevoise & Plimpton LLP	Plaza Investments International Ltd. (BVI)	Notz Stucki Management (Bermuda) Ltd. (Bermuda)	Counts 2 and 10
6	<i>Picard v. Cardinal Management Inc. and Dakota Global Investments Ltd.</i>	10-4287-SMB 12-cv-2981-JSR	Clifford Chance US LLP	Cardinal Management (St. Lucia)	Dakota Global (BVI)	Counts 2 and 9
7	<i>Picard v. Square One Fund Ltd., Luc D. Estenne, Square Asset Management Ltd., Partners Advisers S.A., Circle Partners, and Kathryn R. Siggins</i>	10-4330-SMB 12-cv-2490-JSR	Thompson Hine LLP; Brune & Richard LLP; Bernfeld, DeMatteo & Bernfeld, LLP	Square One (BVI)	Luc Estenne (Belgium/Switzerland), Square Asset Management (BVI), Partners Advisers (Switz.), Circle Partners (Netherlands), Kathryn Siggins (UK)	Counts 2 and 10
8	<i>Picard vs. The Estate of Doris Igoin, Laurence Apfelbaum (individually and in her capacities as executor and beneficiary of the Estate (Succession) of Doris Igoin), and Emilie Apfelbaum</i>	10-4336-SMB 12-cv-2872-JSR	Kelley Drye & Warren LLP	Laurence Apfelbaum (France), Emilie Apfelbaum (France), Doris Igoin/Estate of Doris Igoin (France), Emilie Apfelbaum (France)	Laurence Apfelbaum (France), Estate of Doris Igoin (France)	<u>Count 7</u>
9	<i>Picard v. Equity Trading Portfolio Ltd., Equity Trading Fund, Ltd., BNP Paribas Arbitrage SNC</i>	10-4457-SMB 11-cv-7810-JSR	Cleary Gottlieb Steen & Hamilton LLP	Equity Trading (BVI), Equity Trading Fund (Cayman Islands)	BNP Paribas Arbitrage SNC (France)	Counts 8 and 9
10	<i>Picard v. Radcliff Investments Limited, Rothschild Trust Guernsey Limited, and Robert D. Salem</i>	10-4517-SMB 12-cv-2982-JSR	Clifford Chance US LLP	Radcliff Investments Ltd. (Cayman Islands)	Rothschild Trust Guernsey Limited (Guernsey)	<u>Count 7</u>
11a	<i>Picard v. Oreades Sicav, Inter Investissements S.A. (f/k/a Inter Conseil S.A.), BNP Paribas Investment Partners Luxembourg S.A. (f/k/a BNP Paribas Asset Management Luxembourg S.A., f/k/a Parvest Investment Management Company S.A.), BGL BNP Paribas S.A., and BNP Paribas Securities Services, S.A.</i>	10-5120-SMB 11-cv-7763-JSR	Cleary Gottlieb Steen & Hamilton LLP;	Oreades SICAV (Lux.)	BNP Paribas Investment Partners Luxembourg S.A. (Lux.), BGL BNP Paribas S.A. (Lux.), BNP Paribas Securities Services S.A (France)	Count 5

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
11b	<i>Picard v. Oreades Sicav, Inter Investissements S.A. (f/k/a Inter Conseil S.A.), BNP Paribas Investment Partners Luxembourg S.A. (f/k/a BNP Paribas Asset Management Luxembourg S.A., f/k/a Parvest Investment Management Company S.A.), BGL BNP Paribas S.A., and BNP Paribas Securities Services, S.A.</i>	10-5120-SMB 11-cv-7763-JSR	Paul Weiss, Rifkind Wharton & Garrison LLP;	Oreades SICAV (Lux.)	Inter Investissements (f/k/a Inter Conseil S.A. (Lux.)	Count 5
12	<i>Picard v. Defender Ltd., Reliance Management (BVI) Ltd., Reliance Management (Gibraltar) Ltd., Reliance International Research LLC, and Tim Brockman</i>	10-5229-SMB 12-cv-2800-JSR	Morrison & Foerster LLP	Defender Ltd. (BVI)	Reliance Management (BVI) Ltd. (BVI)	Counts 2 and 9
13	<i>Picard v. Leon Flax, Turret Corporation (f/k/a Woodstock Corporation, f/k/a Lehigh Corporation), Eastside Investment Ltd., The Tower Trust, Investec Trust (Switzerland) S.A. (as Trustee of The Tower Trust), Radcliffes Trustee Company (as Trustee of the Tower Trust), R&H Trust Co. (Jersey) Ltd. (as Trustee of The Tower Trust), and Wellington Trustees (BVI) Ltd. (as Trustee of The Tower Trust)</i>	10-5267-SMB 12-cv-2928-JSR	Katten Muchin Rosenman LLP; K&L Gates	Leon Flax (London), Turret Corp. (BVI), Eastside Investment Ltd. (Jersey, principal place of business Switzerland), The Tower Trust (Trustees located in BVI, Jersey, and Switzerland), Investec Trust (Switzerland) S.A. (Switzerland), Radcliffes Trustee Co. (Switzerland), R&H Trust Co. (Jersey) Ltd. (Jersey), Wellington Trustees (BVI) Ltd. (BVI)	Leon Flax (London), Tower Trust (Trustees located in BVI, Jersey, and Switzerland)	Count 8
14	[This line intentionally left blank.]					

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
15a	<i>UBS AG, UBS (Luxembourg) S.A., UBS Fund Services (Luxembourg) S.A., UBS Third Party Management Company S.A., M&B Capital Advisers Sociedad de Valores, S.A., Reliance International Research LLC, Reliance Management (Gibraltar) Ltd., Luxembourg Investment Fund and Luxembourg Investment Fund U.S. Equity Plus, as represented by their Liquidators Maître Alain Rukavina and Paul Laplume, Maître Alain Rukavina and Paul Laplume, in their capacities as liquidators and representatives of Luxembourg Investment Fund and Luxembourg Investment Fund U.S. Equity Plus, and Landmark Investment Fund Ireland</i>	10-5311-SMB 12-cv-2483-JSR	Cravath, Swaine & Moore LLP	Luxembourg Investment Fund U.S. Equity Plus (Lux), Landmark Investment Fund Ireland (Ireland)	M&B Capital Advisers Sociedad de Valores, S.A. (Spain)	Counts 2, 4, 11, 18
15b	<i>Picard v. UBS AG, et al. (see 15a above)</i>	10-5311-SMB 12-cv-2802-JSR	Klestadt & Winters LLP	Luxembourg Investment Fund U.S. Equity Plus (Lux.)	Reliance Management (Gibraltar) Ltd. (Gibraltar)	Counts 2 and 11
16	<i>Picard v. Merrill Lynch International</i>	10-5346-SMB 12-cv-3486-JSR	Arnold & Porter LLP	Fairfield Sentry Ltd. (BVI), Fairfield Sigma Ltd. (BVI)	Merrill Lynch International (UK)	All counts
17	<i>Picard v. Nomura International PLC</i>	10-5348-SMB 12-cv-2446-JSR	Shearman & Sterling LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	Nomura International PLC (UK)	All counts
18	<i>Picard v. Banco Bilbao Vizcaya Argentaria, S.A.</i>	10-5351-SMB 11-cv-7100-JSR	Shearman & Sterling LLP	Fairfield Sentry (BVI)	Banco Bilbao Vizcaya Argentaria, S.A. (Spain)	All counts
19	<i>Picard v. Natixis, Natixis Corporate & Investment Bank, Natixis Financial Products, Inc., Bloom Asset Holdings Fund, and Tensyr Limited</i>	10-5353-SMB 11-cv-9501-JSR	Davis & Gilbert (for Natixis and Bloom Asset Holdings Fund); Freshfields (for Tensyr Ltd.)	Fairfield Sentry (BVI), Fairfield Investment Fund Ltd. (BVI), Groupement Financier Ltd. (BVI), Alpha Prime (Bermuda), and Harley (Cayman Islands)	Natixis (France), Natixis Corporate & Investment Bank (France), Bloom Asset Holdings Fund (Ireland), Tensyr Limited (Jersey)	<u>Counts 1 - 7</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
20	<i>Picard v. ABN AMRO Bank N.V. (presently known as the Royal Bank of Scotland, N.V.)</i>	10-5354-SMB 11-cv-6878-JSR	Allen & Overy LLP	Rye Select Broad Market Portfolio Ltd. (Cayman Islands), Rye Select Broad Market XL Portfolio L.P. (Cayman Islands)	ABN AMRO Bank N.V. (Netherlands)	Counts 3 and 5
21	<i>Picard v. ABN AMRO Bank (Ireland) Ltd. (f/k/a Fortis Prime Fund Solutions Bank (Ireland) Ltd.) and ABN AMRO Custodial Services (Ireland) Ltd. (f/k/a Fortis Prime Fund Solutions Custodial Services (Ireland) Ltd)</i>	10-5355-SMB 11-cv-6877-JSR	Latham & Watkins LLP	Kingate Global Fund (BVI)	ABN AMRO Bank (Ireland) Ltd. (Ireland) and ABN AMRO Custodial Services (Ireland) Ltd. (Ireland)	Count 4
22a	<i>Picard v. Sonja Kohn, Erwin Kohn, Netty Blau, Robert Alain Kohn a/k/a Avraham Ze'ev Kahan, Rachel Kohn, Rina Hartstein, Moishe Hartstein, Mordechai Landau, Yvonne Landau, Michael Kohn, Nicole Herzog, Erko Inc., Palladium Capital Advisors LLC, Windsor IBC, Inc., Eurovaleur, Inc., Infovaleur, Inc., Yakov Lantzits-ky, Techno Development and Research S.R.L., I-Tech-nology Solutions, Inc., Renato Florio, Mariadelmar Raule, Tecno Development & Research Ltd., Shlomo (Momy) Amselem, Herald Asset Management Ltd., Franco Mugnai, Paul de Sury, Daniele Cosulich, 20:20 Medici AG f/k/a Bank Medici AG, Absolute Portfolio Management Ltd., Medicifinanz Consulting GMBH, Medici S.R.L., Medici Cayman Island Ltd., Bank Medici AG (Gibraltar), Peter Scheithauer, Robert Reuss, Helmuth Frey, Manfred Kastner, Josef Duregger, Andreas Schindler, Susanne Giefing, Unicredit Bank Austria AG, Gerhard Randa, Stefan Zapotocky, Friedrich</i>	10-5411-SMB 12-cv-2161-JSR	Sullivan & Worcester LLP	Herald Fund SPC (Cayman Islands)	UniCredit Bank Austria AG (Austria)	Counts 14-19

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
	<i>Kadrnoska, Ursula Radel-Leszczynski, Werner Kretschmer, Wilhelm Hemetsberger, Peter Fischer, Harald Nograsek, Bank Austria Worldwide Fund Management Ltd., Bank Austria Cayman Islands Ltd., Unicredit S.P.A., Alessandro Profumo, Gianfranco Guty, Pioneer Global Asset Management, S.P.A., Sofipo Austria GMBH, M-Tech Services GMBH, Marketinc Strategies Ltd., Eastview Services Ltd., Systor S.A., IT Resources, Brightlight Trading Ltd., Fintechology Ltd., Tonga International S.A., Lifetrust AG, Privatlife AG, Starvest Anstalt, New Economy.Tech S.A., RTH AG, Ecoinfo GMBH, Redcrest Investments Inc., Line Group Ltd., Line Management Services Ltd., Line Holdings Ltd., Herald Consult Ltd., Sharei Halacha Jerusalem Inc., John and Jane Doe Defendants 1-100</i>					
22b	<i>Picard v. Sonja Kohn, et al. (see 22a above)</i>	10-5411-SMB 12-cv-2240-JSR	Skadden, Arps, Slate, Meagher, & Flom LLP	Herald Fund SPC (Cayman Islands), Herald Asset Management Ltd. (Cayman Islands)	Unicredit S.p.A. (Italy), Pioneer Global Asset Management (Italy)	<u>Counts 5, 14-19</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
22c	<i>Picard v. Sonja Kohn, et al. (see 22a above)</i>	10-5411-SMB 12-cv-2639- JSR	Sheldon Eisenberger	Tecno Gibraltar (Gibraltar), Tecno Italy (Italy), UniCredit Bank Austria AG (Austria), and Herald Fund SPC (Cayman Islands)	Starvest Anstalt (Lichtenstein), Lifetrust AG (Lichtenstein), Netty Blau (Austria), Mordechai Landau (Israel), Yvonne Landau (Austria), Rachel Kohn (Israel), Michael Kohn (Austria), Nicole Herzog (Australia), Herald Asset Management (Cayman Islands), Tecno Development & Research (Italy/Gibraltar), Shlomo (Momy) Amselem (Israel), 20:20 Medici (Austria), Medici Cayman Islands (Cayman Islands), MediciFinanz Consulting GmbH (Germany), Medici S.r.l (Italy), Herald Consult Ltd. (Gibraltar)	Counts 4, 5 and 13- 19

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
23	<i>Picard v. Pictet et Cie</i>	11-1724-SMB 12-cv-3402-JSR	Debevoise & Plimpton LLP	Kingate Global Fund Ltd. (BVI), Kingate Euro Fund Ltd. (BVI), Asphalia Fund Ltd. (Cayman Islands), Fairfield Sentry Ltd. (BVI), Fairfield Sigma Ltd. (BVI), Fairfield Lambda Ltd. (BVI), Rye Select Broad Market Portfolio Ltd. (Cayman Islands) ³	Picet et Cie (Switz.)	All counts
24	<i>Picard v. Banque J. Safra (Suisse) SA</i>	11-1725-SMB 12-cv-2587-JSR	Sullivan & Cromwell LLP	Kingate Global Fund (BVI), Vizcaya Partners Ltd. (BVI), Rye Select Broad Market Portfolio Ltd. (Cayman Islands), ⁴ Ariel Fund Ltd. (Cayman Islands)	Banque J. Safra (Suisse) SA (Switz.)	All counts
25	<i>Picard v. Banque Syz & Co., SA</i>	11-2149-SMB 12-cv-2489-JSR	Cravath, Swaine & Moore LLP	Kingate Global (BVI), Kingate Euro (BVI), Fairfield Sentry (BVI), Fairfield Sigma (BVI)	Banque Syz & Co., SA (Switz.)	Count 1
26	<i>Picard v. Abu Dhabi Investment Authority</i>	11-2493-SMB 12-cv-2616-JSR	Quinn Emanuel Urquhart & Sullivan, LLP	Fairfield Sentry (BVI)	Abu Dhabi Investment Authority (United Arab Emirates)	All counts

³ The specific Tremont fund is not identified in the complaint, but it was Rye Select Broad Market Portfolio Ltd. (Cayman Islands).

⁴ The specific Tremont fund is not identified in the complaint, but it was Rye Select Broad Market Portfolio Ltd. (Cayman Islands).

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
27	<i>Picard v. Orbita Capital Return Strategy Ltd.</i>	11-2537-SMB 12-cv-2934-JSR	Dechert LLP	Fairfield Sentry (BVI)	Orbita Capital Return Strategy Ltd. (Cayman Islands)	All counts
28	<i>Picard v. Quilvest Finance Ltd.</i>	11-2538-SMB 12-cv-2580-JSR	Jones Day	Fairfield Sentry (BVI)	Quilvest Finance Ltd.(BVI)	All counts
29	<i>Picard v. Meritz Fire & Marine Insurance Co. Ltd.</i>	11-2539-SMB 12-cv-2878-JSR	Steptoe & Johnson LLP	Fairfield Sentry (BVI)	Meritz Fire & Marine Insurance Co. Ltd. (Korea)	All counts
30	<i>Picard v. Lion Global Investors Ltd.</i>	11-2540-SMB 12-cv-2349-JSR	Proskauer Rose LLP	Fairfield Sentry (BVI)	Lion Global Investors Ltd. (Singapore)	All counts
31	<i>Picard v. Unifortune Asset Management SGR SPA, and Unifortune Conservative Fund</i>	11-2553-SMB 12-cv-2485-JSR	Cravath, Swaine & Moore LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI),	Unifortune Conservative Fund (Italy), Unifortune Asset Management (Italy)	All counts
32	<i>Picard v. Cathay Life Insurance Co. Ltd.</i>	11-2568-SMB 12-cv-3489-JSR	Baker & McKenzie LLP	Fairfield Sentry (BVI)	Cathay Life Insurance Co. Ltd. (Taiwan)	All counts
33	<i>Picard v. Barclays Bank (Suisse) S.A., Barclays Bank S.A., and Barclays Private Bank & Trust Ltd.</i>	11-2569-SMB 12-cv-1882-JSR	Hogan Lovells US LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	Barclays Bank Suisse S.A. (Switz.), Barclays Bank S.A. (Spain), Barclays Private Bank & Trust Limited(Jersey)	All counts
34	<i>Picard v. Banca Carige, S.P.A.</i>	11-2570-SMB 12-cv-2408-JSR	Kasowitz, Benson, Torres, & Friedman LLP	Fairfield Sentry (BVI)	Banca Carige (Italy)	All counts
35	<i>Picard v. Banque Privee Espirito Santo S.A.</i>	11-2571-SMB 12-cv-2442-JSR	Flemming Zulack Williamson Zauderer LLP	Fairfield Sentry (BVI)	Banque Privee Espirito Santo S.A. (Switz.)	All counts
36	<i>Picard v. The Sumitomo Trust and Banking Co., Ltd.</i>	11-2573-SMB 12-cv-2481-JSR	Becker, Glynn, Muffly, Chassin & Hosinski LLP	Fairfield Sentry (BVI)	The Sumitomo Trust and Banking Co. Ltd. (Japan)	All counts
37	<i>Picard v. Atlantic Security Bank</i>	11-2730-SMB 12-cv-2980-JSR	Arnold & Porter LLP	Fairfield Sentry (BVI)	Atlantic Security Bank (Cayman Islands)	All counts
38	<i>Picard v. Trincaster Corporation</i>	11-2731-SMB 12-cv-2486-JSR	Cravath, Swaine & Moore LLP	Fairfield Sentry (BVI)	Trincaster (BVI)	All counts

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
39	<i>Picard v. Caceis Bank Luxembourg and Caceis Bank</i>	11-2758-SMB 12-cv-2434-JSR	Kelley Drye & Warren LLP	Fairfield Sentry (BVI), Harley International (Cayman Islands), Fairfield Sigma (BVI)	Caceis Bank Luxembourg (Lux.), Caceis Bank (France)	All counts
40	<i>Picard v. Nomura International PLC</i>	11-2759-SMB 12-cv-2443-JSR	Shearman & Sterling LLP	Harley International (Cayman Islands)	Nomura International PLC (UK)	All counts
41	<i>Picard v. ABN AMRO Bank N.V. (presently known as The Royal Bank of Scotland, N.V.) and ABN AMRO Bank (Switzerland) AG (f/k/a ABN AMRO Bank Schweiz)</i>	11-2760-SMB 12-cv-1939-JSR	Allen & Overy LLP	Fairfield Sentry (BVI), Harley International (Cayman Islands), Fairfield Sigma (BVI)	ABN AMRO Bank N.V. (Netherlands)	All counts
42	<i>Picard v. KBC Investments Ltd.</i>	11-2761-SMB 12-cv-2877-JSR	Sidley Austin LLP	Harley International (Cayman Islands)	KBC Investments Ltd. (UK)	All counts
43	<i>Picard v. Inteligo Bank Ltd. Panama Branch f/k/a/ Blubank Ltd. Panama Branch</i>	11-2763-SMB 12-cv-2364-JSR	Shearman & Sterling LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	Inteligo Bank Ltd. Panama Branch (Bahamas)	All counts
44	<i>Picard v. Somers Dublin Ltd. and Somers Nominees (Far East) Ltd.</i>	11-2784-SMB 12-cv-2430-JSR	Cleary Gottlieb Steen & Hamilton LLP	Fairfield Sentry (BVI), Harley International (Cayman Islands)	Somers Dublin (Ireland), Somers Nominees (Bermuda)	All counts
45	<i>Picard v. BNP Paribas Arbitrage SNC</i>	11-2796-SMB 12-cv-641-JSR	Cleary Gottlieb Steen & Hamilton LLP	Harley International (Cayman Islands)	BNP Paribas Arbitrage SNC (France)	All counts
46	<i>Picard v. Merrill Lynch Bank (Suisse) SA</i>	11-2910-SMB 12-cv-3487-JSR	Arnold & Porter LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	Merrill Lynch Bank (Suisse) S.A. (Switz.)	All counts
47	<i>Picard v. Bank Julius Baer & Co., Ltd.</i>	11-2922-SMB 12-cv-2311-JSR	McKool Smith P.C.	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Fairfield Lambda (BVI)	Bank Julius Baer & Co., Ltd. (Switz.)	All counts

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
48	<i>Picard vs. LGT Bank in Liechtenstein Ltd.</i>	11-2929-SMB 13-cv-1394-JSR	Milbank, Tweed, Hadley & McCloy LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	LGT Bank in Liechtenstein Ltd. (Liechtenstein)	All counts
49	<i>Picard v. Fullerton Capital PTE Ltd.</i>	12-1004-SMB 12-cv-3488-JSR	Arnold & Porter LLP	Fairfield Sentry (BVI)	Fullerton Capital PTE (Singapore)	All counts
50	<i>Picard v. Banco Itau Europa Luxembourg S.A. and Banco Itau Europa International</i>	12-1019-SMB 12-cv-2432-JSR	Shearman & Sterling LLP	Fairfield Sentry (BVI), Kingate Global (BVI), Fairfield Sigma (BVI)	Banco Itau Europa Luxembourg S.A. (Lux.)	<u>Counts 1 and 2</u>
51	<i>Picard v. Grosvenor Investment Management Ltd., Grosvenor Private Reserve Fund Limited, Grosvenor Balanced Growth Fund Limited, and Grosvenor Aggressive Growth Fund Limited</i>	12-1021-SMB 12-cv-2351-JSR	Proskauer Rose LLP	Fairfield Sentry (BVI), Kingate Global (BVI)	Grosvenor Investment Management Ltd. (Bermuda), Grosvenor Private Reserve Fund Limited(Bermuda), Grosvenor Balanced Growth Fund Limited (Bermuda), Grosvenor Aggressive Growth Fund Ltd. (Bermuda)	All counts
52	<i>Picard v. Credit Agricole (Suisse) S.A. and Credit Agricole S.A. (a/k/a Banque du Credit Agricole)</i>	12-1022-SMB 12-cv-2494-JSR	Cleary Gottlieb Steen & Hamilton LLP	Fairfield Sentry (BVI), Kingate Global (BVI), Kingate Euro Fund (BVI), Fairfield Sigma Ltd. (BVI)	Crédit Agricole (Suisse) S.A. (Switz.), Crédit Agricole S.A. (France)	All counts
53	<i>Picard v. Arden Asset Management, Inc., Arden Asset Management LLC, and Arden Endowment Advisers, Ltd.</i>	12-1023-SMB 12-cv-2581-JSR	Seward & Kissel LLP	Fairfield Sentry (BVI), Kingate Global (BVI)	Arden Endowment Advisers, Ltd. (Cayman Islands)	All counts
54	<i>Picard v. SNS Bank N.V. and SNS Global Custody B.V.</i>	12-1046-SMB 12-cv-2509-JSR	Wilmer Cutler Pickering Hale and Dorr LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Fairfield Lambda (BVI)	SNS Bank N.V. (Netherlands), SNS Global Custody B.V. (Netherlands)	All counts

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
55	<i>Picard v. Six Sis AG</i>	12-1195-SMB 12-cv-5906-JSR	Chaffetz Lindsey LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Kingate Global (BVI), Kingate Euro (BVI)	SIX SIS AG (Switz.)	All counts
56	<i>Picard v. Multi-Strategy Fund Ltd and CDP Capital Tactical Alternative Investments</i>	12-1205-SMB 12-cv-4840- JSR	Friedman Kaplan Seiler & Adelman LLP	Fairfield Sentry (BVI), Kingate Global (BVI)	Multi-Strategy Fund Ltd. (Canada), CDP Capital Tactical Alternative Investments (Canada)	All counts
57	<i>Picard v. Lloyds TSB Bank PLC</i>	12-1207-SMB 12-cv-4722- JSR	Katten Muchin Rosenman LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	Lloyds TSB Bank plc (UK)	All counts
58	<i>Picard v. Schroder & Co. Bank AG</i>	12-1210-SMB 12-cv-4749- JSR	Ropes & Gray LLP	Fairfield Sentry (BVI), Kingate Global (BVI), Kingate Euro Fund (BVI), Fairfield Sigma (BVI)	Schroder & Co Bank AG (Switz.)	All counts
59	<i>Picard v. Union Securities Investment Trust Co., Ltd., Union USD Global Arbitrage Fund, Union USD Global Arbitrage A Fund, and Union Arbitrage Strategy Fund</i>	12-1211-SMB 13-cv-4429 - JSR	Sheppard Mullin Richter & Hampton LLP	Fairfield Sentry (BVI)	Union Securities Investment Trust Co. (Taiwan), Union Global Fund (Taiwan), Union Global A Fund (Taiwan), Union Strategy Fund (Taiwan)	All counts
60	<i>Picard v. Bank Hapoalim B.M. and Bank Hapoalim (Switzerland) Ltd.</i>	12-1216-SMB 12-cv-6187-JSR	Herbert Smith Freehills New York LLP	Fairfield Sentry (BVI), Kingate Global Fund (BVI)	Bank Hapoalim B.M. (Israel), Bank Hapoalim (Switzerland) Ltd. (Switz.)	All counts
61	<i>Picard v. Citivic Nominees Ltd.</i>	12-1513-SMB 12-cv-7228-JSR	Cleary Gottlieb Steen & Hamilton LLP	Fairfield Sentry (BVI), Kingate Global (BVI)	Citivic Nominees Ltd. (UK)	All counts

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
62	<i>Picard v. Standard Chartered Financial Services (Luxembourg) S.A. (f/k/a American Express Financial Services (Luxembourg) S.A., and f/k/a American Express Bank (Luxembourg) S.A., as represented by its liquidator Hanspeter Kramer), Standard Chartered Bank International (Americas) Ltd. (f/k/a American Express International), and Standard Chartered International (USA) Ltd. (f/k/a American Express Bank Ltd.) (moving defendants: Standard Chartered Financial Services (Luxembourg) S.A.</i>	12-1565-SMB 12-cv-6292-JSR	Sullivan & Cromwell LLP	Fairfield Sentry (BVI), Kingate Global (BVI)	Standard Chartered Financial Services (Luxembourg) S.A. (Lux.)	<u>Counts 1 and 2</u>
63	<i>Picard v. BNP Paribas S.A., BNP Paribas (Suisse) S.A. (individually and as Successor in Interest to BNP Paribas Private Bank (Switzerland) S.A. and as Successor in Interest to United European Bank), BNP Paribas Arbitrage SNC, BNP Paribas Bank & Trust (Canada), BNP Paribas Bank & Trust Cayman Ltd., BGL BNP Paribas Luxembourg S.A. (as Successor in Interest to BNP Paribas Luxembourg S.A.), BNP Paribas Securities Services – Succursale de Luxembourg, and BNP Paribas Securities Services S.A.</i>	12-1576-SMB 12-cv-5796-JSR	Cleary Gottlieb Steen & Hamilton LLP	Fairfield Sentry Ltd. (BVI), Kingate Global Fund Ltd. (BVI), Kingate Euro Fund Ltd. (BVI), Rye Select Broad Market Portfolio Ltd. (Cayman Islands)	BNP Paribas S.A. (France), BNP Paribas Suisse S.A. (Switz.), BNP Paribas Arbitrage SNC (France), BNP Paribas Bank & Trust (Canada), BNP Paribas Bank & Trust Cayman Ltd. (Cayman Islands), BGL BNP Paribas Luxembourg S.A. (Lux.), BNP Paribas Securities Services — Succursale de Luxembourg (France), BNP Paribas Securities Services S.A. (France)	Counts 1, 2, 3 and 5
64a	<i>Picard v. UBS Deutschland AG (as Successor in Interest to Dresdner Bank LateinAmerika AG), and LGT Bank (Switzerland) Ltd. (as Successor in Interest to Dresdner Bank (Schweiz) AG)</i>	12-1577-SMB 12-cv-9380-JSR	Gibson, Dunn & Crutcher LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	Dresdner Bank LateinAmerika AG (Germany); UBS Deutschland AG (Germany)	<u>Count 1</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
64b	<i>Picard v. UBS Deutschland AG, UBS Deutschland AG (as Successor in Interest to Dresdner Bank LateinAmerika AG), and LGT Bank (Switzerland) Ltd. (as Successor in Interest to Dresdner Bank (Schweiz) AG)</i>	12-1577-SMB 12-cv-9380-JSR	Milbank, Tweed, Hadley & McCloy LLP	Fairfield Sentry (BVI), Kingate Euro (BVI)	Dresdner Bank (Schweiz) AG (Switz.)	<u>Counts 1 and 2</u>
65	<i>Picard v. Barfield Nominees Ltd. and Northern Trust Corporation</i>	12-1669-SMB 12-cv-5278-JSR	Katten Muchin Rosenman LLP	Fairfield Sentry (BVI), Kingate Global (BVI)	Barfield Nominees Ltd. (Guernsey)	All counts
66	<i>Picard v. Societe Generale Private Banking (Suisse) S.A. (f/k/a SG Private Banking Suisse S.A.), Societe General Private Banking (Lugano-Svizzera) S.A. (f/k/a SG Private Banking (Lugano-Svizzera) S.A.), Socgen Nominees (UK) Ltd., Lyxor Asset Management S.A. (as Successor in Interest to Barep Asset Management S.A.), Societe Generale Holding de Participations S.A. (as Successor in Interest to Barep Asset Management S.A.), SG AM AI Premium Fund L.P. (f/k/ SG AM Alternative Diversified U.S. L.P.), Lyxor Asset Management Inc. (f/k/a SGAM Asset Management, Inc. and as General Partner of SG AM AI Premium Fund L.P.), SG Audace Alternatif (f/k/a/ SGAM AI Audace Alternatif), SGAM AI Equilibrium Fund (f/k/a SGAM Alternative Multimanager Diversified Fund), Lyxor Premium Fund (f/k/a SGAM Alternative Diversified Premium Fund), Societe Generale S.A. (as Trustee for Lyxor Premium Fund), Societe Generale Bank & Trust S.A., OFI MGA Alpha Palmares (f/k/a Oval Alpha Palmares), Oval Palmares Europlus, UMR Select Alternatif, and Bank Audi S.A.M.- Audi Saradar Group (f/k/a Dresdner Bank Monaco S.A.M)</i>	12-1677-SMB 12-cv-8860-JSR	Flemming Zulack Williamson Zauderer LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Fairfield Lambda (BVI), Kingate Global (BVI)	Societe Generale Private Banking (Suisse) S.A. (Switz.), Societe Generale Private Banking (Lugano- Svizzera) S.A. (Switz.), Socgen Nominees (UK) Ltd. (UK), Lyxor Asset Management S.A. (France), Societe Generale Holding de Participations S.A. (France), SG Audace Alternatif (France), SGAM AI Equilibrium Fund (Lux.), Lyxor Premium Fund (Ireland), Societe Generale S.A (France), Societe Generale Bank & Trust S.A. (Lux.)	<u>Counts 1 - 4</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
67	<i>Picard v. Intesa Sanpaolo S.p.A. (as Successor in Interest to Banca Intesa SPA), Eurizon Capital SGR SPA (as Successor in Interest to Eurizon Investimenti SGR SPA, f/k/a Nextra Investment Management SGR SPA, and Eurizon Alternative Investments SGR SPA, f/k/a Nextra Alternative Investments SGR SPA), Eurizon Low Volatility (f/k/a Nextra Low Volatility), Eurizon Low Volatility II (f/k/a/ Nextra Low Volatility II), Eurizon Low Volatility PB (f/k/a Nextra Low Volatility PB), Eurizon Medium Volatility (f/k/a Nextra Medium Volatility), Eurizon Medium Volatility II (f/k/a Nextra Medium Volatility II), Eurizon Total Return (f/k/a Nextra Total Return)</i>	12-1680-SMB 12-cv-7157 and 12-cv-6291-JSR	Davis Polk & Wardwell LLP	Fairfield Sentry (BVI), Kingate Global (BVI), Kingate Euro (BVI)	Eurizon Capital SGR S.p.A. (Italy), Eurizon Low Volatility (Italy), Eurizon Low Volatility II (Italy), Eurizon Low Volatility PB (Italy), Eurizon Medium Volatility (Italy), Eurizon Medium Volatility II (Italy), Eurizon Total Return (Italy)	<u>Counts 1-2</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
68a	<i>Picard v. Banque Degroof SA/NV (a/k/a Banque Degroof Bruxelles a/k/a Bank Degroof SA/NV), Banque Degroof Luxembourg S.A., Banque Degroof France S.A. (f/k/a Banque Degroof Et Phillippe S.A.), Degroof Gestion Institutionnelle Luxembourg S.A., Elite-Stability Fund SICAV and Elite-Stability Fund SICAV Stablerock Compartment (as represented by their Liquidator Pierre Delandmeter), Pierre Delanmeter (in his capacity as Liquidator of Elite-Stability Fund SICAV and Elite-Stability Fund SICAV Stablerock Compartment), Access International Advisors LLC, Access Management Luxembourg S.A. (f/k/a Access International Advisors (Luxembourg) S.A., and as represented by its Liquidator Fernand Entringer), Fernand Entringer (in his capacity as Liquidator of Access Management Luxembourg S.A. (f/k/a Access International Advisors (Luxembourg) S.A.), Aforge Finance Holding, Aforge Finance, Aforge Capital Management S.A., Aforge Gestion</i>	12-1691-SMB 12-cv-8709-JSR	Otterbourg, Steindler, Houston & Rosen, P.C.	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Luxalpha SICAV (Lux.), Groupement Financier Ltd. (BVI), Kingate Euro (BVI) (directly or indirectly through Elite-Stability Fund SICAV (Lux.) and/or Elite-Stability Fund SICAV Stablerock Compartment (Lux.))	Banque Degroof SA/NV (Belgium), Banque Degroof Luxembourg S.A. (Lux.), Banque Degroof France S.A. (France), Degroof Gestion Institutionnelle Luxembourg S.A. (Lux.), Aforge Finance Holding S.A. (France), Aforge Finance S.A. (France), Aforge Gestion S.A. (France), Aforge Capital Management S.A. (Switz.)	<u>Counts 1, 2, 3, 4 and 6</u>
68b	<i>Picard v. Banque Degroof SA/NV (a/k/a Banque Degroof Bruxelles a/k/a Bank Degroof SA/NV) et al. (see 68a above)</i>	12-1691-SMB 12-cv-8709-JSR	Katten Muchin Rosenman LLP	Groupement Financier Ltd. (BVI), Groupement Financier Levered Ltd. (BVI), Luxalpha SICAV (Lux.), Oreades SICAV (Lux.), Elite-Stability Fund SICAV (Lux.), Elite-Stability Fund SICAV Stablerock Compartment (Lux.)	Elite-Stability Fund SICAV (Lux.), Elite-Stability Fund SICAV Stablerock Compartment (Lux.), Access Management Luxembourg S.A. (Lux.)	<u>Counts 2, 3, 5 and 6</u>

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
69	<i>Picard v. Lombard Odier Darier Hentsch & Cie</i>	12-1693-SMB 12-cv-8858-JSR	Flemming Zulack Williamson Zauderer LLP	Fairfield Sentry (BVI), Kingate Global (BVI), Fairfield Sigma (BVI)	Lombard Odier (Switz.)	All counts
70	<i>Picard v. Banque Cantonale Vaudoise</i>	12-1694-SMB 12-cv-8816-JSR	Flemming Zulack Williamson Zauderer LLP	Fairfield Sentry (BVI)	Banque Cantonale Vaudoise (Switz.)	All counts
71	<i>Picard v. Bordier & Cie</i>	12-1695-SMB 12-cv-8861-JSR	Flemming Zulack Williamson Zauderer LLP	Fairfield Sentry (BVI), Kingate Global (BVI), Kingate Euro (BVI)	Bordier & Cie (Switz.)	All counts
72a	<i>Picard v. ABN AMRO Fund Services (Isle of Man) Nominees Ltd. (f/k/a Fortis (Isle of Man) Nominees Ltd.), Platinum All Weather Fund Ltd., and Odyssey</i>	12-1697-SMB 12-cv-6290-JSR	Tannenbaum Helpert Syracuse & Hirschtritt LLP	ABN AMRO Fund Services (Isle of Man) Nominees Ltd. (Isle of Man)	Odyssey (BVI/Isle of Man)	<u>Count 1</u>
72b	<i>Picard v. ABN AMRO Fund Services (Isle of Man) Nominees Limited. (f/k/a Fortis (Isle of Man) Nominees Ltd.), Platinum All Weather Fund Ltd., and Odyssey</i>	12-1697-SMB 12-cv-9115-JSR	Latham & Watkins LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	ABN AMRO Fund Services (Isle of Man) Nominees Limited (Isle of Man)	<u>Count 1</u>
73	<i>Picard v. Royal Bank of Canada, Guernroy Ltd., Royal Bank of Canada (Channel Islands) Ltd., Royal Bank of Canada Trust Company (Jersey) Ltd., Royal Bank of Canada (Asia) Ltd., Royal Bank of Canada (Suisse) S.A., RBC Dominion Securities Inc., and RBC Alternative Assets, L.P.</i>	12-1699-SMB 12-cv-4938- JSR	Katten Muchin Rosenman LLP	Fairfield Sentry (BVI), Kingate Global Fund (BVI), Rye Select Broad Market Portfolio Ltd. (Cayman Islands)	Royal Bank of Canada (Canada), Guernroy Ltd. (Guernsey), Royal Bank of Canada (Channel Islands) Ltd. (Guernsey), Royal Bank of Canada Trust Company (Jersey) Ltd. (Jersey), Royal Bank of Canada (Asia) Ltd. (Singapore), Royal Bank of Canada (Suisse) S.A. (Switz.), RBC Dominion Securities Inc. (Canada)	Counts 1, 2 and 3

	CASE NAME	ADVERSARY/ CIVIL NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (LOCATION)	COUNTS SUBJECT TO MOTION
74	<i>Picard v. Caprice International Group, Inc., Citibank (Switzerland) Ltd., Eric Schiffer D/B/A Desert Rose Ltd., Pine Cliffs Investment Ltd., Cenard Investments Ltd., and Advanced Strategies Ltd.</i>	12-1700-SMB 12-cv-7230-JSR	Cleary Gottlieb Steen & Hamilton LLP	ZCM Asset Holding Company (Bermuda) LLC (Bermuda)	Citibank (Switzerland) AG (Switz.) ⁵	<u>Count 1</u>

⁵ This transferee is referred to as Citibank (Switzerland) Ltd. in the caption and as both Citibank (Switzerland) Ltd. and Citibank (Switzerland) AG in the body of the complaint.

EXHIBIT B

ADDITIONAL EXTRATERRITORIALITY DEFENDANTS^{1, 2}

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (“FSTs”) (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
1a	<i>Picard v. Federico Ceretti, Carlo Grosso, Kingate Global Fund Ltd., Kingate Euro Fund Ltd., Kingate Management Ltd., FIM Advisers LLP, FIM Ltd., Citi Hedge Fund Services Ltd., First Peninsula Trustees Ltd. (individually and as trustee of the Ashby Trust), The Ashby Trust, Ashby Investment Services Ltd., Alpine Trustees Ltd. (individually and as trustee of El Prela Trust), Port of Hercules Trustees Ltd. (individually, and as trustee of El Prela Trust), El Prela Trust, El Prela Group Holding Services, Ashby Holdings Services Ltd., El Prela Trading Investments Ltd., and HSBC Bank Bermuda Ltd.</i>	09-1161-SMB	Chaffetz Lindsey LLP	Kingate Global (BVI), Kingate Euro (BVI)	Kingate Management Ltd. (Bermuda)	<u>Count Nine</u>
1b	<i>Picard v. Federico Ceretti, et al. (see 1a above)</i>	09-1161-SMB	Cleary Gottlieb Steen & Hamilton LLP	Kingate Global (BVI), Kingate Euro (BVI)	Citi Hedge Fund Services Ltd. (Bermuda)	<u>Count Nine</u>
1c	<i>Picard v. Federico Ceretti, et al. (see 1a above)</i>	09-1161-SMB	Cleary Gottlieb Steen & Hamilton LLP	Kingate Global (BVI), Kingate Euro (BVI)	HSBC Bank Bermuda Limited (Bermuda)	<u>Count Nine</u>

¹ These Schedules show the jurisdiction under whose laws the transferors and transferees that are not natural persons are organized, and the citizenship of the transferors and transferees that are natural persons, in each case as of the time of the transfers, as alleged in the complaints or as agreed by the Trustee and the transferee. The parties do not agree, and nothing in this Order shall preclude any party from presenting any argument, concerning the extent to which such jurisdiction of organization or citizenship is conclusive in determining whether a transferor is a “foreign transferor,” or a transferee is a “foreign transferee,” for purpose of the Extraterritoriality Order or otherwise.

² In the column furthest to the right, “All Counts” means all counts in the adversary proceeding. An identification of counts that is underlined, as in “Count Nine,” indicates that the counts subject to the motion include all the claims against the Foreign Subsequent Transferees in the entry, other than counts that were previously dismissed.

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES ("FSTs") (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
2a	<p><i>Picard v. HSBC Bank PLC, HSBC Holdings PLC, HSBC Services (Luxembourg) S.A., HSBC Institutional Trust Services (Ireland) Ltd., HSBC Institutional Trust Services (Bermuda) Ltd., HSBC Bank USA, N.A., HSBC Securities Services (Bermuda) Ltd., HSBC Bank (Cayman) Ltd., HSBC Private Bank Holdings (Suisse) S.A., HSBC Private Bank (Suisse) S.A., HSBC Bank Bermuda Ltd., Herald Fund SPC, Herald (LUX) SICAV, Primeo Fund, Alpha Prime Fund Ltd., Senator Fund SPC, Hermes International Fund Ltd., Lagoon Investment Ltd., Thema Fund Ltd., Thema Wise Investments Ltd., Thema International Fund PLC, Geo Currencies Ltd. S.A, Herald Aset Management Ltd., 20:20 Medici AG, Unicredit Bank Austria AG, BA Worldwide Fund Management Ltd., Eurovaleur, Inc., Pioneer Alternative Investment Management Ltd., Eurovaleur, Inc., Pioneer Alternative Investment Management Ltd., Alpha Prime Asset management Ltd., Regulus Asset Management Ltd., Carruba Asset Management Ltd., Genevalor, Benbassat et cie, Hermes Asset Management Ltd., Thema Asset Management (Bermuda) Ltd., Thema Asset Management Ltd., Equus Asset Management Ltd., Equus Asset Management Partners, L.P., Aurella Fund Management Ltd., Ursala Radel-Lesczynski, Sonja Kohn, Erwin Kohn, Mario Benbassat, Alberto Benbasset, Stephane Benbasset, David T. Smith, Roberto Nespolo, Laurent Mathysen-Gerst, Oliveir Ador, Pascal Cattaneo, Vladimir Stepczynski, Jean-Marc Wenger, Lagoon Investment Trust, UniCredit S.p.A., Inter Asset Management, Inc., GTM</i></p>	09-1364-SMB	Goodwin Procter LLP	Thema Asset Management Ltd. (BVI)	T+M Trusteeship & Management Services S.A. (Switz.)	Counts Two and Ten

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES ("FSTs") (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
	<i>Management Services Corp. N.V., T+M Trusteeship & Management Services S.A., Aurella Asset Management Partners, Cape Investment Advisors Ltd., and Tereo Trust Company Ltd.</i>					
2b	<i>Picard v. HSBC Bank PLC, et al. (see above)</i>	09-1364-SMB	Goodwin Procter LLP	Hermes Asset Management Ltd. (Bermuda)	GTM Management Services Corp. N.V. (Curacao)	Counts Two and Ten
3a	<i>Picard v. UBS AG, UBS (Luxembourg) S.A., UBS Fund Services (Luxembourg) S.A., UBS Third Party Management Company S.A., Access International Advisors LLC, Access International Advisors Ltd., Access Management Luxembourg SA (f/k/a Access International Advisors (Luxembourg) SA) as represented by its Liquidator Maitre Fernand Entringer, Access Partners SA as represented by its Liquidator Maitre Fernand Entringer, Patrick Littaye, Claudine Magon de la Villehuchet (a/k/a Claudine de la Villehuchet) in her capacity as Executrix under the Will of Thierry Magon de la Villehuchet (a/k/a Rene Thierry de la Villehuchet), Claudine Magon de la Villehuchet (a/k/a Claudine de la Villehuchet) individually as the sole beneficiary under the Will of Thierry Magon de la Villehuchet (a/k/a Rene Thierry de la Villehuchet), Pierre Delandmeter, Theodore Dumbauld, Luxalpha SICAV as represented by its Liquidators Maitre Alain Rukavina and Paul Laplume, Maitre Alain Rukavina and Paul Laplume, in their capacities as liquidators and representatives of Luxalpha SICAV, and Groupement Financier Ltd.</i>	10-4285-SMB	Gibson, Dunn & Crutcher LLP	Luxalpha SICAV (Lux.), Groupement Financier Ltd. (BVI)	UBS AG (Switz.), UBS (Luxembourg) S.A. (Lux.), UBS Fund Services (Luxembourg) S.A. (Lux.), UBS Third Party Management Company S.A. (Lux.)	Counts Two and Nine

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES ("FSTs") (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
3b	<i>Picard v. UBS AG, et al. (see 3a above)</i>	10-4285-SMB	Katten Muchin Rosenman LLP	Luxalpha SICAV (Lux.), Groupement Financier Ltd. (BVI)	Access International Advisors Ltd. (Bahamas), Access Management Luxembourg S.A. (Lux.), Access Partners S.A. (Lux.), Patrick Littaye (Belgium)	Counts Two and Nine
3c	<i>Picard v. UBS AG, et al. (see 3a above)</i>	10-4285-SMB	Friedman Kaplan Seiler & Adelman LLP	Luxalpha SICAV (Lux.), Groupement Financier Ltd. (BVI)	Pierre Delandmeter (Lux.)	Counts Two and Nine
4	<i>Picard v. UBS AG, UBS (Luxembourg) S.A., UBS Fund Services (Luxembourg) S.A., UBS Third Party Management Company S.A., M&B Capital Advisers Sociedad de Valores, S.A., M&B Capital Advisers Gestion SGIIC S.A., Reliance Management (BVI) Ltd., Reliance International Research LLC, Reliance Management (Gibraltar) Ltd., Luxembourg Investment Fund and Luxembourg Investment Fund U.S. Equity Plus (as represented by their Liquidators Maitre Alain Rukavina and Paul Laplume), Maitre Alain Rukavina and Paul Laplume (in their capacities as liquidators and representatives of Luxembourg Investment Fund and Luxembourg Investment Fund U.S. Equity Plus), and Landmark Investment Fund Ireland</i>	10-5311-SMB	Gibson, Dunn & Crutcher LLP	Luxembourg Investment Fund U.S. Equity Plus (Lux.)	UBS AG (Switz.), UBS (Luxembourg) S.A. (Lux.), UBS Fund Services (Luxembourg) S.A. (Lux.), UBS Third Party Management Company S.A. (Lux.)	Counts Two and Eleven
5	<i>Picard v. National Bank of Kuwait S.A.K.</i>	11-2554-SMB	King & Spalding LLP	Fairfield Sentry (BVI)	National Bank of Kuwait S.A.K.(Kuwait)	All Counts

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (“FSTs”) (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
6a	<i>Picard v. Korea Exchange Bank, individually and as Trustee for Korea Global All Asset Trust I-1, and as Trustee for Tams Rainbow Trust III, and Korea Investment Trust Management Company</i>	11-2572-SMB	King & Spalding LLP	Fairfield Sentry (BVI)	Korea Exchange Bank, as Trustee (South Korea)	All Counts
6b	<i>Picard v. Korea Exchange Bank, et al. (see 6a above)</i>	11-02572-SMB	Wollmuth Maher & Deutsch LLP	Fairfield Sentry (BVI)	Korea Investment Trust Management Company (South Korea)	All Counts
7	<i>Picard v. Falcon Private Bank Ltd. (f/k/a AIG Private Bank AG)</i>	11-2923-SMB	Pillsbury Winthrop Shaw Pittman LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	AIG Privat Bank AG (Switz.)	All Counts

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (“FSTs”) (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
8	<i>Picard v. Credit Suisse AG, Credit Suisse AG, Nassau Branch, Credit Suisse AG, Nassau Branch Wealth Management, Credit Suisse AG, Nassau Branch LATAM Investment Banking, Credit Suisse Wealth Management Ltd., Credit Suisse (Luxembourg) SA, Credit Suisse International Ltd., Credit Suisse Nominees (Guernsey) Ltd., Credit Suisse London Nominees Ltd., Credit Suisse (UK) Ltd., and Credit Suisse Securities (USA) LLC</i>	11-2925-SMB	O’Melveny & Myers LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Fairfield Lambda (BVI), Kingate Global (BVI), Kingate Euro (BVI)	Credit Suisse AG (Switz.), Credit Suisse AG, Nassau Branch (Bahamas), Credit Suisse AG, Nassau Branch Wealth Management (Bahamas), Credit Suisse AG, Nassau Branch LATAM Investment Banking (Bahamas), Credit Suisse Wealth Management Ltd. (Bahamas), Credit Suisse (Luxembourg) SA (Lux.), Credit Suisse International Ltd. (UK), Credit Suisse Nominees (Guernsey) Ltd. (Guernsey), Credit Suisse London Nominees Ltd. (UK), Credit Suisse (UK) Ltd. (UK)	<u>Counts One through Five</u>
9	<i>Picard v. Public Institution for Social Security</i>	12-1002-SMB	Goodwin Procter LLP	Fairfield Sentry (BVI)	Public Institute for Social Security (Kuwait)	All Counts
10	<i>Picard v. SICO Ltd.</i>	12-1005-SMB	Cleary Gottlieb Steen & Hamilton LLP	Kingate Global (BVI), Fairfield Sentry (BVI)	SICO Ltd. (BVI)	All Counts
11	<i>Picard v. Solon Capital Ltd.</i>	12-1025-SMB	O’Melveny & Myers LLP	Kingate Global (BVI)	Solon Capital (Bermuda)	All Counts

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (“FSTs”) (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
12	<i>Picard v. Koch Industries, Inc., as successor in interest to Koch Investment (UK) Company</i>	12-1047-SMB	Orrick, Herrington & Sutcliffe LLP	Fairfield Sentry (BVI)	Koch Investment (UK) Company (UK)	Count One
13	<i>Picard v. Kookmin Bank</i>	12-1194-SMB	King & Spalding LLP	Fairfield Sentry (BVI)	Kookmin Bank, as Trustee (South Korea)	All Counts
14	<i>Picard v. BSI AG, individually and as successor in interest to Banco del Gottardo</i>	12-1209-SMB	Wilmer Cutler Pickering Hale and Dorr LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI)	BSI AG (Switz.), Banco del Gottardo (Switz.)	All Counts
15	<i>Picard v. Mistral (SPC)</i>	12-1273-SMB	O’Melveny & Myers LLP	Kingate Global (BVI), Rye Select Broad Market Portfolio Ltd. (Cayman Islands)	Mistral (SPC) (Cayman Islands)	All Counts
16	<i>Picard v. Zephyros Ltd.</i>	12-1278-SMB	O’Melveny & Myers LLP	Kingate Global (BVI), Rye Select Broad Market Portfolio Ltd. (Cayman Islands)	Zephyros Ltd. (Cayman Islands)	All Counts
17	<i>Picard v. Credit Suisse AG, as successor in interest to Clariden Leu AG and Bank Leu AG</i>	12-1676-SMB	O’Melveny & Myers LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Fairfield Lambda (BVI), Kingate Global (BVI)	Credit Suisse AG (Switz.), Clariden Leu AG (Switz.), Bank Leu AG (Switz.)	All Counts

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (“FSTs”) (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
18a	<i>Picard v. Societe Generale Private Banking (Suisse) S.A. (f/k/a SG Private Banking Suisse S.A.), Societe General Private Banking (Lugano-Svizzera) S.A. (f/k/a SG Private Banking (Lugano-Svizzera) S.A.), Socgen Nominees (UK) Ltd., Lyxor Asset Management S.A. (as Successor in Interest to Barep Asset Management S.A.), Societe Generale Holding de Participations S.A. (as Successor in Interest to Barep Asset Management S.A.), SG AM AI Premium Fund L.P. (f/k/ SG AM Alternative Diversified U.S. L.P.), Lyxor Asset Management Inc. (f/k/a SGAM Asset Management, Inc. and as General Partner of SG AM AI Premium Fund L.P.), SG Audace Alternatif (f/k/a/ SGAM AI Audace Alternatif), SGAM AI Equilibrium Fund (f/k/a SGAM Alternative Multimanager Diversified Fund), Lyxor Premium Fund (f/k/a SGAM Alternative Diversified Premium Fund), Societe Generale S.A. (as Trustee for Lyxor Premium Fund), Societe Generale Bank & Trust S.A., OFI MGA Alpha Palmares (f/k/a Oval Alpha Palmares), Oval Palmares Europlus, UMR Select Alternatif, and Bank Audi S.A.M.- Audi Saradar Group (f/k/a Dresdner Bank Monaco S.A.M)</i>	12-1677-SMB	Dechert LLP	Kingate Global (BVI)	Bank Audi S.A.M.- Audi Saradar Group (Monaco)	All Counts
18b	<i>Picard v. Societe Generale Private Banking (Suisse) S.A., et al. (see 14a above)</i>	12-1677-SMB	Bond Schoeneck & King, PLLC	Fairfield Sentry (BVI)	OFI MGA Alpha Palmares (France), Oval Palmares Europlus (France), UMR Select Alternatif (France)	All Counts

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES ("FSTs") (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
19	<i>Picard v. Intesa Sanpaolo S.p.A. (as Successor in Interest to Banca Intesa SPA), Eurizon Capital SGR SPA (as Successor in Interest to Eurizon Investimenti SGR SPA, f/k/a Nextra Investment Management SGR SPA, and Eurizon Alternative Investments SGR SPA, f/k/a Nextra Alternative Investments SGR SPA), Eurizon Low Volatility (f/k/a Nextra Low Volatility), Eurizon Low Volatility II (f/k/a/ Nextra Low Volatility II), Eurizon Low Volatility PB (f/k/a Nextra Low Volatility PB), Eurizon Medium Volatility (f/k/a Nextra Medium Volatility), Eurizon Medium Volatility II (f/k/a Nextra Medium Volatility II), Eurizon Total Return (f/k/a Nextra Total Return)</i>	12-1680-SMB	Davis Polk & Wardwell LLP	Kingate Global (BVI)	Intesa Sanpaolo S.p.A. (Italy)	<u>Count Two</u>
20	<i>Picard v. EFG Bank S.A., f/k/a EFG Private Bank S.A., EFG Bank (Monaco) S.A.M., f/k/a EFG Eurofinanciere d'Investissements S.A.M. and EFG Bank & Trust (Bahamas) Ltd., as successor-in-interest to Banco Atlantico (Bahamas) Bank & Trust Ltd.</i>	12-1690-SMB	Dentons US LLP	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Fairfield Lambda (BVI), Kingate Global (BVI)	EFG Bank S.A. (Switz.), EFG Bank Monaco S.A.M. (Monaco), EFG Bank & Trust Bahamas Ltd. (Bahamas)	All Counts
21	<i>Picard v. ABN AMRO Fund Services (Isle of Man) Nominees Ltd. (f/k/a Fortis (Isle of Man) Nominees Ltd.), Platinum All Weather Fund Ltd., and Odyssey</i>	12-1697-SMB	Arnold & Porter LLP	Fortis (Isle of Man) Nominees, Ltd. (Isle of Man)	Platinum All Weather Fund Limited (Cayman Islands)	<u>Count One</u>

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (“FSTs”) (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
22	<i>Picard v. Banque Internationale à Luxembourg S.A. (f/k/a Dexia Banque Internationale à Luxembourg S.A.), individually and as successor in interest to Dexia Nordic Private Bank S.A., RBC Dexia Investor Services Bank S.A., RBC Dexia Investor Services Trust, RBC Dexia Investor Services España S.A., and Banque Internationale à Luxembourg (Suisse) S.A. (f/k/a Dexia Private Bank (Switz.) Ltd.)</i>	12-1698-SMB	Clifford Chance US LLP (for Banque Internationale à Luxembourg S.A. and Banque Internationale à Luxembourg (Suisse) S.A.), Wrobel Schatz & Fox LLP (for RBC Dexia Investor Services Bank S.A., RBC Dexia Investor Services Trust, and RBC Dexia Investor Services España S.A.)	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Kingate Global (BVI), Rye Select Broad Market Portfolio Ltd. (Cayman Islands)	Banque Internationale à Luxembourg S.A. (Lux.), RBC Dexia Investor Services Bank S.A. (Lux.), RBC Dexia Investor Services Trust (Canada), RBC Dexia Investor Services España S.A. (Spain), Banque Internationale à Luxembourg (Suisse) S.A. (Switz.)	All Counts
23	<i>Picard v. Barreneche, Inc., Dove Hill Trust, Fairfield Greenwich Capital Partners, FG Investors Ltd., Fortuna Asset Management Inc., Invercounsel, S.L., Invercounsel USA LLC, Selecta Financial Corporation Inc., and Share Management LLC</i>	12-1702-SMB	Simpson Thacher & Bartlett LLP (for limited purposes only)	Fairfield Sentry (BVI), Fairfield Sigma (BVI), Fairfield Lambda (BVI), Fairfield Greenwich Ltd. (Cayman Islands), Fairfield Greenwich (Bermuda) Ltd. (Bermuda)	Dove Hill Trust (Singapore), FG Investors Ltd. (Cayman Islands)	All Counts
24	<i>Picard v. Parson Finance Panama S.A.</i>	11-02542-SMB	Kellner Herlihy Getty & Friedman LLP	Fairfield Sentry (BVI)	Parson Finance Panama S.A. (Panama)	All counts

	CASE NAME	ADVERSARY NUMBER	ATTORNEYS FOR FOREIGN SUBSEQUENT TRANSFEREES	FOREIGN TRANSFERORS (LOCATION)	FOREIGN SUBSEQUENT TRANSFEREES (“FSTs”) (LOCATION)	COUNTS AGAINST FSTs SUBJECT TO MOTION
25	<i>Picard v. Lighthouse Investment Partners LLC, d/b/a Lighthouse Partners, Lighthouse Supercash Fund Limited, and Lighthouse Diversified Fund Limited</i>	11-02762-SMB	Loeb & Loeb LLP	Fairfield Sentry (BVI)	Lighthouse Diversified Fund Limited (Cayman)	All counts
26	<i>Picard v. Vontobel AG f/k/a Bank J. Vontobel & Co. AG, and Vontobel Asset Management Inc.</i>	12-01202-SMB	Wuersch and Gering LLP	Fairfield Sentry (BVI), Kingate Global (BVI), Kingate Euro (BVI)	Vontobel AG f/k/a Bank J. Vontobel & Co. AG (Switz.)	All counts
27	<i>Picard v. ZCM Asset Holding Company (Bermuda) LLC</i>	12-01512-SMB	Boies, Shiller & Flexner LLP and Paul, Weiss, Rifkind, Wharton & Garrison	Kingate Global (BVI), Fairfield Sentry (BVI)	ZCM Asset Holding Company (Bermuda) LLC (Bermuda)	All counts
28	<i>Picard v. UKFP (Asia) Nominees Ltd.</i>	12-01566-SMB	Mayer Brown LLP	Fairfield Sentry (BVI)	UKFP (Asia) Nominees Ltd. (BVI)	All counts
29	<i>Picard v. Safehand Investments, Strongback Holdings Corporation and PF Trustees Limited in its capacity as trustee of RD Trust</i>	12-01701-SMB	Morrison & Foerster LLP	Fairfield Greenwich Ltd. (Cayman), Fairfield Greenwich (Bermuda) Ltd. (Bermuda)	Safehand Investments (Cayman), Strongback Holdings Corporation (Malta), PF Trustees Limited in its capacity as trustee of RD Trust (Cayman)	All counts
30	<i>Picard v. First Gulf Bank</i>	11-02541-SMB	Chalos & Co., P.C.	Fairfield Sentry (BVI)	First Gulf Bank (UAE)	All counts

EXHIBIT C

Adversary Proceeding Number	Case Name	Replead	Discovery
09-01154	Picard v. Vizcaya Partners Limited	X	
09-01239	Picard v. Fairfield Sentry Limited	X	
09-01364	Picard v. HSBC Bank plc	X	
09-01365	Picard v. Thybo Asset Management Limited	X	X
10-04284	Picard v. Plaza Investments International Limited	X	X
10-04285	Picard v. UBS AG	X	
10-04287	Picard v. Cardinal Management	X	X
10-04330	Picard v. Square One Fund Ltd	X	X
10-04457	Picard v. Equity Trading Fund	X	X
10-04471	Picard v. Citrus Investment Holdings Ltd.	X	X
10-05120	Picard v. Oreades SICAV	X	X
10-05229	Picard v. Defender Limited*	X	X
10-05286	Picard v. Legacy Capital Ltd.	X	
10-05311	Picard v. UBS AG	X	
10-05345	Picard v. Citibank, N.A.	X	X
10-05346	Picard v. Merrill Lynch International	X	X
10-05348	Picard v. Nomura Bank International plc	X	X
10-05351	Picard v. Banco Bilbao Vizcaya Argentaria, S.A.	X	X
10-05353	Picard v. Natixis	X	X
10-05354	Picard v. ABN AMRO Bank, N.A.	X	X
10-05355	Picard v. ABN AMRO Bank (Ireland) Ltd.	X	X
10-05415	Picard v. American Securities Management, L.P.	X	
11-01724	Picard v. Pictet et Cie	X	
11-01725	Picard v. Banque J. Safra (Suisse) SA f/k/a Banque Jacob Safra (Suisse) SA	X	
11-01885	Picard v. Safra National Bank of New York	X	
11-02149	Picard v. Banque Syz & Co., SA	X	X
11-02493	Picard v. Abu Dhabi Investment Authority	X	X
11-02537	Picard v. Orbita Capital Return Strategy	X	X
11-02538	Picard v. Quilvest Finance Ltd.	X	X
11-02539	Picard v. Meritz Fire & Insurance Co. Ltd.	X	X
11-02540	Picard v. Lion Global Investors Limited	X	X
11-02541	Picard v. First Gulf Bank	X	X
11-02542	Picard v. Parson Finance Panama S.A.	X	X
11-02551	Picard v. Delta National Bank and Trust Company	X	X
11-02553	Picard v. Unifortune Asset Management SGR SpA	X	X
11-02554	Picard v. National Bank of Kuwait S.A.K.	X	X
11-02568	Picard v. Cathay Life Insurance Co. Ltd.	X	X
11-02569	Picard v. Barclays Bank (Suisse) S.A.	X	X
11-02570	Picard v. Banca Carige S.P.A.	X	X
11-02571	Picard v. Banque Privee Espirito Santo S.A.	X	X
11-02572	Picard v. Korea Exchange Bank	X	X
11-02573	Picard v. Sumitomo Trust and Banking Co., Ltd.	X	X
11-02730	Picard v. Atlantic Security Bank	X	X
11-02733	Picard v. Naidot & Co.	X	X
11-02759	Picard v. Nomura International plc	X	X
11-02760	Picard v. ABN Amro Bank N.V.	X	X
11-02761	Picard v. KBC Investments Limited	X	X
11-02762	Picard v. Lighthouse Investment Partners LLC	X	X

Adversary Proceeding Number	Case Name	Replead	Discovery
11-02763	Picard v. Inteligo Bank Ltd.	X	X
11-02784	Picard v. Somers Dublin Limited	X	X
11-02796	Picard v. BNP Paribas Arbitrage SNC	X	X
11-02910	Picard v. Merrill Lynch Bank (Suisse) SA	X	X
11-02922	Picard v. Bank Julius Baer & Co. Ltd.	X	X
11-02923	Picard v. Falcon Private Bank Ltd.	X	X
11-02929	Picard v. LGT Bank in Liechtenstein Ltd.	X	X
12-01002	Picard v. The Public Institution For Social Security	X	X
12-01004	Picard v. Fullerton Capital PTE Ltd.	X	X
12-01005	Picard v. SICO Limited	X	X
12-01019	Picard v. Banco Itau	X	X
12-01021	Picard v. Grosvenor Investment Management	X	X
12-01023	Picard v. Arden Asset Management	X	X
12-01046	Picard v. SNS Bank N.V.	X	X
12-01047	Picard v. Koch Industries Inc.	X	X
12-01048	Picard v. Banco General S.A.	X	X
12-01194	Picard v. Kookmin Bank	X	X
12-01195	Picard v. Six Sis AG	X	X
12-01202	Picard v. Vontobel AG	X	X
12-01205	Picard v. Multi Strategy Fund Ltd	X	X
12-01207	Picard v. Lloyds TSB Bank plc	X	X
12-01209	Picard v. BSI AG	X	X
12-01210	Picard v. Schroder & Co.	X	X
12-01211	Picard v. Union Securities	X	X
12-01216	Picard v. Bank Hapoalim	X	X
12-01512	Picard v. ZCM Asset Holding Co	X	X
12-01565	Picard v. Standard Chartered Financial Services	X	X
12-01566	Picard v. UKFP (Asia) Nominees Ltd.	X	X
12-01576	Picard v. BNP Paribas S.A.	X	X
12-01577	Picard v. Dresdner Bank	X	X
12-01690	Picard v. EFG Bank S.A.	X	X
12-01691	Picard v. Banque Degroof SA**	X	X
12-01693	Picard v. Lombard Odier Darier Hentsch & Cie	X	X
12-01694	Picard v. Banque Cantonale Vaudoise	X	X
12-01695	Picard v. Bordier & Cie	X	X
12-01697	Picard v. ABN AMRO Fund Services (Isle of Man) Nominees Limited	X	X
12-01700	Picard v. Caprice International Group Inc.	X	X
12-01701	Picard v. RD Trust	X	X
12-01702	Picard v. Barreneche, Inc.	X	X

Adversary Proceeding Number	Case Name	Replead	Discovery
Trustee Represented by Young Conway			
12-01680	Picard v. Intesa Sanpaolo SpA	X	X
12-01670	Picard v. Credit Agricole Corporate and Investment Bank	X	X
12-01669	Picard v. Barfield Nominees Limited	X	X
12-01022	Picard v. Credit Agricole (Suisse) S.A.	X	X
11-02758	Picard v. Caceis Bank Luxembourg	X	X
Trustee Represented by Windels Marx			
11-02731	Picard v. Trincaster Corporation	X	X
11-02925	Picard v. Credit Suisse AG, et al.	X	X
12-01025	Picard v. Solon Capital, Ltd.	X	X
12-01273	Picard v. Mistral (SPC)	X	X
12-01278	Picard v. Zephyros Limited	X	X
12-01676	Picard v. Credit Suisse AG	X	X
12-01677	Picard v. Societe Generale Private Banking (Suisse) S.A.	X	X
12-01698	Picard v. Banque Internationale À Luxembourg S.A.	X	X
12-01699	Picard v. Royal Bank of Canada	X	X
* - The Trustee seeks discovery from only the following specific defendant named in this adversary proceeding, Reliance Management (BVI) Ltd., and from its principal, Tim Brockmann.			
** - The Trustee seeks discovery from only the following specific defendants named in this adversary proceeding: (i) Banque Degroof SA/NV (a/k/a Banque Degroof Bruxelles a/k/a Banque Degroof SA/NV); (ii) Banque Degroof Luxembourg SA; (iii) Banque Degroof France SA (a/k/a Banque Degroof et Phillipe SA); (iv) Degroof Gestion Institutionnelle Luxembourg SA; (v) Aforge Finance Holding; (vi) Aforge Finance; (vii) Aforge Capital Management SA; and (viii) Aforge Gestion.			

EXHIBIT B

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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SECURITIES INVESTOR PROTECTION :
CORPORATION, :
:
Plaintiff-Applicant, :
:
v. :
:
BERNARD L. MADOFF INVESTMENT : SIPA Liquidation
SECURITIES LLC, : No. 08-01789 (SMB)
:(Substantively Consolidated)
Defendant. :
:
----- X
In re :
:
BERNARD L. MADOFF, :
:
Debtor. :
:
----- X

**ORDER CONCERNING FURTHER PROCEEDINGS
ON EXTRATERRITORIALITY MOTION
AND TRUSTEE'S OMNIBUS MOTION FOR
LEAVE TO REPLEAD AND FOR LIMITED DISCOVERY**

WHEREAS:

A. In certain adversary proceedings in this Liquidation pursuant to the Securities Investor Protection Act ("SIPA"), the United States District Court for the Southern District of New York, the Honorable Jed S. Rakoff, entered Orders, items number 97 and 167 on the docket of 12 mc 115 (JSR), in which he withdrew the reference pursuant to 28 U.S.C. § 157(d) to determine whether SIPA and/or the Bankruptcy Code as incorporated by SIPA apply extraterritorially, permitting the Trustee to avoid initial transfers that were received abroad or to recover from initial, immediate or mediate foreign transferees (the "Extraterritoriality Issue").

B. The Order entered as item number 167 on the docket of 12 mc 115 (JSR) (the “Consolidated Briefing Order”) provided for a consolidated motion to dismiss related to the Extraterritoriality Issue.

C. The Consolidated Briefing Order directed the defendants that had sought withdrawal of the reference for the District Court to determine the Extraterritoriality Issue (the “Extraterritoriality Defendants”) to file a single consolidated motion to dismiss pursuant to Fed. R. Civ. P. 12 (made applicable to the adversary proceedings by Fed. R. Bankr. P. 7012) (the “Extraterritoriality Motion”), and set forth provisions relating to the briefing, argument, and representation of the Extraterritoriality Defendants in connection with the Extraterritoriality Motion.

D. On July 13, 2012, the Extraterritoriality Defendants filed the Extraterritoriality Motion as item number 234 on the docket of 12 mc 115 (JSR).

E. On August 17, 2012, the Trustee filed his Memorandum of Law in Opposition to the Extraterritoriality Motion as item number 310 on the docket of 12 mc 115 (JSR), and the Securities Investor Protection Corporation (“SIPC”) filed its Memorandum of Law in Opposition to the Extraterritoriality Motion as item number 309 on the docket of 12 mc 115 (JSR).

F. On August 31, 2012, the Extraterritoriality Defendants filed their Reply Memorandum in Support of the Extraterritoriality Motion as item number 322 on the docket of 12 mc 115 (JSR).

G. On September 21, 2012, oral argument was held before Judge Rakoff on the Extraterritoriality Issue, a transcript of which was entered as item number 357 on the docket of 12 mc 115 (JSR).

H. On July 7, 2014, Judge Rakoff entered an Opinion and Order, item number 551 on the docket of 12 mc 115 (JSR) (the “Extraterritoriality Order”), in which he decided certain matters relating to the Extraterritoriality Motion.

I. The Extraterritoriality Order concluded:

In sum, the Court finds that section 550(a) [of the Bankruptcy Code] does not apply extraterritorially to allow for the recovery of subsequent transfers received abroad by a foreign transferee from a foreign transferor. Therefore, the Trustee's recovery claims are dismissed to the extent that they seek to recover purely foreign transfers.⁴ Except to the extent provided in other orders, the Court directs that the following adversary proceedings be returned to the Bankruptcy Court for further proceedings consistent with this Opinion and Order: (1) those cases listed in Exhibit A of item number 167 on the docket of 12-mc-115; and (2) those cases listed in the schedule attached to item number 468 on the docket of 12-mc-115 that were designated as having been added to the "extraterritoriality" consolidated briefing.

⁴ The Trustee argues that dismissal at this stage is inappropriate because additional fact-gathering is necessary to determine where the transfers took place. However, it is the Trustee's obligation to allege “facts giving rise to the plausible inference that” the transfer occurred “within the United States.” Absolute Activist Value Master Fund Ltd. v. Ficeto, 677 F.3d 60, 69 (2d Cir. 2012). Here, to the extent that the Trustee's complaints allege that both the transferor and the transferee reside outside of the United States, there is no plausible inference that the transfer occurred domestically. Therefore, unless the Trustee can put forth specific facts suggesting a domestic transfer, his recovery actions seeking foreign transfers should be dismissed.

J. On July 28, 2014, Judge Rakoff entered a Stipulation and Supplemental Opinion and Order as item number 556 on the docket of 12 mc 115 (JSR) in which he supplemented the Extraterritoriality Order to direct that seven additional adversary proceedings should “also be returned to the Bankruptcy Court for further proceedings consistent with” the Extraterritoriality Order. The adversary proceedings that Judge Rakoff directed to be returned to this Court for

further proceedings consistent with the Extraterritoriality Order are referred to herein as the “Returned Proceedings.”

K. Attached as Exhibit A is a schedule agreed to by counsel for the Trustee and counsel for certain of the alleged subsequent transferees listed therein which lists certain defendants in the Returned Proceedings (a) against which the Trustee asserts claims to recover subsequent transfers pursuant to 11 U.S.C. § 550(a)(2) and (b) that contend that some or all of those claims should be dismissed pursuant to the Extraterritoriality Order.

L. Annexed as Exhibit B is a schedule agreed to by counsel for the Trustee and counsel for the defendants listed therein which lists certain defendants that did not move to withdraw the reference to determine the Extraterritoriality Issue (a) against which the Trustee asserts claims to recover subsequent transfers pursuant to 11 U.S.C. § 550(a)(2) and (b) that contend that some or all of those counts should be dismissed based on the legal standards announced in the Extraterritoriality Order.

M. For each alleged transferor and transferee, Exhibits A and B list as the party’s “Location” the jurisdiction under whose laws the transferors and transferees that are not natural persons are organized, and the citizenship of the transferors and transferees that are natural persons, in each case as of the time of the transfers, as alleged in the complaints or as agreed by the Trustee and the respective transferees. The parties do not agree, and nothing in this Order shall preclude any party from presenting any argument, concerning the extent to which such jurisdiction of organization or citizenship is conclusive in determining whether a transferor is a “foreign transferor,” or a transferee is a “foreign transferee,” for purpose of the Extraterritoriality Order or otherwise.

N. For each adversary proceeding and defendant, Exhibits A and B identify the counts, or parts thereof, asserted in the adversary proceeding against that defendant (a) to recover one or more subsequent transfers made by a transferor that is neither a citizen of, nor an entity organized under the laws of, the United States (b) pursuant to 11 U.S.C. § 550(a)(2) (the “Listed Counts”).

O. On August 28, 2014, the Trustee filed a motion seeking leave to replead and an order authorizing limited discovery (the “Trustee’s Motion”) (see items 7826, 7827 and 7828 on the docket of 08-1789 (SMB)). The Trustee’s Motion seeks leave to replead in many but not all of the adversary proceedings listed in Exhibits A and B, and in other adversary proceedings not listed in those Exhibits. The Trustee’s Motion seeks limited discovery relevant solely to the good faith issue from many but not all of the defendants listed as subsequent transferees in Exhibits A and B, and from other parties not listed as subsequent transferees in those Exhibits. Attached as Exhibit C is a schedule identifying the proceedings in which the Trustee’s Motion seeks limited discovery with respect to good faith and/or leave to amend the complaint. The Trustee’s Motion was scheduled for a hearing on October 22, 2014.

P. On September 17, 2014, this Court held a conference to discuss further proceedings to be conducted in the Returned Proceedings pursuant to the Extraterritoriality Order and the Trustee’s Motion, and directed the parties to confer on a coordinated procedure and briefing schedule with respect to the same.

NOW, THEREFORE, the Court being fully advised, it is hereby

ORDERED:

1. The defendants listed as subsequent transferees in Exhibits A and B (the “Transferee Defendants”), the Trustee, and SIPC shall submit supplemental briefing on the

Extraterritoriality Motion to address, pursuant to the procedures set forth below, the issues of (a) which of the Listed Counts, if any, should be dismissed pursuant to the Extraterritoriality Order or the legal standards announced therein and (b) whether the Trustee shall be permitted to file amended complaints containing allegations relevant to the Extraterritoriality Issue as proffered by the Trustee. The Transferee Defendants listed on Exhibit B shall be deemed to have joined in the Extraterritoriality Motion. If any Transferee Defendant has a separate motion pending to dismiss based on the Extraterritoriality Issue, that motion is adjourned pending the Hearing Date on the Extraterritoriality Motion.

2. On or before 21 days from the date of this Order, the Transferee Defendants shall file a single consolidated supplemental memorandum of law, not to exceed 30 pages in length, in support of the dismissal of the Listed Counts, or any portion thereof, pursuant to the Extraterritoriality Order or the legal standards announced therein (the “Transferee Defendants’ Supplemental Memorandum”).

3. On or before 81 days from the date of this Order, the Trustee and SIPC may each file a consolidated supplemental memorandum of law opposing the dismissal of the Listed Counts and seeking leave to amend the complaints to add allegations relevant to the Extraterritoriality Issue proffered pursuant to the procedures set forth below (the “Trustee’s Consolidated Supplemental Memorandum”). In view of the number of Transferee Defendants involved in the briefing, the Trustee shall have 50 pages for the consolidated supplemental memorandum, plus additional addenda, not to exceed five pages each, detailing the reasons why the Listed Counts against specific Transferee Defendants, or any portion thereof, should not be dismissed.

4. In all proceedings listed in Exhibits A or B in which the Trustee seeks to amend to

add allegations relevant to the Extraterritoriality Issue but does not seek discovery in the Trustee's Motion, as identified on Exhibit C, the Trustee's submission shall include the Trustee's proposed amended complaint and identification of the new allegations that are relevant to the Extraterritoriality Issue.

5. For each proceeding listed in Exhibits A or B in which the Trustee's Motion seeks to amend to add allegations relevant to the Extraterritoriality Issue and also seeks discovery relevant to the good faith issue, as identified on Exhibit C, the Trustee's submission shall include proffered allegations as to the Extraterritoriality Issue that would be included in a proposed amended complaint in such proceeding to be filed pursuant to the schedule set forth below. The proffered allegations will be set forth with enough specificity to permit the Court to determine whether the proposed amendment in each adversary proceeding would be futile.

6. The Trustee's submission shall also include a chart summarizing the Trustee's position as to why the Extraterritoriality Motion should be denied.

7. The Trustee's use of information contained in Confidential Material produced by the Transferee Defendants or their affiliates subject to the Litigation Protective Order (D.I. 4137) or any other applicable Protective Order or other confidentiality agreement to prepare the proffered amended complaints or the proffered allegations as to the Extraterritoriality Issue, as set forth in paragraphs 4-5 above, without publicly identifying the source of such information, shall not constitute a violation of the Litigation Protective Order, *provided*, that this paragraph does not affect the Trustee's obligations with respect to documents provided pursuant to an agreement that they would be used for settlement purposes only, and not in litigation. [The provisions of this paragraph 7 shall not apply to information or documents produced by UBS AG, UBS \(Luxembourg\) SA, UBS Fund Services \(Luxembourg\) SA, UBS Third Party](#)

Management Company SA, and Merrill Lynch International, or any of their respective affiliates.

8. On or before 141 days from the date of this Order, the Transferee Defendants may submit a single consolidated reply memorandum in support of dismissal of the Listed Counts or parts thereof, and in opposition to the Trustee's Consolidated Supplemental Memorandum, not to exceed 40 pages in length (the "Transferee Defendants' Supplemental Reply Memorandum"). In addition, any defendant concerning which the Trustee makes any specific arguments may submit a five-page memorandum (a "Five-Page Memorandum") in response to such arguments. The Transferee Defendants' Supplemental Reply Memorandum and the Five-Page Memoranda need not address the question of whether the Trustee should be permitted to amend the complaints in the proceedings referred to in paragraph 4 to add any allegations other than those that are identified as relevant to the Extraterritoriality Issue, and briefing on the issue of whether the Trustee shall be permitted to amend the complaints in those proceedings to add allegations relevant to the good faith issue shall be deferred and scheduled pursuant to paragraph 14.

9. The papers referred to in paragraphs 1-8 above shall be filed in the main adversary proceeding and each adversary proceeding listed in Exhibits A and B, with a docket entry referring to the "Extraterritoriality Motion," and with copies delivered by hand to the Court, and such filing shall constitute good and sufficient service of such papers on all parties, *provided*, that a Five-Page Memorandum need only be filed in the main adversary proceeding and each adversary proceeding listed in Exhibits A and B in which the defendant to which it relates is a party.

10. The Court will hold oral argument on the issues set forth in paragraph 1 above at ____ o'clock on [date] (the "Hearing Date").

11. No later than one week after filing the Transferee Defendants' Supplemental

Reply Memorandum, the Transferee Defendants shall designate one lead counsel to advocate their position at oral argument on the Hearing Date, but any other attorney who wishes to be heard may appear and so request.

12. The time for all defendants in any of the adversary proceedings listed on Exhibits A or B to respond to the complaints is extended to 30 days after the Court decides whether any counts of the respective complaints or portions thereof should be dismissed pursuant to the Extraterritoriality Motion, subject to the additional extensions specified in paragraphs 13 and 15 below.

13. In any proceeding in which the Trustee seeks permission to amend the complaint solely to add allegations relevant to the Extraterritoriality Issue, the defendants' time to respond to the complaint shall be extended to 30 days after the Court denies the motion or the Trustee files the amended complaint, without prejudice to such further extensions as the Court may allow, on agreement of the parties or otherwise. In any proceeding in which the Trustee seeks to amend the complaint to add allegations relevant to the good faith issue, the defendants' time to respond to the complaint shall be determined in accordance with paragraph 15.

14. Further proceedings on the Trustee's Motion insofar as it seeks (a) limited discovery ~~and/or, (b) leave to amend the complaints~~ in the proceedings listed in Exhibits A and B to add allegations relevant to the good faith issue, and/or (c) leave to amend the complaints to add allegations relevant to the extraterritoriality issue in proceedings listed on Exhibit C but not listed in Exhibits A or B shall be scheduled by the Court following the decision on the Extraterritoriality Motion. In order to avoid requiring the Trustee to file successive amended complaints adding allegations concerning extraterritoriality and good faith, the Trustee shall not be required to file an amended complaint in a proceeding in which he seeks limited discovery

and/or leave to amend the complaints to add allegations relevant to the good faith issue until after the Court has decided the Trustee's Motion insofar as it seeks limited discovery and leave to amend to add allegations relevant to good faith.

15. The time for each defendant to respond to the complaint in the proceedings in which the Trustee's Motion seeks limited discovery and/or leave to amend the complaints to add allegations relevant to issues other than the Extraterritoriality Issue is extended to 30 days after the earlier of the filing of an amended complaint in the proceeding in which the defendant is named or the entry of an order denying the Trustee leave to amend the complaint in that proceeding to add allegations relevant to issues other than the Extraterritoriality Issue, without prejudice to such further extensions as the Court may allow, on agreement of the parties or otherwise.

16. All communications and documents (including drafts) exchanged between and among any of the defendants in any of the adversary proceedings listed in Exhibits A and B, and/or their respective attorneys, shall be deemed to be privileged communications and/or work product, as the case may be, subject to a joint interest privilege.

17. Nothing in this Order, the exhibits hereto, or the proceedings pursuant to this Order shall waive or resolve any issue raised or that could be raised by any party other than the issues set forth in paragraph ~~1 above~~ 14 and, as to the Transferee Defendants and the Trustee, the issues set forth in paragraph 1. Without limitation, nothing in this Order, the exhibits hereto, or the proceedings pursuant to this Order shall limit, restrict, or impair any defense, right, or argument that has been raised or could be raised by any defendant in a motion to dismiss under Fed. R. Civ. P. 12 or Fed. R. Bankr. P. 7012, or any other defense, right, or argument of any nature available to any defendant not previously waived (including, without limitation, all

defenses based on lack of personal jurisdiction or insufficient service of process), or any defense, right, or argument that could be raised by the Trustee or SIPC in response thereto. The proceedings pursuant to this Order shall have no effect on (a) any motion to dismiss any claims other than the Listed Counts, based on arguments relating to the extraterritorial application of any provision of SIPA or the Bankruptcy Code or otherwise, or (b) any motion to dismiss the Listed Counts or any counts of any amended complaint based on matters outside the pleadings that may be considered on a motion to dismiss, or (c) any defense, right, or argument that could be raised by the Trustee or SIPC in response to any motion described in (a) or (b). The Trustee reserves his rights, if any, pursuant to Fed. R. Civ. P. 15.

18. Nothing in this Order shall constitute an agreement or consent by any defendant to pay the fees and expenses of any attorney other than such defendant's own retained attorney. This paragraph shall not affect or compromise any rights of the Trustee or SIPC.

19. This Order may be modified by the Court sua sponte or at the request of any party for good cause shown.

Dated: New York, New York
| ~~November~~December __, 2014

SO ORDERED.

THE HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE