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Affidavit of Robert W. Shimer, Esq.

I, Robert W. Shimer, hereby state that I reside at 1225 W. Leesport Road, Leesport, PA 19533 and that that I am a member in good standing of the Massachusetts Bar and do further state under oath the following:

- 1) That I spent the day of October 17, 2005 at the Federal Records Center of the National Archives and Records Administration located on South Pulaski Road in Chicago, Illinois reviewing all documentation available with respect to the Federal District Court case of *CFTC v Heritage Capital Advisory Services, Ltd.* Comm. Fut. L. Rep. (CCH) ¶21,627, 26,379 (N.D. Ill. 1982).
- 2) That as a result of my review of the above stated records, I did obtain from the above Federal Records Center certain documentation identified as Exhibits A through E attached to my Brief dated April 6, 2006 in the matter to *CFTC v Equity Financial Group, LLC et al.*
- 3) That the original copy of each of the five exhibits attached to my brief as Exhibits A-E are ribbon bound and bear the original seal of the National Archives and Records Administration and the original signature of the authorized representative of the Director of Operations of the Chicago Federal Records Center.
- 4) That Exhibits A-E attached to my Brief dated April 6, 2006 are each an exact copy of each of the ribbon bound, and originally sealed Exhibits bearing the original signature of the Director of Operations of the Federal Record Center now in my possession.
- 5) That the original copies of Exhibit A-E in my possession will be made available to the Court upon request.



Robert W. Shimer, Esq.

State of Pennsylvania}

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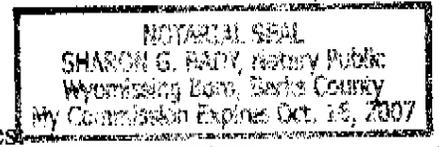
County of Berks}

On this 6th day of April, 2006, before me, SHARON G. BADY, a Notary Public personally appeared Robert W. Shimer who, being satisfactorily identified to me, did first state under oath that all statements contained in his affidavit are true and correct and then did execute this affidavit in my presence for the purpose stated therein.

IN WITNESS WHEREOF I have hereunto set my hand and official seal on the above stated date.

Sharon G. Bady

Notary Public
Commonwealth of Pennsylvania



My Commission Expires