

MHN

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

UNITED STATES COMMODITY)	Case No. 07 C 3598
FUTURES TRADING COMMISSION,)	
Plaintiff,)	Hon. Blanche M. Manning
)	
v.)	Mag. Judge Michael T. Mason
)	
LAKE SHORE ASSET MANAGEMENT)	
LIMITED, et al.,)	
Defendants.)	

ORDER AUTHORIZING CLAIMS VERIFICATION PROCEDURE

This matter coming to be heard on the motion of Robb Evans & Associates LLC, the temporary equity receiver, (the "Receiver") for Order Authorizing a Claims Verification Procedure; due and sufficient notice of the Motion having been given under the circumstances; the Receiver having consulted with certain parties in interest and there being no objection interposed to the relief which is being approved in this Order; and the Court being fully advised in the premises:

IT IS HEREBY ORDERED THAT:

(1) The Receiver is authorized and directed to distribute the Notice of Claim Verification Process and Claims Bar Date (the "Notice") in the form attached hereto to all investors who may have invested funds in any of the Lake Shore Funds.

(2) In order to submit a valid claim to the funds held by the Receiver, investors must provide the Receiver with the following information:

- (i) The registered name for the Lake Shore account;
- (ii) The Lake Shore Account number;
- (iii) A summary of each deposit and withdrawal/payment by amount; and
- (iv) Proof of payment for all deposits and withdrawals including, but not limited to, wire transfer confirmation or canceled check, Lake Shore confirmation statement, Lake Shore monthly statement or historic statement which reflect the deposits and withdrawals;

(3) For those investors who are institutional investors, brokers, or authorized representatives who are submitting claims on behalf of numerous clients, each client must be identified in confidential communications to the Receiver. In order to submit a valid claim, the nature and extent of each investors' interest in the receivership assets must be identified, as well as the identity of all persons having a beneficial interest of any kind in the account. The client identification information includes the following: name, address (including email address, if available), telephone number, and for institutional investors, brokers or authorized representatives, the beneficial owner details provided to them by their customer at the time the account was opened, and the summary of deposits, deposit dates, withdrawals, and withdrawal dates by client and by Lake Shore account number. Without this client identification information the claim will not be approved by the Receiver. The Receiver is required to keep the client identities confidential, unless ordered by this Court to disclose the information. If any third party seeks such an Order, the Receiver will notify any person who would be affected so that they will have an opportunity to oppose the disclosure prior to the Receiver releasing any information.

(4) To participate in the claim process investors must provide the Receiver with the information requested in the Notice within forty five (45) days of the date of the Notice. Investors

who fail to provide the Receiver with this information within the forty five (45) day time period will be barred from participating in the distribution of the receivership assets unless they can demonstrate to the Court good cause for the delay, all reasonable diligence in submitting the information at the earliest possible date thereafter, and absence of any prejudice to the receivership estate.

(5) The Receiver will propose a plan of distribution to the Court upon notice to all investors. Any objection to the proposed distribution plan must be placed in writing, filed with the Court, and served upon the Receiver and all parties who have requested notice in the case no later than seven (7) days before the scheduled hearing on the proposed plan of distribution.

(6) The procedures for notice and service of the Motion and for serving the Notice on the investors, as set forth in the Motion, are approved.

ENTERED: January 30, 2009

By Blanche M. Manning
The Honorable Blanche M. Manning,
United States District Judge

ROBB EVANS & ROBB EVANS & ASSOCIATES LLC

Temporary Receiver of
Lake Shore Asset Management, Ltd., *et al.*
11450 Sheldon Street
Sun Valley, California 91352-1121
Telephone No.: (818) 768-8100
Facsimile No.: (818) 768-8802

January 30, 2009

RE: Commodity Futures Trading Commission vs. Lake Shore Asset Management Limited, *et al.*

Notice of Claim Verification Process and Claims Bar Date

As indicated in our initial notice dated November 1, 2007, posted on the Receiver's website, the United States District Court for the Northern District of Illinois appointed Robb Evans and Associates LLC as Receiver of the assets of Lake Shore Group of Companies on October 4, 2007. On April 24, 2008, after entry of a default judgment and permanent injunction against the Lake Shore Common Enterprise, the District Court also entered an Amended Order Appointing Receiver. The Orders directed the Receiver to take custody and control of the assets of the Lake Shore entities. The Receiver is directed to take these steps by the District Court Judge Blanche M. Manning, for the sole purpose of making a distribution of funds to the Lake Shore clients and directing, monitoring and supervising the Lake Shore companies' activities in accordance with the provisions of the Court Order.

On January 30, 2009, the Honorable Blanche M. Manning entered an order approving the Receiver's recommendation for a Claims Verification Procedure (the "Claims Order"). The Claims Order requires that all investors submit the following information to the Receiver:

1. The registered name for the Lake Shore account¹;
2. The Lake Shore Account number (e.g. it usually starts with 3 letters, followed by a 5 digit number);
3. Summary of each of your deposits and withdrawals/payments by amount and by date; and
4. Proof of payments for your deposits and withdrawals including, but not limited to, wire transfer confirmation or canceled check, Lake Shore confirmation statement, Lake Shore monthly statement or historic statement which reflect the deposits and withdrawals in your claim;
5. For those investors who are institutional investors, brokers, or authorized representatives who are submitting claims on behalf of numerous clients, each client

¹ The information is indicated in the account statement you or your client received from Lake Shore.

must be identified in confidential communications to the Receiver. In order to submit a valid claim, the nature and extent of each investors' interest in the receivership assets must be identified, as well as the identity of all persons having a beneficial interest of any kind in the account. **Without the client identification information required as described in the next paragraph, your claim will not be approved.** Under the terms of the Claims Order, the Receiver is required to keep the client identities confidential, unless there is a Court-Ordered disclosure. If any third party seeks such an Order, the Receiver will notify any person who would be affected so that they will have an opportunity to oppose the disclosure prior to the Receiver releasing any information.

6. The client identification information includes the following: name, address (including email address, if available), telephone number, and for institutional investors, brokers or authorized representatives, the beneficial owner details provided to them by their customer at the time the account was opened, and the summary of deposits, deposit dates, withdrawals, and withdrawal dates by your clients and by Lake Shore numbers

To date we have not received complete client investment details from the Defendants. Many of you have responded to our initial notice dated November 1, 2007, posted on the Receiver's website requesting information about your investments. Some of you have not responded. If the box listed below is checked, your information is complete.

- Your information has been submitted to the Receiver.

If the box listed below is checked, you need to send the following information to the Receiver.

- Your information is incomplete and you must send the following to the Receiver:
- Item 1 (registered name for Lake Shore account)
 - Item 2 (Lake Shore Account number)
 - Item 3 (summary of deposits and withdrawals)
 - Item 4 (proof of payments for deposits and requests for withdrawals)
 - Item 5 (identity of client)
 - Item 6 (beneficial ownership details)

Please note that even if you previously provided documents to the Commodity Futures Trading Commission, you should resend any documents listed above to the Receiver as we are processing the claims. To participate in the claim process you must provide the information set forth above to support your claim. This must be provided within 45 days from the date of this notice. **Investors who fail to send this information to the Receiver within the 45 day time period will be barred from participating in the distribution of the receivership assets unless they can demonstrate**

to the court good cause for the delay, all reasonable diligence in submitting the information at the earliest possible date thereafter, and the absence of any prejudice to the receivership estate (the "Claims Bar Date").

For those clients who are requested to send additional information, the Receiver will calculate and notify you of your Proposed Investment Amount² and Pre-Receivership Disbursement Amount³ in writing once your information is complete. As noted, we must receive your information within 45 days to calculate your claim amount.

For those clients whose information is complete, the Receiver has calculated that your Proposed Investment Amount in US Dollars is _____ and your Proposed Pre-Receivership Disbursement Amount is _____.

If you are not in agreement with the Receiver's calculation, the objection procedure that applies to the claims process is:

(1) Your Proposed Investment and Disbursement Amount is either set forth above or you will be sent a separate notice containing your Proposed Investment and Disbursement Amount once we receive your complete information. This will be considered your final Investment and Disbursement Amount unless you write to the Receiver and object within 45 days. This means that if your investment and disbursement amounts are set out above, any objection should be made within 45 days. If your client information is not yet complete, you must send any information requested within 45 days. The Receiver will then send you a separate notice of your Proposed Investment and Disbursement Amount and you will have 45 days to object. The Receiver will attempt to notify all persons for whom it has contact information by federal express or email. All investors will be notified with Notice of the Claim Verification Procedure and the Claims Bar Date by posting on the Receiver's website. If you fail to timely object to the Receiver's calculation of your Proposed Investment and Disbursement Amount, then the amounts set forth in the Notice shall be your Final Investment and Disbursement Amount upon which future distributions in this case shall be based. **In either event if you fail to timely provide the client identification information, your claim will be rejected completely.**

(2) If we receive a timely objection from you, we will attempt to resolve the dispute through negotiation. You must provide the above required information set forth above to support your dispute.

Your claim will not be approved without the appropriate or acceptable proof of payments and deposits within the 45-day period specified above. If we are unable to resolve the dispute through negotiation, the Receiver will file an appropriate objection with the Court to resolve the dispute, and you will have an opportunity to respond.

² This will be determined by crediting account balances for funds actually deposited or paid into your account. Any credits characterized as gain on your account to increase the account balance will be reversed. No interest will be credited to your account.

³ This will be determined by treating any actual payments of interest and all other payments to the investor as withdrawals and redemptions as return of capital.

Attached please also find the wiring instructions form for the distribution purposes upon the approval of a Plan of Distribution. Please complete and return the form to the Receiver. There will be a further hearing on a Proposed Plan of Distribution once the claims are verified. At that hearing, the calculation for the amount of proposed distributions and the method of treating investor repayments will be addressed. The Receiver will seek a Court order authorizing the distributions and the approved manner of calculating the pro rata distributions, based on all information available as to the amount of losses, the total fees and expenses paid, and the amounts previously repaid to any investors. We anticipate it may take three to six months before we can seek Court approval of a Plan of Distribution and make an interim distribution.

Please send the above required information and documents to the Receiver:

- (1) By mail to 11450 Sheldon Street, Sun Valley, CA 91352, USA;
- (2) By fax to +1 (818) 768-8802; or
- (3) By email to Lakeshore@robbevans.com

Robb Evans Associates, LLC 羅德文有限責任公司
 Temporary Receiver of Lake Shore Asset Management, Ltd. et al.
 湖岸資產管理有限公司以及其他被告
 Wiring Instructions Form 匯款明細表格
 Transferencia Electronica

Please make sure all information below is typed or written clearly and completely to avoid errors or delays in processing.
 The Receiver is not responsible for errors made by you.
 請確保您打印或手填的所有信息清晰, 完整, 以免造成錯誤或處理過程中的延遲。接管人不擔當您造成的錯誤之責任。
 Por favor segura que toda la informacion abajo esta mecanografiado o escrito claramente para evitar errores o retardos
 en el proceso.
 El Receptor no es responsable de los errores hechos por usted.

#1 - Receiving or Intermediary Bank
第一項 - 受款或中間人銀行信息
Banco Destinatorio

Bank Name 銀行名稱 Nombre del Banco	Bank Branch Name 銀行分支機構名稱 Nombre de Sucursal
Bank Address 銀行地址 Direccion del Banco	Routing/ABA Number 銀行分店或ABA碼 Numero de ABA o Numero de Ruta
Swift Code 銀行SWIFT碼 Código de Agencia Bancaria	Account # 銀行帳號 Numero de Cuenta

#2 - Beneficiary's Bank (IF DIFFERENT THAN BOX #1)
第二項 - 受款銀行信息(若和第一項信息不同)
Banco Beneficiario (SI ES DIFERENTE DE LA CAJA #1)

Bank Name 銀行名稱 Nombre del Banco	Bank Branch Name 銀行分支機構名稱 Nombre de Sucursal
Bank Address 銀行地址 Direccion del Banco	Routing/ABA Number 銀行分店或ABA碼 Numero de ABA o Numero de Ruta
Swift Code 銀行SWIFT碼 Código de Agencia Bancaria	Account # 銀行帳號 Numero de Cuenta

#3 - Beneficiary
第三項 - 受款人詳情
Beneficiario

Name of Beneficiary (English) 受款人姓名(英文) Nombre de Beneficiario	Email Address 電子郵件 Correo Electronico
Email Address 電子郵件 Correo Electronico	Province, Zip Code, Country 省份, 郵地區号, 國家 Ciudad, Zona Postal, País
Telephone Number 電話號碼 Numero de Telefono	Fax Number 傳真號碼 Numero de Fax