# **EXHIBIT** A

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# ORIGINAL

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

Anwar, et al.,

Plaintiffs,

v.

09 Civ. 0118 (VM) ECF Case

Fairfield Greenwich Limited, et al.,

Defendants.

# THE CITCO ADMINISTRATORS' SECOND SET OF CONTENTION INTERROGATORIES TO PLAINTIFFS

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure and Rule 33.3(c) of the Local Rules, Defendants Citco Fund Services (Europe) B.V. and Citco (Canada) Inc. (collectively, the "Citco Administrators") hereby request that, within thirty days of the date of service of these Contention Interrogatories, and in accordance with the following Definitions and Instructions, Plaintiffs answer in writing the following interrogatories (the "Interrogatories"):

## **DEFINITIONS**

1. Defendant incorporates by reference the Uniform Definitions in Discovery Requests set forth in Rule 26.3 of the Local Rules.

2. "Plaintiff," "You," "Your," or "Class" means all members of the class certified under Federal Rule of Civil Procedure 23(b) by the District Court on February 25, 2013, and modified by stipulation among the parties on May 7, 2013, and, where applicable, any and all of their respective agents, advisors, officers, directors, administrators, members, employees, partners, trustees, fiduciaries, investigators,

representatives, attorneys, successors-in-interest, corporate parents, subsidiaries or affiliates, and all other persons or entities acting on their behalf or under their control.

3. "Your Investment" includes each and every subscription, switch, transfer, or redemption made by You or on Your behalf in any of the Funds.

4. "Your Initial Investment" means the first investment made by You or on Your behalf in the Funds, as distinguished from subsequent investments and decisions to maintain existing investments in Paragraph 335 of the SCAC, as amended on May 14, 2014.

5. "Include" and "including" shall each be interpreted in every instance as being illustrative of the information requested, shall be read as "including, but not limited to," and shall not be interpreted to exclude any information otherwise within the scope of these Interrogatories.

6. "CFSE" means Defendant Citco Fund Services (Europe) B.V.

7. "CCI" means Defendant Citco (Canada) Inc.

8. The "Funds" means Fairfield Sentry, Fairfield Sigma, Greenwich Sentry, and Greenwich Sentry Partners.

9. "Fairfield Sentry" means Fairfield Sentry Limited, a hedge fund that was incorporated as an international business company in the British Virgin Islands.

10. "Fairfield Sigma" means Fairfield Sigma Limited, a hedge fund that was incorporated as an international business company in the British Virgin Islands.

11. "Greenwich Sentry" means Greenwich Sentry, L.P., a private investment limited partnership that was organized under the laws of Delaware.

"Greenwich Sentry Partners" means Greenwich Sentry Partners,
L.P., a private investment limited partnership that was organized under the laws of
Delaware.

13. "NAV" means the Net Asset Value of any of the Funds.

14. "Net Asset Value" means the value of the Funds' assets, as described in the Funds' Private Placement Memoranda, such as, for example, in ANWAR-C-ESI-00187545.

15. "NAV Statements" mean statements sent by CFSE or CCI to You containing the NAVs or capital account balances of Your Investments, such as the documents at SICO 0010327 and FGANWH000073639.

16. "SCAC" means the Second Consolidated Amended Complaint dated September 29, 2009 in the above-captioned action, as amended on May 14, 2014.

17. "Subscription Documents" mean the documents sent by You in order to become subscribed in any of the Funds, as described in Paragraph 335 of the SCAC, as amended on May 14, 2014, and as reflected in, for example, ANWAR-CCI-00000115 - 24.

#### **INSTRUCTIONS**

1. Answer each Interrogatory and each subpart separately. If an answer to an Interrogatory differs among Plaintiffs, provide a separate answer for each Plaintiff for whom such an answer is different and clearly indicate whether the answer applies only to a particular Plaintiff or the Class.

2. If You object to answering any Interrogatory herein, in whole or in part, on any ground, You shall state the nature of the objection and answer all remaining parts of the Interrogatory.

3. If a claim of privilege is asserted, in whole or in part, with respect to any Interrogatory, please provide the information required pursuant to Rule 26(b)(5) of the Federal Rules of Civil Procedure and Local Civil Rule 26.2.

4. In the event that You object to any Interrogatory on the basis that it is overbroad for any reason, respond to that Interrogatory narrowed in such a way as to render it not overbroad in Your opinion, and state the extent to which You have narrowed the interrogatory for purposes of Your response.

5. If an Interrogatory cannot be answered in full, it should be answered to the extent possible, with an explanation as to why the remainder cannot be answered, disclosing whatever information, knowledge, or belief You do have with respect to the unanswered portion, including the name(s) and address(es) of any person(s) or entity(ies) having further information.

6. If, in answering these Interrogatories, You claim any ambiguity in a question, instruction, or definition, set forth the matter deemed ambiguous and the construction used in answering the Interrogatory.

7. Where knowledge or information in the possession or control of a Party is requested or inquired of, such request or inquiry also seeks knowledge or information in the possession or control of the Party's agents, servants, employees, representatives, managers, investment advisors, attorneys, accountants, and independent contractors, or other persons acting for or on behalf of the Party.

8. If any of the following Interrogatories call for the identification or reference to Documents that You know to be missing, destroyed or otherwise disposed of, identify such Documents and give particular details as to the disposition of each

Document, the identity of the person last known to have the Document in his or her possession or subject to his or her control, and the identity of each person You have reason to believe had knowledge of its contents or received a copy of the Document.

9. These Interrogatories are continuing in nature. If at any time after initial compliance with the Interrogatories You obtain further or different information, You must file supplemental responses.

#### **INTERROGATORIES**

State whether You relied on NAV Statements received directly
from CFSE and/or CCI for the purpose of deciding to make Your Initial Investment in
any of the Funds, and identify: (i) the date on which You received such NAV Statement;
(ii) the person(s) at Plaintiff who was aware of the contents of such statement; (iii) the
date on which such person became aware of such statement; and (iv) the date on which
You made Your Initial Investment decision.

2. Identify any communications You had with CFSE and/or CCI prior to deciding to make Your Initial Investment in the Funds. For each such communication, state: (i) the content of any such communication; (ii) the date on which You had such communication; and (iii) the person(s) at CFSE with whom You communicated.

3. State whether You contend that You made Your Initial Investment decision prior to submitting Your Subscription Documents to CFSE and/or CCI.

4. State whether You contend that CFSE and/or CCI (a) knew Your specific identity at the time You made Your Initial Investment decision, (b) knew the basis for Your Initial Investment decision, and (c) identify all facts that You contend support any such knowledge.

Dated: New York, New York May 23, 2014 PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP

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Brad Scott Karp, Esq. (bkarp@paulweiss.com) Allan J. Arffa, Esq. (aarffa@paulweiss.com) Leslie G. Fagen, Esq. (lfagen@paulweiss.com) Andrew G. Gordon, Esq. (agordon@paulweiss.com) Patrick J. Somers, Esq. (psomers@paulweiss.com) 1285 Avenue of the Americas New York, New York 10019 Tel: (212) 373-3000

Attorneys for Defendants Citco Fund Services (Europe) B.V. and Citco (Canada) Inc.

#### AFFIDAVIT OF SERVICE BY FEDERAL EXPRESS

STATE OF NEW YORK ) ) ss.: COUNTY OF NEW YORK )

AUSTIN K. WILKINSON, being duly sworn, deposes and says:

 I am not a party to this action, am over 18 years of age and am employed by Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, New York 10019.

2. On May 23, 2014, I served true copies of THE CITCO ADMINISTRATORS' FIRST SET OF REQUESTS FOR ADMISSION TO PLAINTIFFS and THE CITCO ADMINISTRATORS' SECOND SET OF CONTENTION INTERROGATORIES TO PLAINTIFFS on the following:

> Stuart Singer Boies Schiller & Flexner LLP 401 East Las Olas Blvd, Suite 1200 Fort Lauderdale, FL 33301

Sarah Loomis Cave Hughes Hubbard & Reed LLP 1 Battery Park Plaza New York, NY 10004

Timothy A. Duffy Kirkland & Ellis LLP 300 North LaSalle Street Chicago, IL 60654  I made such service by placing true copies of the aforementioned documents in properly addressed prepaid wrappers and delivering them to a Federal Express office for Priority Overnight Delivery.

anta K. Ullam

Austin K. Wilkinson

Sworn to before me this  $Z S^{a\nu}$  day of May, 2014

ÍM Notary Public

TREVOR J. HILL Notary Public, State of New York No. 60-6181594 Qualified in Westchester County Certificate Filed in New York County Commission Expires Feb. 4, 2016