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Attorneys for Defendants

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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PASHA ANWAR, et al.,

Plaintiff,

Master File No. 09-CV-118 (Calvo)

v.

FAIRFIELD GREENWICH LIMITED, et al.,

Defendants.

This Document Relates To: *Standard Chartered Bank International (Americas) Limited, et al. v. Miguel Calvo, et al.*, No. 10-CV-4684

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DECLARATION OF SAMUEL I. SCHWARTZ

SAMUEL I. SCHWARTZ, an attorney duly admitted to practice in New York, declares under penalty of perjury as follows

1. I am a member of Eiseman Levine Lehrhaupt & Kakoyiannis, P.C., counsel for defendants in *Standard Chartered Bank International (Americas) Limited et al. v. Miguel Calvo, et al.*, 10-CV-4684, and am admitted to practice before this Court.

2. I make this declaration in support of defendants' opposition to plaintiffs' motion to temporarily and preliminarily enjoin the pending arbitration proceeding before the American Arbitration Association ("AAA"), captioned *Miguel Calvo, et al., v. Standard Chartered Bank, et al.*, ICDR No. 50 148 T 00508 09 (the "*Calvo* arbitration").

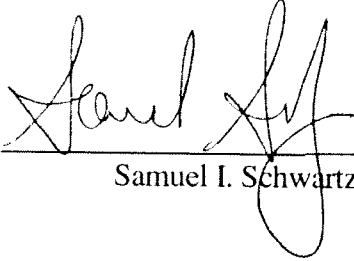
3. Attached hereto are true and correct copies of the following documents, which are referred to in the accompanying memorandum of law in opposition to the motion:

- Exh. 1. ICDR International Arbitration Rules, Article 15
- Exh. 2. Communications to clients regarding account transfers to StanChart and reorganization of SCBI's broker-dealer business:
 - a. Letter to Client from Diego Folino, dated September 30, 2008
 - b. Letter to Client from Fernando Iglesia, dated October 1, 2008
 - c. Letter to Client from Rodolfo Pages, dated November 5, 2008
- Exh. 3. Complaint letter acknowledgments:
 - a. Letter to Carlos Roberto Fuenzalida from Rodolfo Pages, dated January 6, 2008
 - b. Letter to Luis S. Undarraga Abbott from Rodolfo Pages, dated January 6, 2008
 - c. Letter to Maria L. Skinner Z from Rodolfo Pages, dated January 6, 2008
 - d. Letter to Sergio Gazali from Rodolfo Pages, dated January 6, 2008
 - e. Letter to Norma Narvaez from Rodolfo Pages, dated January 7, 2008
- Exh. 4. ICDR International Arbitration Rules, Article 28
- Exh. 5. Confidentiality Stipulation and Order, dated June 16, 2010, so ordered by the Tribunal
- Exh. 6. Tribunal Prehearing Order No. 4, dated June 23, 2010
- Exh. 7. Discovery Letter Agreement, dated March 18, 2010, between counsel for the Claimants and counsel for the Respondents

Exh. 8. Tribunal Procedural Order No. 3, dated April 19, 2010

I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 21, 2010.



Samuel I. Schwartz