

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

	)	Civil Action No. 09 CIV 289 (RMB)(HBP)
In re HERALD, PRIMEO and THEMA	)	(Consolidated with 09 CIV 2032 and
FUNDS SECURITIES LITIGATION,	)	09 CIV 2558)
	)	
This Document Relates To:	)	<b>ECF Case</b>
	)	
<i>Repex Ventures, S.A., etc. v.</i>	)	
<i>Bernard L. Madoff, et al.</i>	)	
	)	

**SUMMONS RETURNED EXECUTED ON DEFENDANT  
HERALD ASSET MANAGEMENT LIMITED**



Clerk of Court's Office  
P.O. Box 495  
George Town  
Grand Cayman  
Cayman Islands  
B.W.I.

F.P. # 80/2010

**AFFIDAVIT OF SERVICE**

I, Velma Powery-Hewitt of George Town, Grand Cayman, affirm and say as follows:

- I am the Bailiff of the Grand Court of the Cayman Islands.
- On Friday the 17th of September 2010, at 3:10 hrs. I served  
the following documents, namely:  
SEE LIST

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HERALD ASSET MGMT LTD

On the registered office of \_\_\_\_\_  
MAPLES AND CALDER, SOUTH CHURCH STREET, GRAND CAYMAN

Located at \_\_\_\_\_

SIOBHAN HYLAND, CORPORATE ASSISTANT

By handing the said documents to \_\_\_\_\_  
MAPLES AND CALDER, SOUTH CHURCH ST, GRAND CAYMAN, CAYMAN ISLANDS

At \_\_\_\_\_

- The above statements made by me are true and correct.

  
\_\_\_\_\_  
BAILIFF OF THE GRAND COURT

Affirm to before me on Wednesday the 15<sup>th</sup> day of December 2010.

  
\_\_\_\_\_  
NOTARY PUBLIC GEORGE TOWN  
GRAND CAYMAN, CAYMAN ISLANDS



Clerk of Court's Office  
P.O. Box 495  
George Town  
Grand Cayman  
Cayman Islands  
B.W.I.

F.P. # 84/2010

**AFFIDAVIT OF SERVICE**

I, Velma Powery-Hewitt of George Town, Grand Cayman, affirm and say as follows:

1. I am the Bailiff of the Grand Court of the Cayman Islands.
2. On Friday the 17th of September 2010, at 3:10 hrs. I served

the following documents, namely:  
SEE LIST

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HERALD ASSET MGMT LTD

On the registered office of \_\_\_\_\_  
MAPLES AND CALDER, SOUTH CHURCH STREET, GRAND CAYMAN  
Located at \_\_\_\_\_


SIOBHAN HYLAND, CORPORATE ASSISTANT

By handing the said documents to \_\_\_\_\_  
MAPLES AND CALDER, SOUTH CHURCH ST, GRAND CAYMAN, CAYMAN ISLANDS  
At \_\_\_\_\_

3. The above statements made by me are true and correct.

  
\_\_\_\_\_  
BAILIFF OF THE GRAND COURT

Affirm to before me on Wednesday the 15<sup>th</sup> day of December 2010.

  
\_\_\_\_\_  
NOTARY PUBLIC GEORGE TOWN  
GRAND CAYMAN, CAYMAN ISLANDS



F.P. 84/10

# REQUEST FOR SERVICE ABROAD OF JUDICIAL OR EXTRAJUDICIAL DOCUMENTS

DEMANDE  
AUX FINS DE SIGNIFICATION OU DE NOTIFICATION À L'ÉTRANGER  
D'UN ACTE JUDICIAIRE OU EXTRAJUDICIAIRE

Convention on the service abroad of judicial and extrajudicial documents in civil or commercial matters, signed at The Hague, November 15, 1965.

Convention relative à la signification et à la notification à l'étranger des actes judiciaires ou extrajudiciaires en matière civile ou commerciale, signée à La Haye, le 15 novembre 1965.

**Identity and address of the applicant**  
*Identité et adresse du requérant*

Timothy J. Burke, Esq.  
STULL, STULL & BRODY  
10940 Wilshire Blvd, Suite 2300  
Los Angeles, CA 90024  
Tel: (310) 209-2468

Lead Counsel for Lead Plaintiff Repex Ventures, S.A.

**Address of receiving authority**  
*Adresse de l'autorité destinataire*

Mr. Valdis Foldats, Clerk of the Courts  
The Courts, Judicial Administration  
Edward Street  
George Town, P.O. Box 495  
Grand Cayman KY1-1106  
CAYMAN ISLANDS

The undersigned applicant has the honour to transmit -- in duplicate-- the documents listed below and, in conformity with article 5 of the above-mentioned Convention, requests prompt service of one copy thereof on the addressee, i.e., (identity and address)

Le requérant soussignée a l'honneur de faire parvenir--en double exemplaire--à l'autorité destinataire les documents ci-dessous énumérés, en la priant, conformément à l'article 5 de la Convention précitée, d'en faire remettre sans retard un exemplaire au destinataire. à savoir:

(identité et adresse) Herald Asset Management Limited

Whitehall House, 238 North Church Street, P.O. Box 31362, Seven Mile Beach,  
George Town, Grand Cayman, Cayman Islands, B.W.I

(a) in accordance with the provisions of sub-paragraph (a) of the first paragraph of article 5 of the Convention.\*  
a) selon les formes légales (article 5 alinéa premier, lettre a).

(b) in accordance with the following particular method (sub-paragraph (b) of the first paragraph of article 5)\*:  
b) selon la forme particulière suivante (article 5, alinéa premier, lettre b) :

(c) by delivery to the addressee, if he accepts it voluntarily (second paragraph of article 5)\*:  
c) le cas échéant, par remise simple (article 5, alinéa 2).

The authority is requested to return or to have returned to the applicant a copy of the documents and of the annexes with a certificate as provided on the reverse side.

Cette autorité est priée de renvoyer ou de faire renvoyer au requérant un exemplaire de l'acte - et de ses annexes - avec l'attestation figurant au verso.

List of documents

Énumération des pièces 09CV 289 (RMB)(HBP)

Amended Summons in a Civil Action; Amended  
Class Action Complaint; Civil Case Cover Sheet;  
Electronic Case Filing Rules & Instructions;  
Individual Practices of Hon. Richard M. Berman

Done at New York, NY, the 21<sup>ST</sup>  
Fait à April, le 2010

Signature and/or stamp  
Signature et/ou cachet  
J. Michael McMahon

\*Delete if inappropriate  
Rayer les mentions inutiles.

CERTIFICATE  
ATTESTATION

The undersigned authority has the honour to certify, in conformity with article 6 of the Convention,  
*L'autorité soussignée a l'honneur d'attester conformément à l'article 6 de ladite Convention,*

1) that the document has been served \*

1) *que la demande a été exécutée*

-- the (date) -- *le (date) FRIDAY SEPT 24, 2010*

-- at (place, street, number) - *à (localité, rue, numéro)*

*MAPLES + CALDER, SOUTH CH ST, G.C.*

-- in one of the following methods authorized by article 5:  
*-- dans une des formes suivantes prévues à l'article 5:*

(a) in accordance with the provisions of sub-paragraph (a) of the first paragraph of article 5 of the Convention\*.  
*a) selon les formes légales (article 5. alinéa premier, lettre a)*

(b) in accordance with the following particular method:  
*b) selon la forme particulière suivante:*

(c) by delivery to the addressee, who accepted it voluntarily.\*  
*c) par remise simple.*

The documents referred to in the request have been delivered to:  
*Les documents mentionnés dans la demande ont été remis à:*

- (identity and description of person)  
*-(Identité et qualité de la personne)*

*SIOBHAN HYLAND*

- relationship to the addressee family, business or other  
*- liens de parenté de subordination ou autres avec le destinataire de l'acte:*

*CORPORATE ASST @ MAPLES + CALDER*

2) that the document has not been served, by reason of the following facts\*:  
*2) que la demande n'a pas été exécutée, en raison des faits suivants:*

In conformity with the second paragraph of article 12 of the Convention, the applicant is requested to pay or reimburse the expenses detailed in the attached statement\*  
*Conformément à l'article 12, alinéa 2, de ladite Convention, le requérant est prié de payer ou de rembourser les frais dont le détail figure au mémoire ci-joint.*

ANNEXES  
*Annexes*

Documents returned:  
*Pieces renvoyées*

Amended Summons in a Civil Action; Amended Class Action Complaint;  
Civil Case Cover Sheet; Electronic Case Filing Rules & Instructions;  
Individual Practices of Hon. Richard M. Berman

In appropriate cases, documents establishing the service:  
*Le cas échéant, les documents justificatifs de l'exécution:*

Done at George Town the 29/sep/2010  
*Fait à Grand Cayman le*

Signature and/or stamp  
*Signature et/ou cachet*