

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE HERALD, PRIMEO AND THEMA FUNDS
SECURITIES LITIGATION

This Document Relates To: 09 Civ. 2032

Case No. 09 Civ. 0289 (RMB)

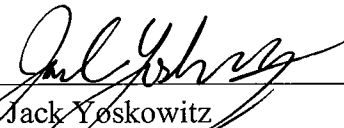
NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that the undersigned, an attorney admitted to practice before this Court, hereby respectfully enters his appearance as attorney of record for Defendant Michael Wheaton in the above-captioned proceeding and requests that all subsequent papers be served upon him at the address below.

Dated: New York, New York
April 25, 2011

Respectfully submitted,

SEWARD & KISSEL LLP

By: 

Jack Yoskowitz

One Battery Park Plaza
New York, New York 10004

Tel.: (212) 574-1200

Fax: (212) 480-8421