

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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REPEX VENTURES S.A., Individually and on :
Behalf of All Others Similarly Situated, :

Plaintiff, :

-against- :

BERNARD L. MADOFF; BERNARD L. :
MADOFF INVESTMENT SECURITIES; :
BANK MEDICI S.A.; SONJA KOHN; PETER :
SCHEITHAUER; HERALD USA FUND; :
HERALD LUXEMBURG FUND; BANK :
AUSTRIA CREDITANSTALT; UNICREDIT :
S.A.; PRIMEO SELECT FUNDS; PIONEER :
ALTERNATIVE INVESTMENTS; THEMA :
INTERNATIONAL FUND PLC; ERNST & :
YOUNG LLP, and HSBC HOLDINGS PLC, :

Case No. 1:09-cv-0289-RMB

Defendants. :
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**DECLARATION OF CATHERINE A. TORELL IN FURTHER SUPPORT OF
DR. SHMUEL CABILLY'S MOTION FOR CONSOLIDATION, APPOINTMENT AS
LEAD PLAINTIFF, AND APPROVAL OF SELECTION OF LEAD COUNSEL, AND IN
OPPOSITION TO COMPETING MOTIONS**

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HORST LEONHARDT, on Behalf of Himself :
and All Others Similarly Situated, :

Plaintiff, :

-against- :

BERNARD L. MADOFF, BANK MEDICI :
S.A., SONJA KOHN, PETER SCHEITHAUER, :
HERALD USA FUND, HERALD :
LUXEMBURG FUNDS, BANK AUSTRIA :
CREDITANSTALT, UNICREDIT S.A., :
PRIMEO SELECT FUND, PRIMEO :
EXECUTIVE FUND, PIONEER :
ALTERNATIVE INVESTMENTS, THEMA :
INTERNATIONAL FUND PLC, HELMUTHY :
E. FREY, FRIEDRICH PFEFFER, FRANCO :
MUGNAI, ALBERTO BENBASSAT, :
STEPHANE BENBASSAT, GENEVALOR, :
BENBASSAT & CIE, DAVID T. SMITH, :
GERALD J.P. BRADY, DANIEL :
MORRISSEY, ERNST & YOUNG S.A., :
ERNST & YOUNG FLOBAL LIMITED, HSBC :
HOLDINGS PLC, HSBC INSTITUTIONAL :
TRUST SERVICES (IRELAND) LIMITED, :
HSBC SECURITIES SERVICES (IRELAND) :
LIMITED, HSBC SECURITIES SERVICES, :
S.A., PRICEWATERHOUSECOOPERS, :
CHARTERED ACCOUNTANTS, :
PRICEWATERHOUSECOOPERS :
INTERNATIONAL LIMITED and FRIEHLING :
& HOROWITZ, :

Defendant. :

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Case No. 1:09-cv-2032-RMB

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FABIAN PERRONE and CHIA-HUNG KAO, :

Plaintiffs, :

-against- :

ALBERTO BENBASSAT, STEPHANE
BENBASSAT, GERALD J.P. BRADY,
NICOLA A. CORSETTI, NIGEL H.
FIELDING, HELMUTH E. FREY, JOHN
HOLLIWELL, KARL E. KANIAK, SONJA
KOHN, ALBERTO LA ROCCA, DANIEL
MORRISSEY, FRANCO MUGNAI, DECLAN
MURRAY, HERALD C. NOGRASEK, JAMES
E. O'NEILL, FRIEDRICH PFEFFER, URSULA
RADELLESZCZYNSKI, HANNES SALETA,
PETER SCHEITHAUER, ALFRED SIMON,
DAVID T. SMITH, JOHANNES P. SPALEK,
WERNER TRIPOLT, MICHAEL WHEATON,
BA WORLDWIDE FUND MANAGEMENT,
LTD., BANK AUSTRIA CREDITANSTALT,
BANK OF BERMUDA (CAYMAN) LIMITED,
BANK OF BERMUDA (LUXEMBOURG)
S.A., BANK MEDICI AG, ERNST & YOUNG,
PRIMEO FUND, HERALD FUND SPC, HSBC
HOLDINGS PLC, HSBC INSTITUTIONAL
TRUST SERVICES (IRELAND) LTD., HSBC
SECURITIES SERVICES (IRELAND) LTD.,
HSBC SECURITIES SERVICES
(LUXEMBOURG) S.A., PIONEER
ALTERNATIVE INVESTMENT
MANAGEMENT LIMITED,
PRICEWATERHOUSECOOPERS, THEMA
INTERNATIONAL FUND PLC, and
UNICREDIT S.A.,

Case No. 1:09-cv-2558-SHS

Defendants. :

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I, Catherine A. Torell, hereby declare the following under penalty of perjury:

1. I am an attorney admitted to practice in this District and am counsel for Dr. Shmuel Cabilly. I am submitting this declaration in further support of his motion for consolidation, appointment as Lead Plaintiff, and selection of my firm, Cohen Milstein Sellers & Toll PLLC ("Cohen Milstein"), as Lead Counsel, and in opposition to competing motions.

2. Attached hereto are true and correct copies of the following documents:

Exhibit A: Stephen Adams, "Army Major Kills Himself Over Bernard Madoff Fraud Debts," *London Telegraph*, Feb. 13, 2009

Exhibit B: Raphael G. Satter, "Son: UK Veteran Killed Himself After Madoff Loss," *USA Today*, Feb. 13, 2009

Exhibit C: Cahal Milmo, "Ex-Soldier Shot Himself After Losing Fortune In Madoff Fraud," *The Independent*, Feb. 14, 2009

Exhibit D: Mary Jordan, "British family Blames Madoff for Suicide," *Washington Post*, Feb. 15, 2009, at A17.

The foregoing is true to the best of my knowledge.

Dated: May 21, 2009

/s/ Catherine A. Torell

Catherine A. Torell