UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK			
SOUTHERN DISTRICT OF NEW TORK			
	X		
REPEX VENTURES S.A., Individually and on Behalf of All Others Similarly Situated,	:		
Plaintiff,	:		
-against-	:		
BERNARD L. MADOFF; BERNARD L.	:	Case No.	1:09-cv-0289-RMB
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,			
Defendants.			
[caption continues on next page]	X		

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	:	Case No. 1:09-cv-2032-RMB
INTERNATIONAL FUND PLC, HELMUTHY		Case 140. 1.07-cv-2032-KWID
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, HSBO	· .	
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	Ť	
& HOROWITZ,	<b>:</b>	
,		
Defendant.	:	
	X	
[caption continues on next page]		

## X 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, Case No. 1:09-cv-2558-SHS 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.,

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: Opinion in Zemprelli v. Royal Bank of Scotland Group PLC, No.

09 Civ. 300 (DAB) (S.D.N.Y. May 5, 2009);

Exhibit B: Transcript of Hearing, February 13, 2009, In re Fannie Mae 2008

Sec. Litig., No. 08-cv-8008 (GEL) (S.D.N.Y. filed Sept. 8, 2008).

Exhibit C: Declaration of Professor Bruce A. Green, *In re Fannie Mae 2008* 

Sec. Litig., No. 08-cv-8008 (GEL) (S.D.N.Y. filed Sept. 8, 2008).

The foregoing is true to the best of my knowledge.

Dated: June 1, 2009

/s/ Catherine A. Torell
Catherine A. Torell