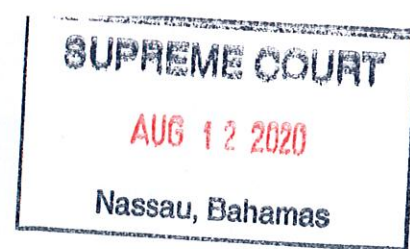


**IN THE SUPREME COURT OF THE BAHAMAS
COMMERCIAL DIVISION**



CAUSE NO. COM/bnk/00077 OF 2019

IN THE MATTER OF THE COMPANIES ACT. 1992, CH. 308

AND IN THE MATTER OF PACIFICO GLOBAL ADVISORS LTD.

SUMMONS

LET ALL PARTIES CONCERNED attend before The Honourable Mr. Justice Winder, a Judge of the Supreme Court of The Commonwealth of The Bahamas, in Chambers at Supreme Court Annex 1, Bank Lane, on ____ day of ____, A.D., 2020 at _____ 0:00 o'clock in the fore/afternoon on the hearing of an application on behalf of the Official Liquidator of Pacifico Global Advisors Ltd. ("**PGA**"), pursuant to sections 204 (3 – 4), section 205(3)(a) and section 7 of Part I of the Fourth Schedule of the Companies (Winding Up Amendment) Act, 2011 **FOR AN ORDER THAT:**

1. The Court sanctions the Official Liquidator deducting or causing to be deducted from the trust accounts/assets being held by PGA (excluding trust assets concerning the 15 segregated accounts/sub funds, of the Lyford Diversified Global Fund SAC, that are in receivership) ("**Non Sub Fund Trust Assets**"), such costs in the liquidation that are solely attributable to the identification, realization, preservation, protection, recovery,

distribution and administration of those trust accounts/assets (**“Non Sub Fund Trust Costs”**).

2. The Court sanctions the Official Liquidator deducting or causing to be deducted from the Non Sub Fund Trust Assets 10% of the balance of the liquidation costs that are not solely attributable to the Non Sub Fund Trust Assets (**“General Liquidation Costs”**) since the Non Sub Fund Trust Assets constitute approximately 10% of the trust assets in PGA’s name and the General Liquidation Costs maintain the liquidation process thereby enabling the Official Liquidator to attend to the Non Sub Fund Trust Assets.
3. In circumstances where only a portion of the General Liquidation Costs are paid from the Non Sub Fund Trust Assets, the Official Liquidator gives an undertaking to repay such costs (apportioned on the same basis as which the monies would have been received from the Non Sub Fund Trust Assets) in the event funds become available for such purpose.
4. The Non Sub Fund Trust Costs and 10% of the General Liquidation Costs are to be apportioned amongst the various Non Sub Fund Trust Assets using a court approved methodology to be established in the near future by the court upon application by the Official Liquidator.
5. The Official Liquidator and his team (including but not limited to Intelisys (back office support to the Official Liquidator) and Callenders & Co. (General Counsel to the liquidation) are authorized to receive a payment on account of 80% of the Non Sub Fund Trust Costs and 10% of the General Liquidation Costs once the Official Liquidator has filed the appropriate court documents requesting such remuneration from the Court and requested a hearing date from the Court.
6. The Official Liquidator has liberty to apply.

7. That the costs of this application be costs in the liquidation.

This Summons is supported by the Tenth Affidavit of Edmund L. Rahming, the Official Liquidator of PGA.

DATED the 12th day of August, A.D., 2020.

REGISTRAR

This Summons was taken out by **CALLENDERS & CO.**, Chambers, One Millars Court, Nassau, The Bahamas, Attorneys for the Official Liquidator.

TO: Alexander Maillis II
Representative of Liquidation Committee Member - Mosko Realty Ltd.
Charlotte House, Shirley Street
Nassau, N.P., The Bahamas

Paul Winder
Representative of Liquidation Committee Member – Deltec Bank & Trust Limited
Deltec House, Lyford Cay
Nassau, N.P., The Bahamas

Luca Lanciano – Liquidation Committee Member
C/o Phoenix Capital Ltd.
212 Church Street, Sandyport
Nassau, N.P., The Bahamas

Counsel to the Liquidation Committee
Mrs. Gail Lockhart Charles
GAIL LOCKHART CHARLES & CO.
No. 10 -12, Building 4
Old Fort Bay Town Centre
Old Fort Bay, N.P., The Bahamas

Persons who are beneficiaries of the Non Sub Fund Trust Assets <https://www.pga-liquidation.com/>

TIME ESTIMATE: The estimated length of the hearing of this summons is one hour.

This Summons is supported by the Tenth Affidavit of Edmund Rahming, the Official Liquidator of PGA.

This Summons for Directions was issued by **CALLENDERS & CO.**, of No. 1 Millars Court, Nassau, N.P. Attorneys for the Official Liquidator.

IN THE SUPREME COURT OF THE BAHAMAS

COMMERCIAL DIVISION

**IN THE MATTER OF THE COMPANIES ACT,
1992, CH. 308**

**AND IN THE MATTER OF PACIFICO GLOBAL
ADVISORS LTD**

S U M M O N S

2019

COM/bnk/00077

Callenders & Co.
CALLENDERS & CO.

Chambers
One Millars Court
Nassau, N.P., The Bahamas

Attorneys for the Official Liquidator

SAM-G/PB/ts/25078.0001