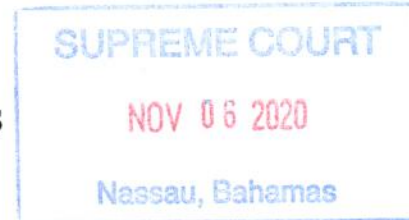


IN THE SUPREME COURT OF THE BAHAMAS  
COMMERCIAL DIVISION



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.

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## SUMMONS

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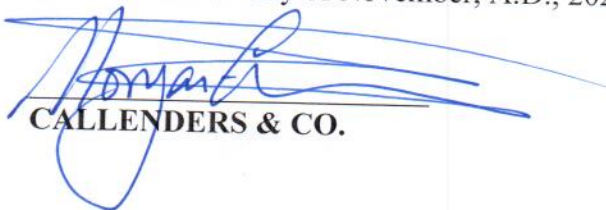
**LET ALL PARTIES CONCERNED** attend before The Honourable Mr. Justice Winder, a Judge of the Supreme Court of The Commonwealth of The Bahamas, in Chambers at Supreme Court Annex 1, Bank Lane, on \_\_\_\_ day of \_\_\_\_\_, A.D., 2020 at \_\_\_\_\_ 0:00 o'clock in the fore/afternoon on the hearing of an application on behalf of the Official Liquidator of Pacifico Global Advisors Ltd. ("**PGA**"), pursuant to sections 204 (3 – 4), section 205(3)(a); section 7 of Part I of the Fourth Schedule of the Companies (Winding Up Amendment) Act, 2011 and Rule 10 of the Insolvency Practitioner' Rules, 2012 **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) ("**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 ("**Trust Costs**").
2. The Court sanctions the Official Liquidator deducting or causing to be deducted from

the Trust Assets a percentage of the balance of the liquidation costs that are not solely attributable to the Trust Assets (“**General Liquidation Costs**”) since the Trust Assets currently constitute approximately 79% of the assets in PGA’s name and the General Liquidation Costs maintain the liquidation process thereby enabling the Official Liquidator to attend to the Trust Assets.

3. The Official Liquidator shall apply to the Court regarding the specific percentage of the General Liquidation Costs to be paid out of the Trust Assets.
4. The Trust Costs and a percentage of the General Liquidation Costs are to be apportioned amongst the various Trust Assets on a pro rata basis such that each asset contributes a percentage equal to the percentage of that asset of the entire group of Trust Assets.
5. The Official Liquidator, 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 Trust Costs and 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.

**DATED** this 6<sup>th</sup> day of November, A.D., 2020.

  
**CALLENDERS & CO.**

**REGISTRAR**

**TO: The Registrar of the Commercial Division**

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

Luca Lanciano – Liquidation Committee Member  
C/o Phoenix Capital Ltd.  
212 Church Street, Sandypoint  
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 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 Eleventh Affidavit of Edmund Rahming, the Official Liquidator of PGA.

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