

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

UNITED STATES COMMODITY
FUTURES TRADING COMMISSION,

Plaintiff,

v.

CAPITAL BLU MANAGEMENT, LLC, a
Florida limited liability company;
DD INTERNATIONAL HOLDINGS, LLC,
a Florida limited liability company;
DONOVAN DAVIS, JR., an individual;
BLAYNE DAVIS, an individual; and
DAMIEN BROMFIELD, an individual,

Defendants,

NAKANO CAPITAL
PARTNERS, LP, a Florida limited
partnership; NAKANO CAPITAL
ADVISORS, LLC, a Florida limited
liability company; and NAKANO CAPITAL
MANAGEMENT, LLC, a Florida
limited liability company,

Relief Defendants.

Civil Action No. 6:09-cv-508-ORL-28DF

FILED UNDER SEAL

(PROPOSED) ORDER GRANTING
PLAINTIFF'S *EX PARTE*
EMERGENCY MOTION FOR
STATUTORY RESTRAINING
ORDER, APPOINTMENT OF
TEMPORARY RECEIVER,
EXPEDITED DISCOVERY, ORDER
TO SHOW CAUSE REGARDING
PRELIMINARY INJUNCTION, AND
AND OTHER EQUITABLE RELIEF

This matter came before the Court for hearing on March 23, 2009, on Plaintiff's *Ex Parte* Emergency Motion for Statutory Restraining Order, Appointment of Temporary Receiver, Expedited Discovery, Order to Show Cause Regarding Preliminary Injunction, and Other Equitable Relief, and Incorporated Memorandum in Support ("Motion"). The Court,

having considered the Motion and all other evidence presented by Plaintiff, and having heard the arguments of Plaintiff's counsel, finds that:

1. This Court has jurisdiction over the parties and over the subject matter of this action pursuant to Pursuant to Sections 6c and 2(c)(2)(B) and (C) of the Commodity Exchange Act, 7 U.S.C. §§ 13a-1 and 2(c)(2)(B) and (C) (2006) (the "Act"), and Section 2(c)(2) of the Act as amended by the Food, Conservation, and Energy Act of 2008, Pub. L. No. 110-246, Title XIII (the CFTC Reauthorization Act ("CRA")), §§ 13101-13204, 122 Stat. 1651 (to be codified at 7 U.S.C. §§ 1 *et seq.* (effective June 18, 2008)).
2. Venue lies properly within this District pursuant to Section 6c(e) of the Act, 7 U.S.C. § 13a-1(e) (2006).
3. There is good cause to believe that Defendants Capital Blu Management, LLC ("Capital Blu") and its principals and control persons, Donovan Davis, Jr., ("D. Davis Jr.") (individually and as owner of DD International Holdings, LLC, ("DDIH")), Blayne Davis ("B. Davis"), and Damien Bromfield ("Bromfield") (hereinafter, collectively "Defendants") have engaged, are engaging, and are about to engage in acts and practices constituting violations of the Act, 7 U.S.C. §§ 1, *et seq.*, the Act as Amended by the CRA, to be codified at 7 U.S.C. §§ 1 *et seq.*, and Commission Regulations ("Regulations"), 17 C.F.R. §§ 1.1, *et seq.*, and that Relief Defendants Nakano Capital Partners, LP, Nakano Capital Advisors, LLC, and/or Nakano Capital Management, LLC (collectively the "Relief Defendants") have received, are receiving, and are about to receive funds as a result of Defendants' acts and practices that violate the Act, the Act as amended by the CRA, and/or Regulations.

4. There is good cause to believe that immediate and irreparable damage to the Court's ability to grant effective final relief for customers in the form of monetary redress will occur from the sale, transfer, assignment, or other disposition by Defendants and Relief Defendants of assets or records unless Defendants and Relief Defendants are immediately restrained and enjoined by Order of the Court.

5. Good cause exists for the freezing of assets owned, controlled, managed, or held by, on behalf of, or for the benefit of Defendants and Relief Defendants (hereinafter "the Assets").

6. Good cause exists for entry of an order prohibiting Defendants, their agents, servants, employees, assigns, attorneys, and persons in active concert or participation with the Defendants, including any successor thereof, from destroying records and/or denying agents of the Commission access to inspect and copy records to ensure that Commission representatives have immediate and complete access to those books and records.

7. Good cause exists for the appointment of a Temporary Receiver to take control of the Assets in order to preserve assets, investigate and determine customer claims, determine unlawful proceeds retained by Defendants and Relief Defendants and amounts due to customers as a result of Defendants' alleged violations, and distribute remaining funds under the Court's supervision.

8. Good cause exists for the Plaintiff to conduct expedited discovery in order to determine the full extent of Defendants' alleged wrongdoing, locate Defendants' other customers, identify customers' funds and other of the Assets, and clarify the source of various funds.

9. Weighing the equities and considering the Commission's likelihood of success in its claims for relief, the issuance of a statutory restraining order is in the public interest.

DEFINITIONS

For purposes of this Order, the following definitions apply:

10. The term "document" is synonymous in meaning and equal in scope to the usage of the term in Federal Rule of Civil Procedure ("FRCP") 34(a), and includes, but is not limited to, writings, drawings, graphs, charts, photographs, audio and video recordings, computer records, and other data compilations from which information can be obtained and translated, if necessary, through detection devices into reasonably usable form. A draft or non-identical copy is a separate document within the meaning of the term.

11. "Assets" means any legal or equitable interest in, right to, or claim to, any real or personal property, whether individually or jointly, direct or indirect control, and wherever located, including but not limited to: chattels, goods, instruments, equipment, fixtures, general intangibles, effects, leaseholds, mail or other deliveries, inventory, checks, notes, accounts (including, but not limited to, bank accounts and accounts at other financial institutions), credits, receivables, lines of credit, contracts (including spot, futures, or option contracts), insurance policies, and all cash.

12. "Defendants" shall mean and refer to not only Capital Blu, D. Davis Jr., B. Davis, Bromfield, and DDIH but also to any d/b/a, successor, affiliate, subsidiary, or other entity owned, controlled, managed, or held by, on behalf of, or for the benefit of Capital Blu, D. Davis Jr., B. Davis, Bromfield, and/or DDIH.

13. "Relief Defendants" shall mean and refer to not only Nakano Capital Partners, LP, Nakano Capital Advisors, LLC, and/or Nakano Capital Management, LLC, but also to any d/b/a, successor, or other entity controlled by any of these companies.

RELIEF GRANTED

I. Order Against Transfer, Dissipation, and Disposal of Assets

IT IS HEREBY ORDERED that:

14. Defendants, Relief Defendants, and their agents, servants, employees, assigns, attorneys, and persons in active concert or participation with them, including any successor thereof, and persons in active concert or participation with them, who receive actual notice of this Order by personal service or otherwise, are restrained and enjoined from directly or indirectly transferring, selling, alienating, liquidating, encumbering, pledging, leasing, loaning, assigning, concealing, dissipating, converting, withdrawing, or otherwise disposing of any of the Assets, wherever located, including the Assets held outside the United States, except as provided in Section II of this Order, or as otherwise ordered by the Court. The assets affected by this paragraph shall include both existing assets and assets acquired after the effective date of this Order.

15. Defendants and Relief Defendants are restrained and enjoined from directly or indirectly opening or causing to be opened any safe deposit boxes titled in the name of or subject to access by Defendants or Relief Defendants.

II. Accounting and Transfer of Funds and Documents

IT IS FURTHER ORDERED, that within five (5) business days following the service of this Order, Defendants and Relief Defendants shall:

16. Provide the Commission and Temporary Receiver with a full detailed accounting of all funds, documents, and assets, including the Assets, inside and outside of the United States that are held by each and every Defendant or Relief Defendant, for their benefit, or under their direct or indirect control, whether jointly or singly;

17. Transfer to the territory of the United States and to the possession, custody, and control of the Temporary Receiver, all funds, documents, and assets, including the Assets (other than real property), located outside the United States that are held by each and every Defendant or Relief Defendant, for their benefit, or under their direct or indirect control, whether jointly or singly; and

18. Provide the Commission and Temporary Receiver access to all records of Defendants and Relief Defendants held by financial institutions located within or outside the territorial United States by signing the Consent to Release of Financial Records attached to this Order.

III. Directives to Financial Institutions and Others

IT IS FURTHER ORDERED, pending further Order of this Court, that any financial or brokerage institution, business entity, or person that holds or has held, controls or

has controlled, or maintains or has maintained custody of any of the Assets at any time since January 1, 2008, shall:

19. Prohibit Defendants, Relief Defendants, and all other persons (except for the Temporary Receiver) from withdrawing, removing, assigning, transferring, pledging, encumbering, disbursing, dissipating, converting, selling, or otherwise disposing of the Assets, except as directed by further Order of the Court;

20. Deny Defendants and Relief Defendants and all other persons (except for the Temporary Receiver) access to any safe deposit box that is: (a) owned, controlled, managed, or held by, on behalf of, or for the benefit of Defendants or Relief Defendants, either individually or jointly, whether in the name, alias, or fictitious "doing business as" name; or (b) otherwise subject to access by Defendants or Relief Defendants;

21. Provide counsel for the Commission and the Temporary Receiver, within five (5) business days of receiving a copy of this Order, a statement setting forth: (a) the identification number of each and every account or other asset owned, controlled, managed, or held by, on behalf of, or for the benefit of Defendants or Relief Defendants (as defined above), either individually or jointly; (b) the balance of each such account, or a description of the nature and value of such asset as of the close of business on the day on which this Order is served, and, if the account or other asset has been closed or removed, the date closed or removed, the total funds removed in order to close the account, and the name of the person or entity to whom such account or other asset was remitted; and (c) the identification of any safe deposit box that is owned, controlled, managed, or held by, on behalf of, or for the benefit of

Defendants or Relief Defendants, either individually or jointly, or is otherwise subject to access by Defendants or Relief Defendants; and

22. Upon request by the Commission and/or the Temporary Receiver, promptly provide the Commission and/or Temporary Receiver with copies of all records or other documentation pertaining to such account or asset, including, but not limited to, originals or copies of account applications, account statements, signature cards, checks, drafts, deposit tickets, transfers to and from the accounts, all other debit and credit instruments or slips, currency transaction reports, 1099 forms, and safe deposit box logs.

IV. Maintenance of Business Records

IT IS FURTHER ORDERED that:

23. Defendants, Relief Defendants, and their agents, servants, employees, assigns, attorneys, and persons in active concert or participation with the Defendants or Relief Defendants, including any successor thereof, and all other persons or entities who receive notice of this Order by personal service or otherwise, are restrained and enjoined from directly or indirectly destroying, mutilating, erasing, altering, concealing or disposing of, in any manner, directly or indirectly, any documents that relate to the business practices, or business or personal finances of Defendants or Relief Defendants.

V. Inspection and Copying of Books and Records

IT IS FURTHER ORDERED that:

24. Representatives of the Commission, the Florida Office of Financial Regulation, and the Temporary Receiver shall be immediately allowed to inspect the books, records, and other documents of Defendants, Relief Defendants, and their agents, including, but not limited to, electronically stored information, tape recordings, and computer discs, wherever they may be situated and whether they are in the person of Defendants, Relief Defendants, or others, and to copy said documents, information and records, either on or off the premises; and

25. Defendants, Relief Defendants, and their agents, servants, employees, assigns, attorneys, and persons in active concert or participation with the Defendants, including any successor thereof, who receive actual notice of this Order by personal service or otherwise, including facsimile transmission, shall cooperate fully with the Commission, Florida Office of Financial Regulation, and the Temporary Receiver to locate and provide to representatives of the Commission and the Florida Office of Financial Regulation and the Temporary Receiver all books and records of Defendants and Relief Defendants, wherever such books and records may be situated, and to locate and provide to representatives of the Commission and the Florida Office of Financial Regulation and the Temporary Receiver information regarding the whereabouts of Defendants and Relief Defendants.

VI. Order Appointing Temporary Receiver

IT IS HEREBY ORDERED that:

26. The Court appoints Lewis D Freeman as the Temporary Receiver, with full powers of an equity receiver. The Court makes this appointment of a Temporary Receiver after having duly considered the qualifications and experience of said Temporary Receiver and determining said Temporary Receiver qualified. The Temporary Receiver shall be the agent of this Court in acting as Temporary Receiver under this Order. By this authorization and empowerment, this Court specifically determines that the Temporary Receiver, as an agent of this Court, shall not be barred from bringing any action due to the doctrine of *in pari delicto*.

27. The "Receiver Estate" shall consist of all the Assets that are under the Temporary Receiver's possession, custody, or control or, per this Order, should be under the Temporary Receiver's possession, custody, or control. No person holding or claiming any position of any sort with the Receiver Estate shall possess any authority to act by or on behalf of any of the Receiver Estate, except as authorized by the Temporary Receiver.

28. The Temporary Receiver shall have and possess all powers and rights to administer and manage the Receiver Estate in the Temporary Receiver's discretion, including assets held by third parties that are subject to the freeze, and take such action as approved by the Court, as described below:

a. The Temporary Receiver shall make a determination of value of the Receiver Estate, including, but not limited to, making a determination of the account values for all trading accounts controlled or managed by Defendants, including but not limited to accounts at AmSouth Bank, Regions Bank, Bank of America, JP Morgan Chase/Bear

Stearns, UBS, Advanced Markets LLC, Peregrine Financial Group, Inc., MF Global Inc., Cadent Financial Services LLC, and Saxo Bank AC.

b. The Temporary Receiver shall take exclusive custody, control, and possession of all the Assets. Further, the Temporary Receiver shall have full power to sue for, collect, receive and take possession of all goods, chattels, rights, credits, moneys, effects, land, leases, mail, books, records, work papers, and records of accounts, including computer-maintained information, and other papers and documents of the Defendants and Relief Defendants, including documents related to customers or clients whose interests are now held by or under the direction, possession, custody or control of the Defendants or Relief Defendants. All accounts controlled, managed, or held by Defendants or Relief Defendants, including but not limited to, accounts at AmSouth Bank, Regions Bank, Bank of America, JP Morgan Chase/Bear Stearns, UBS, Advanced Markets LLC, Peregrine Financial Group, Inc., MF Global Inc., Cadent Financial Services LLC, and Saxo Bank AC shall be under the Temporary Receiver's control, but shall remain in the possession of AmSouth Bank, Regions Bank, Bank of America, JP Morgan Chase/Bear Stearns, UBS, Advanced Markets LLC, Peregrine Financial Group, Inc., MF Global Inc., Cadent Financial Services LLC, and Saxo Bank AC until further order of the Court;

c. The Temporary Receiver shall preserve, hold and manage the Receiver Estate, and perform all acts necessary to preserve the value of the Receiver Estate, in order to prevent any loss, damage or injury to customers:

d. The Temporary Receiver shall choose, engage and employ attorneys, accountants, appraisers, and other independent contractors and technical specialists, as the

Temporary Receiver deems advisable or necessary in the performance of duties and responsibilities under the authority granted by this Order; and

e. The Temporary Receiver shall issue subpoenas to obtain documents and records pertaining to the Receiver Estate, and conduct discovery in this action on behalf of the Receiver Estate.

29. The Temporary Receiver's powers and rights to administer and manage the Receiver Estate as described above in paragraph 28 shall be limited to Defendant's Assets located within the United States and Defendant's Assets that are transferred to the United States pursuant to Section II of this Order, until further order of this Court.

30. The Temporary Receiver is authorized to provide actual notice of the entry of this Order to any person, agency or entity the Temporary Receiver deems appropriate by delivery of a copy of the Order by hand, U.S. Mail, International Mail, express mail, courier service, facsimile, e-mail or any other reasonable means of delivery.

31. The Temporary Receiver shall provide an initial report to the Court and the Parties by April 2, 2009, subject to such reasonable extensions as the Court may grant, that details a) all of the Assets (including the location of such assets); and b) the account values for all customer accounts controlled or managed by Defendants, including but not limited to accounts at AmSouth Bank, Regions Bank, Bank of America, JP Morgan Chase/Bear Stearns, UBS, Advanced Markets LLC, Peregrine Financial Group, Inc., MF Global Inc., Cadent Financial Services LLC, and Saxo Bank AC. The Temporary Receiver shall provide additional reports as he/she deems necessary in the course of fulfilling his/her duties set forth herein or as requested by the Court.

32. Defendants, and their subsidiaries and affiliates, shall pay the costs, fees and expenses of the Temporary Receiver incurred in connection with the performance of his or her duties described in this Order, including the costs and expenses of those persons who may be engaged or employed by the Temporary Receiver to assist him or her in carrying out his or her duties and obligations. All applications for costs, fees and expenses for services rendered in connection with the receivership other than routine and necessary business expenses in conducting the receivership, such as salaries, rent and any and all other reasonable operating expenses, shall be made by application setting forth in reasonable detail the nature of the services and shall be heard by the Court.

33. Defendants, and their subsidiaries, affiliates, including all the other entities in receivership, and their officers, agents, servants, employees and attorneys, shall, within 24 hours of the issuance of this Order, cause to be prepared and delivered to the Temporary Receiver, a detailed and complete schedule of all passwords and identification (ID) numbers for all websites, electronic mail accounts, videophone accounts, and all accounts at any bank, financial institution or brokerage firm (including any introducing broker or futures commission merchant) operated by or to which any of the Defendants has access.

34. Defendants, and their subsidiaries, affiliates, including all the other entities in receivership, and their officers, agents, servants, employees and attorneys, shall, within 24 hours of the issuance of this Order, cause to be prepared and delivered to the Temporary Receiver, a detailed and complete schedule of all desk top computers, laptop computers and/or personal digital assistants (PDA) owned and/or used by them in connection with their business. In the case of Defendants D. Davis Jr., Bromfield, and B. Davis, they shall, within

24 hours of the issuance of this Order, cause to be prepared and delivered to the Temporary Receiver, a detailed and complete schedule of all desk top computers, laptop computers and/or personal digital assistants (PDA) owned and/or used by each of them for any purpose. The schedules required by this section shall include at a minimum the make, model and description of each computer and/or PDA, along with its location, the name of the person primarily assigned to use the computer and/or PDA, and all passwords necessary to access and use the software contained on the computer and/or PDA. The Temporary Receiver shall be authorized to make an electronic, digital or hard copy of all of the data contained on the computer(s) and/or PDA(s).

35. All persons, including but not limited to the Defendants, Relief Defendants, and their agents, servants, employees, assigns, attorneys, and persons in active concert or participation with any Defendant or Relief Defendant, including any successor thereof, and any persons who receive actual notice of this Order by personal service or otherwise, are enjoined from in any way interfering with the operation of the Receiver Estate or in any way disturbing the assets of the Receiver Estate and from filing or prosecuting any actions or proceedings which involve the Temporary Receiver or which affect the Receiver Estate, specifically including any proceeding initiated pursuant to the United States Bankruptcy Code or pursuant to Florida statutes, except with the prior permission of this Court.

36. Defendants, Relief Defendants, and their agents, servants, employees, assigns, attorneys, and persons in active concert or participation with the Defendants or Relief Defendants, including any successor thereof, and any persons who receive actual notice of this Order by personal service or otherwise, shall cooperate in every way with the Temporary

Receiver and others working with the Temporary Receiver in the administration of the Receiver Estate and provide such information related to the Receiver Estate as the Temporary Receiver and those working with the Temporary Receiver reasonably request.

37. **IT IS FURTHER ORDERED** that absent express permission and leave by this Court, during the pendency of this receivership, all clients, investors, trust beneficiaries, note holders, creditors, claimants, lessors, and all other persons or entities seeking relief of any kind from Defendants' Assets (other than the present action by the Commission), in law or in equity, and all persons acting on behalf of any such investor, trust beneficiary, note holder, creditor, claimant, lessor, consultant group, or other person, including sheriffs, marshals, and all officers and deputies, and their respective attorneys, servants, agents and employees, are, until further order of this Court, hereby are restrained and enjoined from doing anything, directly or indirectly, to interfere with the Temporary Receiver's performance of his or her duties and the administration of Defendants' Assets. Accordingly, all such persons are enjoined from engaging in any self-help, including set-offs, and from filing or prosecuting any actions or proceedings which involve the Temporary Receiver or which affect Defendants' Assets, specifically including any proceeding initiated pursuant to the United States Bankruptcy Code, except with prior permission of this Court. Moreover, any such actions that are so authorized shall be filed in this Court.

38. No bond shall be required in connection with the appointment of the Temporary Receiver. Except for an act of gross negligence, the Temporary Receiver shall not be liable for any loss or damage incurred by any of the Defendants or Relief Defendants, their officers, agents, servants, employees and attorneys or any other person, by reason of any

act performed or omitted to be performed by the Temporary Receiver in connection with the discharge of his or her duties and responsibilities.

VII. Order Granting Expedited Discovery

IT IS HEREBY ORDERED that:

39. The Commission and Temporary Receiver may conduct expedited discovery, removing the prohibition upon discovery before the early meeting of counsel pursuant to FRCP 26(f), in accordance with FRCP 26(d), and that the Commission and Temporary Receiver may take depositions of Defendants, Relief Defendants, and non-parties subject to two calendar days notice pursuant to FRCP 30(a) and 45, that notice may be given personally, by facsimile, or by electronic mail, and more than ten depositions may be taken.

40. The Commission and Temporary Receiver may conduct expedited discovery to enable the Commission to fulfill its statutory duties and protect investors from further loss or damage. This expedited discovery will allow the Commission and Temporary Receiver to determine the full extent of Defendants' alleged wrongdoing (including, but not limited to, the possible involvement of others), locate Defendants' other customers, identify customers' funds and other of the Assets, and clarify the sources of various funds.

VIII. Bond Not Required of Plaintiff

IT IS FURTHER ORDERED that:

41. Plaintiff Commission is an agency of the United States of America and, accordingly, need not post a bond.

IX. Order to Show Cause**IT IS FURTHER ORDERED that:**

42. Defendant shall appear before this Court on the 8 day of April, 2009, at 8:00, a.m., before the Honorable John Antea at the United States Courthouse for the Middle District of Florida, 401 West Central Boulevard, Orlando, Florida 32801, to show cause, if there be any, why an Order for Preliminary Injunction should not be granted to prohibit further violations of the Act and why the other relief requested should not be granted pending trial on the merits of this action.

43. Should any party wish to file a memorandum of law or other papers in opposition to Plaintiff's Motion for a Preliminary Injunction, all papers shall be filed on or before April 2nd, 2009 and served via facsimile or overnight delivery to the Commission's Washington D.C. office no later than 10:30 o'clock a.m. on April 3rd, 2009. Any reply papers shall be filed with the Court and delivered to opposing counsel no later than 1:00 o'clock p.m. on April 6th, 2009. Service of all papers shall be by electronic mail, facsimile, or personal service.

X. Service**IT IS FURTHER ORDERED that:**

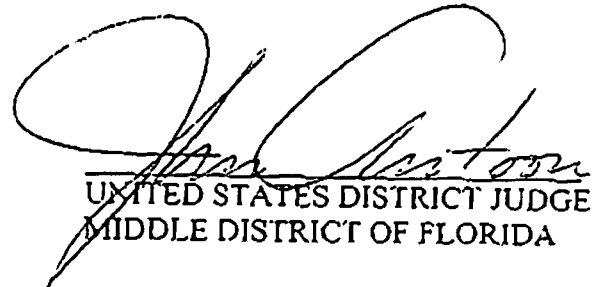
44. Copies of this Order may be served by any means, including facsimile transmission, upon any entity or person that may have possession, custody, or control of any

documents or the Assets that may be subject to any provision of this Order, and, additionally, that Daniel C. Jordan, Kenneth McCracken, Michelle Bougas, Matthew Elkan, Chris Giglio, Richard Glaser, a representative(s) of the Florida Office of Financial Regulation, the Temporary Receiver or representatives thereof, and representative(s) of the U.S. Marshal Service are specially appointed by the Court to effect service. Further, service of the Summons, Complaint, or other process may be effected by any Commission representative, the Temporary Receiver or any of his representatives, any U.S. Marshal or deputy U.S. Marshal, or in accordance with FRCP 4, and service on corporate entities may be effected by serving the Summons, Complaint, or other process via overnight delivery to the registered agent of said corporate entities.

XI. Force and Effect

IT IS FURTHER ORDERED that this Order shall remain in full force and effect until further order of this Court and that this Court retains jurisdiction of this matter for all purposes.

IT IS SO ORDERED, at Orlando, Florida on the 23rd day of March, 2009 at 1:57 p.m.


UNITED STATES DISTRICT JUDGE
MIDDLE DISTRICT OF FLORIDA

CONSENT TO RELEASE OF FINANCIAL RECORDS

I, _____, a resident of _____, do hereby direct any bank, trust, or other financial company, as well as any of its officers, employees, and agents, at which I have or had a bank account or other financial account of any kind operated under my name or any other name (including any corporation or other entity) for which I am or was authorized to draw on the account, to disclose all information and deliver copies of all documents of every nature in the bank's, trust's, or other financial company's possession or control which relate to said bank or other financial accounts to any attorney or investigator of the United States Commodity Futures Trading Commission or to the Temporary Receiver or his representatives, and to give evidence relevant thereto, in the matter of *United States Commodity Futures Trading Commission v. Capital Blu Management, LLC, et al.*, Case No. _____, now pending before the United States District Court for the Middle District of Florida, and this shall be irrevocable authority for so doing. This direction is intended to apply to not only the laws of the United States, but also to the law of countries other than the United States which restrict or prohibit the disclosure of bank information without the consent of the holder of the account, and shall be construed as consent with respect thereto, and the same shall apply to any of the bank accounts or other financial accounts for which I may be a relevant principal.

Dated: _____

Signature