IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

RALPH S. JANVEY, IN HIS CAPACITY AS	§	
COURT-APPOINTED RECEIVER FOR THE	§	
STANFORD INTERNATIONAL BANK, LTD.,	§	
ET AL.	§	
	§	
Plaintiff,	§	Case No. 3:10-cv-00527-N
	§	
V.	§	
	§	
BEN BARNES AND BEN BARNES GROUP, L.P.,	§	
	§	
Defendants.	§	

APPENDIX IN SUPPORT OF RECEIVER'S RESPONSE TO DEFENDANTS' MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM PURSUANT TO FED. R. CIV. P. 12(B)(6) AND BRIEF IN SUPPORT

Dated: May 3, 2010

Respectfully submitted,

BAKER BOTTS L.L.P.

By: <u>/s/ Kevin M. Sadler</u>

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ATTORNEYS FOR RECEIVER RALPH S. JANVEY

CERTIFICATE OF SERVICE

On May 3, 2010, I electronically submitted the foregoing document with the clerk of the court of the U.S. District Court, Northern District of Texas, using the electronic case filing system of the Court. I hereby certify that I will serve Ben Barnes and Ben Barnes Group, L.P. individually or through their counsel of record, electronically, or by other means authorized by the Court or the Federal Rules of Civil Procedure.

/s/ Kevin M. Sadler Kevin M. Sadler

EXHIBIT 1

From: Stanford, Allen
Sent: Friday, December 07, 2007 11:41 AM
To: Suarez, Yolanda; Davis, James

Yolanda I want you to negotiate a success fee for getting new VI legislation passed in 2008 with Ben Barnes. I know you don't think this is achievable but Ben has assured me if we get on this and get in front of key folks on the hill it can be accomplished next year .

Jim we need the language of the new legislation asap and as you and I agreed this would be your responsibility. We can discuss today.

Yolanda I have been personally paying Ben \$265K each month this year. I think the world of Ben and know he is very capable but this is too much for what we are getting in return. Ben has said Mitch and others were hired to do Stanford business only which I know is not the case. Anyway come to me when we meet next week with a proposal for paying Ben's team for anything beyond a success fee

Last... Yolanda what is the status of our own office in DC? RAS

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EXHIBIT 2

From: Stanford, Allen Sent: Friday, December 07, 2007 1:45 AM To: Lopez, Gil Cc: Davis, James

Gil confirm to me any amounts sent/paid to Ben Barnes this year. Thanks RAS

EXHIBIT 3

Susan Martin

From:	Stanford, Allen [AStanford@StanfordEagle.com]
Sent:	Wednesday, January 16, 2008 4:39 AM
То:	Susan Martin; Suarez, Yolanda
Subject:	Re: A Note from Ben Barnes

Ben as you know I have been paying the \$265k personally each month as this is not a budgeted amount for any Stanford company and did not want to burden any company's financial performance with a \$3,180,000 per annum expense As you are aware we have our own office in DC now up and running and staffed to address the constant stream of issues we face and I have instructed Yolanda to bring this cost under our DC office budget process. We discussed this at length yesterday and she will contact your office today to get us on a new program RAS

----- Original Message -----From: Susan Martin <smartin@benbarnesgroup.com> To: Stanford, Allen Cc: Hodge, Julie; Walker, Kye Sent: Tue Jan 15 13:56:18 2008 Subject: A Note from Ben Barnes

Dear Allen -

I don't know if you are aware, but we still have not received payment for both the December and January invoices. I have attached them for your review. I went ahead and paid the team for December, and now it's time to pay them again.

I am happy to discuss this with you and I am reachable on my cell phone (512-415-4070). I would appreciate anything you could do to resolve this matter.

Best, Ben

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