



Congress enacted for the express purpose of "dealing with cases of cross-border insolvency" and with the explicit command that U.S. courts "shall cooperate to the maximum extent possible with a foreign court or a foreign representative." 11 U.S.C. §§ 1501(a)(1), 1525. Liquidators have sought recognition through the Congressionally sanctioned procedures and respectfully submit that paragraphs 10(e) and 11 of the Amended Order are, and ought to be declared, void and unenforceable to the extent they purport to bar Liquidators from invoking those procedures, and therefore should be stricken from the Amended Receivership Order.<sup>1</sup>

Dated: April 20, 2009.

Respectfully submitted,

/s/ Weston C. Loegering

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<sup>1</sup> The Court may need to revisit other provisions of the Amended Order related to bankruptcy proceedings and the U.S. Receiver's powers, depending on the outcome of the recognition proceedings required by chapter 15.

**CERTIFICATE OF CONFERENCE**

On April 20, 2009, Wes Loegering and Greg Weselka, counsel to Liquidators, conferred with the following counsel with regard to the issues raised in this motion: Kevin Sadler, counsel for the U.S. Receiver indicated that his client opposed the motion, as did Jeffrey Tillotson (counsel for Laura Pendergas-Holt) and Paul D. Flack (counsel for Sir Allen Stanford). Counsel to Liquidators was unable to reach Kevin Edmonson, counsel to the SEC; David Finn, counsel to Davis; and/or John Little, the court-appointed examiner, and therefore assumes that those parties also oppose the motion.

/s/ Weston C. Loegering

**CERTIFICATE OF SERVICE**

I hereby certify that on April 20, 2009, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

/s/ Weston C. Loegering

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