

Subject: Alki David - proceedings in Switzerland [LALIVE-LIVE.FID91795]



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Alki,

This email will serve as a recap of where matters stand in Switzerland further to collection efforts by some US creditors, Khan and Reeves, who petitioned the Swiss courts for enforcement of their claims. The protective order I had filed in anticipation of their moves resulted in Khan's application being rejected entirely and Reeves' being for its majority, i.e. the punitive component (USD 4,350,000) of her award.

As already communicated to and discussed with Glaser Weil, you will find enclosed :

- (i) the attachment order from the relevant court of first instance (*Regionalgericht Oberland*);
- (ii) the attachment deed of the debt collection office of Zug (*Betreibungsamt Stadt Zug*); and
- (iii) the attachment deed of the debt collection office of Berne (*Betreibungsamt Oberland*).

Attachments were ordered to secure enforcement of Lauren Reeves' claims as follows:

- (i) CHF 602,554 plus interest at 10% per annum from 7 January 2020 onwards;
- (ii) CHF 1,204,810 plus interest at 10% per annum from 14 September 2020 onwards;
- (iii) CHF 60,576.20 plus interest at 10% per annum from 14 September 2020 onwards.

These amounts correspond to (i) the compensatory damages (USD 650,000), (ii) the attorney's fees (USD 1,204,810) and (iii) the costs awarded by the US courts (USD 65,346.02).

The assets attached are :

(i) Your ownership interest in the property located at Wispilenstrasse 37, 3780 Gstaad; as a result of this attachment, any rent payable should from now on be collected by the debt collection office, for as the attachment is in effect. **You are therefore no longer allowed to accept payments for rent into agreements in this respect, and may be liable to criminal prosecution for "disposal of assets" and "removal of seized property" (Articles 169 and 289 of the Swiss Criminal Code)** conclusion, amendment or termination of rental agreements requires the approval of the debt collection office to be valid. As you read in the meantime, we requested some clarifications from your accountant Goran Busic in relation to your property.

(i) Your accounts held with Credit Suisse AG (Schwyz), in particular:

- a. Account No. 30834 ; and
- b. Account No. 0823-1143507-42-1.

(ii) Your accounts held with Credit Suisse AG (Zug), in particular: