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

SECURITIES AND EXCHANGE COMMISSION,	§	
	§	
Plaintiff,	§	
	§	
V.	§	Case No. 3:09-CV-0298-N
	§	
STANFORD INTERNATIONAL BANK, LTD., ET AL.,	§	
	§	
Defendants.	§	

RECEIVER'S 19TH MONTHLY REPORT REGARDING THE CLAIMS & DISTRIBUTION PROCESSES

Receiver Ralph S. Janvey (the "<u>Receiver</u>") hereby files his 19th Monthly Report Regarding the Claims & Distribution Processes (the "<u>19th Monthly Report</u>"), respectfully stating as follows:

As noted in the Receiver's April 27, 2012 Estimated Budget Letter, the Receiver stated that he would "submit monthly reports to the Court reflecting the fees and expenses incurred by the Receiver as a result of the claims process." [*See* Doc. 1583 at 4.] In accordance with that Letter, the Receiver has filed such monthly reports with the Court on a continuing basis.¹ The Receiver now hereby submits his 19th Monthly Report, which includes all claim-related fees and expenses incurred between May 2012 and November 2013, as well as all distribution-related fees and expenses incurred between May 2013 and November 2013.²

¹ [See Doc. 1618 (the "<u>1st Monthly Report</u>"); Doc. 1641 (the "<u>2nd Monthly Report</u>"); Doc. 1676 (the "<u>3rd Monthly Report</u>"); Doc. 1700 (the "<u>4th Monthly Report</u>"); Doc. 1714 (the "<u>5th Monthly Report</u>"); Doc. 1731 (the "<u>6th Monthly Report</u>"); Doc. 1745 (the "<u>7th Monthly Report</u>"); Doc. 1764 (the "<u>8th Monthly Report</u>"); Doc. 1772 (the "<u>9th Monthly Report</u>"); Doc. 1789 (the "<u>10th Monthly Report</u>"); Doc. 1851 (the "<u>11th Monthly Report</u>"); Doc. 1872 (the "<u>12th Monthly Report</u>"); Doc. 1879 (the "<u>13th Monthly Report</u>"); Doc. 1897 (the "<u>14th Monthly Report</u>"); Doc. 1905 (the "<u>15th Monthly Report</u>"; Doc. 1916 (the "<u>16th Monthly Report</u>"); Doc. 1926 (the "<u>17th Monthly Report</u>"); Doc. 1935 (the "<u>18th Monthly Report</u>").]

² The Court established the Receiver's claims process in May 2012 [*see* Doc. 1584] and approved the Receiver's interim distribution plan (the "Interim Plan") in May 2013 [*see* Doc. 1877]. As a result, the claim-related figures contained in this Report

PROFESSIONAL FEES & EXPENSES INCURRED AS A RESULT OF THE CLAIMS PROCESS

Between May 2012 and November 2013, <u>**\$6,258,444.17**</u> in professional fees and expenses were incurred as a result of the claims process. Of this amount, <u>\$5,712,560.03</u> was in regard to CD claims processing and the sending of Notices of Determination; <u>\$83,494.99</u> was in regard to non-CD claims processing; <u>\$447,803.78</u> was incurred as a result of analyzing and responding to CD claim objections; and <u>\$14,585.37</u> was incurred as a result of analyzing and responding to non-CD claim objections. The fees and expenses related to the claims process that are attributable to each of the Receiver's professional firms are listed below:

GILARDI & CO. LLC			
REPORT PERIOD	PROFESSIONAL FEES	EXPENSES	
1st Monthly Report (as of May 31, 2012)	\$143,991.25	\$339,260.19	
2nd Monthly Report (June 1-30, 2012)	\$246,503.66	\$9,141.09	
3rd Monthly Report (July 1-31, 2012)	\$245,596.97	\$15,189.57	
4th Monthly Report (August 1-31, 2012)	\$416,174.02	\$1,537.98	
5th Monthly Report (September 1-30, 2012)	\$371,832.42	\$1,227.73	
6th Monthly Report (October 1-31, 2012)	\$160,901.12	\$330.04	
7th Monthly Report (November 1-30, 2012)	\$104,303.44	\$0.00	
8th Monthly Report (December 1-31, 2012)	\$94,404.28	\$26.90	
9th Monthly Report (January 1-31, 2013)	\$79,991.38	\$1,683.30	
10th Monthly Report (February 1-28, 2013)	\$155,928.76	\$8,267.12	
11th Monthly Report (March 1-31, 2013)	\$77,906.25	\$6,850.69	
12th Monthly Report (April 1-30, 2013)	\$95,668.94	\$904.23	
13th Monthly Report (May 1-31, 2013)	\$56,666.70	\$165.06	
14th Monthly Report (June 1-30, 2013)	\$48,142.70	\$550.00	
15th Monthly Report (July 1-31, 2013)	\$33,689.72	\$342.26	
16th Monthly Report (August 1-31, 2013)	\$22,758.65	\$31.02	
17th Monthly Report (September 1-30, 2013)	\$20,448.87	\$184.68	
18th Monthly Report (October 1-31, 2013)	\$17,368.57	\$202.00	
19th Monthly Report (November 1-30, 2013)	\$13,534.07	\$39.66	
Gilardi Total ³	\$2,326,611.77	\$385,933.52	

begin in May 2012, and the distribution-related amounts begin in May 2013. Moreover, the fee and expense figures contained herein do not exclude any amounts subject to the Court's holdback order. [See Doc. 1565.]

³ The total amount of Gilardi's professional fees reflects a prior reduction of \$7,200.00 relating to activities during July and August 2012, a prior reduction of \$35,000.00 relating to activities during January 2013, and a prior reduction of \$37,000.00 relating to activities during February 2013.

FTI CONSULTING, INC.			
REPORT PERIOD	PROFESSIONAL FEES	EXPENSES	
1st Monthly Report (as of May 31, 2012)	\$167,317.20	\$0.00	
2nd Monthly Report (June 1-30, 2012)	\$89,735.60	\$0.00	
3rd Monthly Report (July 1-31, 2012)	\$184,634.80	\$54.60	
4th Monthly Report (August 1-31, 2012)	\$286,457.60	\$98.23	
5th Monthly Report (September 1-30, 2012)	\$433,769.20	\$614.19	
6th Monthly Report (October 1-31, 2012)	\$394,668.80	\$0.00	
7th Monthly Report (November 1-30, 2012)	\$330,664.40	\$0.00	
8th Monthly Report (December 1-31, 2012)	\$141,971.20	\$0.00	
9th Monthly Report (January 1-31, 2013)	\$41,424.40	\$0.00	
10th Monthly Report (February 1-28, 2013)	\$30,757.60	\$0.00	
11th Monthly Report (March 1-31, 2013)	\$78,660.80	\$0.00	
12th Monthly Report (April 1-30, 2013)	\$69,775.20	\$0.00	
13th Monthly Report (May 1-31, 2013	\$75,636.80	\$0.00	
14th Monthly Report (June 1-30, 2013)	\$106,563.60	\$0.00	
15th Monthly Report (July 1-31, 2013)	\$52,407.60	\$0.00	
16th Monthly Report (August 1-31, 2013)	\$38,332.80	\$0.00	
17th Monthly Report (September 1-30, 2013)	\$50,692.00	\$0.00	
18th Monthly Report (October 1-31, 2013)	\$80,923.60	\$0.00	
19th Monthly Report (November 1-30, 2013)	\$37,736.80	\$0.00	
FTI Total ⁴	\$2,647,950.00	\$152.83	

⁴ The total amount of FTI's professional fees reflects a prior reduction of \$30,000.00 relating to activities during September and October 2012 and a prior reduction of \$14,180.00 relating to activities during November 2012. Moreover, the total amount of FTI's expenses reflects a prior reduction of \$614.19 for September 2012.

BAKER BOTTS L.L.P.			
REPORT PERIOD	PROFESSIONAL FEES	EXPENSES	
1st Monthly Report (as of May 31, 2012)	\$53,948.80	\$792.74	
2nd Monthly Report (June 1-30, 2012)	\$65,978.00	\$303.67	
3rd Monthly Report (July 1-31, 2012)	\$52,016.00	\$490.39	
4th Monthly Report (August 1-31, 2012)	\$69,056.80	\$344.48	
5th Monthly Report (September 1-30, 2012)	\$43,242.00	\$286.23	
6th Monthly Report (October 1-31, 2012)	\$52,096.00	\$207.09	
7th Monthly Report (November 1-30, 2012)	\$27,702.00	\$72.48	
8th Monthly Report (December 1-31, 2012)	\$26,104.00	\$157.30	
9th Monthly Report (January 1-31, 2013)	\$42,332.80	\$63.66	
10th Monthly Report (February 1-28, 2013)	\$35,523.60	\$20.44	
11th Monthly Report (March 1-31, 2013)	\$73,120.00	\$223.88	
12th Monthly Report (April 1-30, 2013)	\$59,386.40	\$234.67	
13th Monthly Report (May 1-31, 2013)	\$49,988.00	\$193.33	
14th Monthly Report (June 1-30, 2013)	\$47,905.20	\$55.94	
15th Monthly Report (July 1-31, 2013)	\$32,827.60	\$201.35	
16th Monthly Report (August 1-31, 2013)	\$29,854.20	\$73.15	
17th Monthly Report (September 1-30, 2013)	\$42,338.40	\$225.70	
18th Monthly Report (October 1-31, 2013)	\$45,561.20	\$303.01	
19th Monthly Report (November 1-30, 2013)	\$44,472.00	\$93.54	
Baker Botts Total	\$893,453.00	\$4,343.05	

PROFESSIONAL FEES & EXPENSES INCURRED AS A **RESULT OF THE DISTRIBUTION PROCESS**

Between May 2013 and November 2013, §499,367.21 in professional fees and

expenses were incurred as a result of the distribution process. The fees and expenses related to

the distribution process that are attributable to each of the Receiver's professional firms are listed

below:

GILARDI & CO. LLC			
Report Period	PROFESSIONAL FEES	EXPENSES	
13th Monthly Report (May 1-31, 2013)	\$5,557.54	\$0.00	
14th Monthly Report (June 1-30, 2013)	\$39,542.77	\$734.84	
15th Monthly Report (July 1-31, 2013)	\$101,222.98	\$0.00	
16th Monthly Report (August 1-31, 2013)	\$68,757.65	\$174.44	
17th Monthly Report (September 1-30, 2013)	\$34,923.44	\$0.00	
18th Monthly Report (October 1-31, 2013)	\$39,889.64	\$0.00	
19th Monthly Report (November 1-30, 2013)	\$45,176.67	\$0.00	
Gilardi Total	\$335,070.69	\$909.28	

FTI CONSULTING, INC.			
Report Period	PROFESSIONAL FEES	EXPENSES	
13th Monthly Report (May 1-31, 2013)	\$0.00	\$0.00	
14th Monthly Report (June 1-30, 2013)	\$0.00	\$0.00	
15th Monthly Report (July 1-31, 2013)	\$3,276.00	\$0.00	
16th Monthly Report (August 1-31, 2013)	\$2,957.60	\$0.00	
17th Monthly Report (September 1-30, 2013)	\$8,257.60	\$0.00	
18th Monthly Report (October 1-31, 2013)	\$35,849.60	\$0.00	
19th Monthly Report (November 1-30, 2013)	\$8,393.60	\$0.00	
FTI Total	\$58,734.40	\$0.00	

BAKER BOTTS L.L.P.			
Report Period	PROFESSIONAL FEES	EXPENSES	
13th Monthly Report (May 1-31, 2013)	\$6,849.60	\$22.61	
14th Monthly Report (June 1-30, 2013)	\$13,452.00	\$5.56	
15th Monthly Report (July 1-31, 2013)	\$17,427.20	\$15.87	
16th Monthly Report (August 1-31, 2013)	\$14,902.00	\$4.54	
17th Monthly Report (September 1-30, 2013)	\$15,834.00	\$5.89	
18th Monthly Report (October 1-31, 2013)	\$27,248.00	\$9.74	
19th Monthly Report (November 1-30, 2013)	\$8,868.00	\$7.83	
Baker Botts Total	\$104,580.80	\$72.04	

ONGOING CLAIMS & DISTRIBUTION ACTIVITIES

The following is an update concerning the activities of the Receiver and his

professionals with regard to claims processing and distribution matters:

- 30,539 claims were received through both the prior claims process and the Court-approved claims process as of December 18, 2013. Of these claims, 18,106 are SIB CD or other SIB investor claims; 1,973 are non-CD claims; 10,085 are duplicates of claims already submitted; and 375 are late claims that were served upon the Receiver after the Court-approved Bar Date expired. As a result, there are 20,079 non-duplicative, timely claims.
- Reconciliation activities regarding 18,536 of the claims (excluding duplicates and late claims) have been completed.
- 201 of the non-duplicative, timely claims are deficient due to a lack of required information on the claimants' claim forms. Gilardi and, in some necessary instances, Baker Botts have contacted the claimants who submitted those claims whether through the dissemination of formal Notices of Deficiency or through more informal means of communication to obtain the missing information. Further reconciliation activities concerning such claims cannot proceed without the required information.
- The remaining 1,342 claims are being manually reconciled by Gilardi and Stanford Staff and, in limited and necessary instances, FTI or Baker Botts.
- The mailing of Notices of Determination regarding CD claims commenced in January 2013 and will continue on a rolling basis until completed. As of December 18th, 14,596 Notices of Determination have been disseminated.
- The Receiver has received 2,002 objections to his Notices of Determination. Of these, 1,821 have been fully resolved (including, *inter alia*, 543 Amended Notices of Determination that have been sent), and only 1 unresolved objection has been filed with the Court.
- The Court's Order approving the Interim Plan requires the Receiver to disseminate certification notices concerning collateral-source recoveries to investor CD claimants. [See Doc. 1877 at 8.] The Receiver has thus far sent approximately 14,320 certification notices to those claimants (correlating to approximately 24,820 claims) and has processed approximately 13,260 certification forms received in response (correlating to approximately 18,630 claims).

- The Receiver has thus far filed seven Schedules of Payments to be Made Pursuant to the Interim Plan.⁵ The total amount to be distributed pursuant to those Schedules is approximately \$24.5 million. Additional schedules of payments will be submitted by the Receiver on a rolling basis as further responses to certification notices are received and processed.
- Baker Botts continues to draft and submit monthly reports to the Court regarding the claims and distribution processes and to monitor and oversee those processes and the fees and expenses related thereto.

⁵ [*See* Docs. 1903, 1903-1 (the "<u>1st Schedule</u>"); Docs. 1912, 1912-1 (the "<u>2nd Schedule</u>"); Docs. 1922, 1922-1 (the "<u>3rd Schedule</u>"); Docs. 1924, 1924-1 (the "<u>4th Schedule</u>"); Docs. 1928, 1928-1 (the "<u>5th Schedule</u>"); Docs. 1932, 1932-1 (the "<u>6th Schedule</u>"); Docs. 1942, 1942-1 (the "<u>7th Schedule</u>").]

Dated: December 20, 2013

Respectfully submitted,

BAKER BOTTS L.L.P.

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

Kevin M. Sadler Texas Bar No. 17512450 kevin.sadler@bakerbotts.com Robert I. Howell Texas Bar No. 10107300 robert.howell@bakerbotts.com Scott D. Powers Texas Bar No. 24027746 scott.powers@bakerbotts.com David T. Arlington Texas Bar No. 00790238 david.arlington@bakerbotts.com 98 San Jacinto Blvd., Suite 1500 Austin, Texas 78701-4078 Tel: 512.322.2500 Fax: 512.322.2501

Timothy S. Durst Texas Bar No. 00786924 tim.durst@bakerbotts.com 2001 Ross Avenue Dallas, Texas 75201 Tel: 214.953.6500 Fax: 214.953.6503

ATTORNEYS FOR RECEIVER RALPH S. JANVEY

CERTIFICATE OF SERVICE

On December 20, 2013, 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 have served the Court-appointed Examiner, all counsel and/or pro se parties of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

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