

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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In re :
 : Chapter 11
CHINA FISHERY GROUP LIMITED :
(CAYMAN), et al., :
 :
 : Case No. 16-11895 (JLG)
 : (Jointly Administered)
Debtors.¹ :
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**DECLARATION OF STEPHENIE KJONTVEDT OF EPIQ CORPORATE
RESTRUCTURING, LLC REGARDING VOTING AND TABULATION OF
BALLOTS CAST ON THE REVISED FOURTH AMENDED PLAN OF
REORGANIZATION OF CHINA FISHERY GROUP LIMITED (CAYMAN), PACIFIC
ANDES RESOURCES DEVELOPMENT LIMITED (BERMUDA) AND CERTAIN OF
THEIR AFFILIATED DEBTORS**

I, Stephenie Kjontvedt declare, under penalty of perjury, as follows:

1. I am a Vice President, Senior Consultant at Epiq Corporate Restructuring, LLC (“Epiq”) located at 777 Third Avenue, 12th Floor, New York, New York 10017. I am over the age of 18 years. I do not have a direct interest in the chapter 11 cases and should be considered an impartial party.

2. I submit this declaration (the “Declaration”) with respect to the solicitation and

¹ The Debtors in these chapter 11 cases are as follows: China Fishery Group Limited (Cayman), Pacific Andes International Holdings Limited (Bermuda), N.S. Hong Investment (BVI) Limited, South Pacific Shipping Agency Limited (BVI), China Fisheries International Limited (Samoa), CFGI (Singapore) Private Limited, Chanery Investment Inc. (BVI), Champion Maritime Limited (BVI), Growing Management Limited (BVI), Target Shipping Limited (HK), Fortress Agents Limited (BVI), Ocean Expert International Limited (BVI), Protein Trading Limited (Samoa), CFG Peru Investments Pte. Limited (Singapore), Smart Group Limited (Cayman), Super Investment Limited (Cayman), Pacific Andes Resources Development Limited (Bermuda) (“PARD”), Nouvelle Foods International Ltd. (BVI), Golden Target Pacific Limited (BVI), Pacific Andes International Holdings (BVI) Limited, Zhonggang Fisheries Limited (BVI), Admired Agents Limited (BVI), Chiksano Management Limited (BVI), Clamford Holding Limited (BVI), Excel Concept Limited (BVI), Gain Star Management Limited (BVI), Grand Success Investment (Singapore) Private Limited, Hill Cosmos International Limited (BVI), Loyal Mark Holdings Limited (BVI), Metro Island International Limited (BVI), Mission Excel International Limited (BVI), Natprop Investments Limited, Pioneer Logistics Limited (BVI), Sea Capital International Limited (BVI), Shine Bright Management Limited (BVI), Superb Choice International Limited (BVI), Toyama Holdings Limited (BVI) and Pacific Andes Enterprises (Hong Kong) Limited.

tabulation of votes cast on the *Revised Fourth Amended Joint Chapter 11 Plan of Reorganization of China Fishery Group Limited (Cayman), Pacific Andes Resources Development Limited (Bermuda) and Certain of Their Affiliated Debtors* [Docket No. 2867-1] (as amended, supplemented, or modified from time to time (the “CFGL-PARD Plan”).² Except as otherwise indicated herein, all facts set forth herein are based upon my personal knowledge or my review of relevant documents. I am authorized to submit this Declaration on behalf of Epiq. If I were called upon to testify, I could and would testify competently as to the facts set forth herein.

3. Pursuant to (i) the *Order Pursuant to 11 U.S.C. § 327(A), Bankruptcy Rules 2014 and 2016, and Local Bankruptcy Rules 2014-1 and 2016-1 for Authority to Employ and Retain Epiq Bankruptcy Solutions, LLC*³ as *Administrative Agent* *Nuc Pro Tunc to March 20, 2017* [Docket No. 557], and (ii) the *Amended Order Approving (I) Disclosure Statement, (II) Form and Manner of Notices, (III) Form of Ballots, And (IV) Solicitation Materials and Solicitation Procedures* (“CFGL-PARD Disclosure Statement Order”) [Docket No. 2873], Epiq was appointed and authorized to assist the Debtors with, *inter alia*, soliciting, receiving, reviewing, determining the validity of, and tabulating Ballots cast on the CFGL-PARD Plan by Holders of Claims in the Voting Classes (as defined herein).

4. Pursuant to the CFGL-PARD Plan, *Disclosure Statement for the Revised Fourth Amended Joint Chapter 11 Plan of Reorganization of China Fishery Group Limited (Cayman), Pacific Andes Resources Development Limited (Bermuda) and Certain of their Affiliated Debtors* [Docket No. 2869], and CFGL-PARD Disclosure Statement Order, only Holders of Claims in the following Classes (collectively, the “CFGL-PARD Voting Classes”) were entitled to vote to accept

²All capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the CFGL-PARD Plan or the CFGL-PARD Disclosure Statement Order (as defined herein), as applicable.

³ Now known as Epiq Corporate Restructuring, LLC.

or reject the Plan.

<u>CLASS</u>	<u>DESCRIPTION</u>
CFGL CLASS 5	CFGL General Unsecured Claims
CFGL CLASS 7	Intercompany Claims
PARD CLASS 4	Taipei Fubon Loan Claims
PARD CLASS 5	PARD Bond Claims
PARD CLASS 6	CITIC Banking Facilities PARD Claims
PARD CLASS 7	Maybank PARD Group Facility Claims
PARD CLASS 8	Standard Chartered PARD Group Facility Claims
PARD CLASS 9	UOB Banking Facility Claims
PARD CLASS 10	Rabobank PARD Group Facility Claims
PARD CLASS 11	Bank of America PARD Group Facility Claims
PARD CLASS 12	DBS PARD Group Facility Claims
PARD CLASS 13	Sahara Loan Claims
PARD CLASS 14	PARD General Unsecured Claims
PARD CLASS 15	Intercompany Claims

5. The procedures for the solicitation and tabulation of votes on the CFGL-PARD Plan are outlined in the CFGL-PARD Disclosure Statement Order. Epiq was instructed by the Debtors to solicit, review, determine the validity of, and tabulate Ballots submitted to vote to accept or reject the CFGL-PARD Plan.

6. The record date of December 14, 2021⁴ was established for determining the Holders

⁴ The date was extended from the original date of October 20, 2021.

of Claims in the Voting Classes who would be entitled to vote on the CFGL-PARD Plan (the “Voting Record Date”).

7. In accordance with the CFGL-PARD Disclosure Statement Order, Epiq solicited the Holders of Claims in the Voting Classes as of the Voting Record Date, including by distributing Solicitation Packages to such Holders. In addition, Epiq provided Solicitation Packages, other than Ballots, to certain parties in interest, as set forth in the CFGL-PARD Disclosure Statement Order.

8. Epiq also distributed a *Notice of Non-Voting Status and Notice of Opt-Out of Third Party Release*, in lieu of Solicitation Packages to Holders of Claims and Interests in the Non-Voting Classes.

9. The *Affidavit of Service of Solicitation Materials* [Docket No. 2888], which was filed with the Bankruptcy Court on January 11, 2022, provides further information regarding the solicitation and notice process.

10. All Ballots received by Epiq were date-stamped upon receipt and processed in accordance with the procedures set forth in the CFGL-PARD Disclosure Statement Order.

11. For a Ballot to be counted as valid, the Ballot must have been properly completed in accordance with the procedures set forth in the CFGL-PARD Disclosure Statement Order and executed by the relevant Holder of Claims in a Voting Class, or such Holder’s authorized representative, and must have been received by Epiq by 4:00 p.m. prevailing Eastern Time on January 10, 2022 (the “Voting Deadline”).

12. All validly executed Ballots received by Epiq on or before the Voting Deadline were tabulated as outlined in the procedures set forth in the CFGL-PARD Disclosure Statement Order. The results of the voting by Holders of Claims in the Voting Classes are as set forth in **Exhibit A** hereto, which is a true and correct copy of the final tabulation of votes cast by timely

and properly executed Ballots received by Epiq.

13. A report of Ballots received and not included in the tabulation prepared by Epiq and the reasons for the exclusion of such Ballots is attached as **Exhibit B** hereto.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

Dated: January 12, 2022
New York, New York

/s/ Stephenie Kjontvedt
Stephenie Kjontvedt
Vice President, Senior Consultant
Epiq Corporate Restructuring, LLC

EXHIBIT A

TABULATION SUMMARY

Plan Group	Plan Class	Class Description	Debtor	No. Accept	No. Reject	% No. Accept	% No. Reject	Amt. Accept	Amt. Reject	% Amt. Accept	% Amt. Reject
CFGL	5	CFGL General Unsecured Claims	Admired Agents Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	CFGL (Singapore) Private Limited (Singapore)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Champion Maritime Ltd. (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Chanery Investment Inc. (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Chiksano Management Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	China Fisheries International Limited (Samoa)	1	0	100.00%	0.00%	\$439,840,670.96	\$0.00	100.00%	0.00%
CFGL	5	CFGL General Unsecured Claims	China Fishery Group Limited (Cayman)	1	0	100.00%	0.00%	\$531,050,670.96	\$0.00	100.00%	0.00%
CFGL	5	CFGL General Unsecured Claims	Excel Concept Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Fortress Agents Ltd. (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Gain Star Management Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Grand Success Investment (Singapore) Private Limited (Singapore)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Growing Management Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Hill Cosmos International Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Loyal Mark Holdings Limited (BVI)	Class had claims solicited to vote, but no votes were received.							

TABULATION SUMMARY

Plan Group	Plan Class	Class Description	Debtor	No. Accept	No. Reject	% No. Accept	% No. Reject	Amt. Accept	Amt. Reject	% Amt. Accept	% Amt. Reject
CFGL	5	CFGL General Unsecured Claims	Metro Island International Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Mission Excel International Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Ocean Expert International Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Pioneer Logistics Ltd. (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Protein Trading Ltd. (Samoa)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Sea Capital International Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Shine Bright Management Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Smart Group Limited (Cayman)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	South Pacific Shipping Agency Ltd. (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Superb Choice International Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Target Shipping Limited (HK)	Class had claims solicited to vote, but no votes were received.							
CFGL	5	CFGL General Unsecured Claims	Toyama Holdings Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
CFGL	7	Intercompany Claims	Admired Agents Limited (BVI)	1	0	100.00%	0.00%	\$1,378.21	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	CFGL (Singapore) Private Limited (Singapore)	17	5	77.27%	22.73%	\$9,635,638.37	\$169,635,307.06	5.37%	94.63%

TABULATION SUMMARY

Plan Group	Plan Class	Class Description	Debtor	No. Accept	No. Reject	% No. Accept	% No. Reject	Amt. Accept	Amt. Reject	% Amt. Accept	% Amt. Reject
CFGL	7	Intercompany Claims	Champion Maritime Ltd. (BVI)	16	5	76.19%	23.81%	\$90,880,337.66	\$92,264,622.80	49.62%	50.38%
CFGL	7	Intercompany Claims	Chanery Investment Inc. (BVI)	17	5	77.27%	22.73%	\$4,065,686.36	\$169,635,307.06	2.34%	97.66%
CFGL	7	Intercompany Claims	Chiksano Management Limited (BVI)	1	0	100.00%	0.00%	\$1,378.21	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	China Fisheries International Limited (Samoa)	27	3	90.00%	10.00%	\$1,561,090,850.06	\$89,986,919.22	94.55%	5.45%
CFGL	7	Intercompany Claims	China Fishery Group Limited (Cayman)	17	5	77.27%	22.73%	\$5,817,421.85	\$169,635,307.06	3.32%	96.68%
CFGL	7	Intercompany Claims	Excel Concept Limited (BVI)	1	0	100.00%	0.00%	\$1,378.21	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Fortress Agents Ltd. (BVI)	15	4	78.95%	21.05%	\$4,058,515.00	\$87,222,246.32	4.45%	95.55%
CFGL	7	Intercompany Claims	Gain Star Management Limited (BVI)	1	0	100.00%	0.00%	\$2,657.69	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Grand Success Investment (Singapore) Private Limited (Singapore)	5	0	100.00%	0.00%	\$223,053,856.29	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Growing Management Limited (BVI)	16	5	76.19%	23.81%	\$43,310,509.31	\$169,635,307.06	20.34%	79.66%
CFGL	7	Intercompany Claims	Hill Cosmos International Limited (BVI)	2	0	100.00%	0.00%	\$2,226,996.42	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Loyal Mark Holdings Limited (BVI)	1	0	100.00%	0.00%	\$2,657.69	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Metro Island International Limited (BVI)	1	0	100.00%	0.00%	\$1,378.21	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Mission Excel International Limited (BVI)	1	0	100.00%	0.00%	\$1,378.21	\$0.00	100.00%	0.00%

TABULATION SUMMARY

Plan Group	Plan Class	Class Description	Debtor	No. Accept	No. Reject	% No. Accept	% No. Reject	Amt. Accept	Amt. Reject	% Amt. Accept	% Amt. Reject
CFGL	7	Intercompany Claims	Ocean Expert International Limited (BVI)	15	5	75.00%	25.00%	\$4,058,516.00	\$169,635,307.06	2.34%	97.66%
CFGL	7	Intercompany Claims	Pioneer Logistics Ltd. (BVI)	2	0	100.00%	0.00%	\$34,656.59	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Protein Trading Ltd. (Samoa)	15	4	78.95%	21.05%	\$4,058,515.00	\$90,993,378.44	4.27%	95.73%
CFGL	7	Intercompany Claims	Sea Capital International Limited (BVI)	1	0	100.00%	0.00%	\$2,657.69	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Shine Bright Management Limited (BVI)	1	0	100.00%	0.00%	\$2,657.69	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Smart Group Limited (Cayman)	18	3	85.71%	14.29%	\$891,670,524.76	\$82,983,656.76	91.49%	8.51%
CFGL	7	Intercompany Claims	South Pacific Shipping Agency Ltd. (BVI)	27	4	87.10%	12.90%	\$264,001,956.89	\$91,114,278.62	74.34%	25.66%
CFGL	7	Intercompany Claims	Superb Choice International Limited (BVI)	2	0	100.00%	0.00%	\$3,446,517.96	\$0.00	100.00%	0.00%
CFGL	7	Intercompany Claims	Target Shipping Limited (HK)	19	5	79.17%	20.83%	\$8,449,380.41	\$91,489,331.02	8.45%	91.55%
CFGL	7	Intercompany Claims	Toyama Holdings Limited (BVI)	3	0	100.00%	0.00%	\$151,323,591.37	\$0.00	100.00%	0.00%
PARD	4	Taipei Fubon Term Loan Claims	Pacific Andes Resources Development Limited (Bermuda)	Class had claims solicited to vote, but no votes were received.							
PARD	4	Taipei Fubon Term Loan Claims	Super Investment Limited (Cayman)	Class had claims solicited to vote, but no votes were received.							
PARD	5	PARD Bond Claims	Pacific Andes Resources Development Limited (Bermuda)	40	17	70.18%	29.82%	28,390,000	\$44,460,000.00	38.97%	61.03%
PARD	6	CITIC Banking Facilities PARD Claims	Pacific Andes Resources Development Limited (Bermuda)	1	0	100.00%	0.00%	\$61,371,486.11	\$0.00	100.00%	0.00%

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Plan Group	Plan Class	Class Description	Debtor	No. Accept	No. Reject	% No. Accept	% No. Reject	Amt. Accept	Amt. Reject	% Amt. Accept	% Amt. Reject
PARD	7	Maybank PARD Group Facility Claims	Pacific Andes Resources Development Limited (Bermuda)	1	0	100.00%	0.00%	\$64,266,879.24	\$0.00	100.00%	0.00%
PARD	8	Standard Chartered PARD Group Facility Claims	Pacific Andes Resources Development Limited (Bermuda)	Class had claims solicited to vote, but no votes were received.							
PARD	9	UOB Banking Facility Claims	Pacific Andes Resources Development Limited (Bermuda)	Class had claims solicited to vote, but no votes were received.							
PARD	10	Rabobank PARD Group Facility Claims	Pacific Andes Resources Development Limited (Bermuda)	1	0	100.00%	0.00%	\$22,287,232.22	\$0.00	100.00%	0.00%
PARD	11	Bank of America PARD Group Facility Claims	Pacific Andes Resources Development Limited (Bermuda)	Class had claims solicited to vote, but no votes were received.							
PARD	12	DBS PARD Group Facility Claims	Pacific Andes Resources Development Limited (Bermuda)	Class had claims solicited to vote, but no votes were received.							
PARD	13	Sahara Loan Claims	Golden Target Pacific Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
PARD	13	Sahara Loan Claims	Zhonggang Fisheries Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
PARD	14	PARD General Unsecured Claims	Golden Target Pacific Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
PARD	14	PARD General Unsecured Claims	Natprop Investments Limited (Cook Islands)	Class had claims solicited to vote, but no votes were received.							
PARD	14	PARD General Unsecured Claims	Pacific Andes Resources Development Limited (Bermuda)	1	0	100.00%	0.00%	\$1.00	\$0.00	100.00%	0.00%
PARD	14	PARD General Unsecured Claims	Super Investment Limited (Cayman)	Class had claims solicited to vote, but no votes were received.							
PARD	14	PARD General Unsecured Claims	Zhonggang Fisheries Limited (BVI)	Class had claims solicited to vote, but no votes were received.							
PARD	15	Intercompany Claims	Golden Target Pacific Limited (BVI)	1	0	100.00%	0.00%	\$448.72	\$0.00	100.00%	0.00%

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Plan Group	Plan Class	Class Description	Debtor	No. Accept	No. Reject	% No. Accept	% No. Reject	Amt. Accept	Amt. Reject	% Amt. Accept	% Amt. Reject
PARD	15	Intercompany Claims	Natprop Investments Limited (Cook Islands)	1	0	100.00%	0.00%	\$1,726.64	\$0.00	100.00%	0.00%
PARD	15	Intercompany Claims	Pacific Andes Resources Development Limited (Bermuda)	16	0	100.00%	0.00%	\$4,228,156.89	\$0.00	100.00%	0.00%
PARD	15	Intercompany Claims	Super Investment Limited (Cayman)	15	5	75.00%	25.00%	\$4,058,515.00	\$169,635,307.06	2.34%	97.66%
PARD	15	Intercompany Claims	Zhonggang Fisheries Limited (BVI)	1	0	100.00%	0.00%	\$10,864.62	\$0.00	100.00%	0.00%

EXHIBIT B

EXCLUDED BALLOTS

Plan Group	Claim / Schedule Number(s)	Plan Class	Plan Class Description	Claim Name	Voting Amount	VOTE (A)ccept / (R)eject	Ballot Number	Reason for Exclusion
CFGL	97 & 101	5	CFGL GENERAL UNSECURED CLAIMS	COOPERATIEVE RABOBANK U.A., HONG KONG	\$531,050,670.96	Accept	10002	This ballot is superseded by a later validly completed ballot.
CFGL	1440	5	CFGL GENERAL UNSECURED CLAIMS	COOPERATIEVE RABOBANK U.A., HONG KONG	\$439,840,670.96	Accept	10001	This ballot is superseded by a later validly completed ballot.
CFGL	1442	5	CFGL GENERAL UNSECURED CLAIMS	COOPERATIEVE RABOBANK U.A., HONG KONG	\$439,840,670.96	Accept	10003 & 10353	Not entitled to vote, claim was determined to be in a non-voting Class.
CFGL	1352	7	INTERCOMPANY CLAIMS	COPEINCA AS (NORWAY)	\$78,521,028.44	Reject	10438	Late filed: This ballot was received after the Voting Deadline.
CFGL	1267	7	INTERCOMPANY CLAIMS	COPEINCA AS (NORWAY)	\$78,521,028.44	Reject	10437	Late filed: This ballot was received after the Voting Deadline.
CFGL	324, 319	7	INTERCOMPANY CLAIMS	CORPORACION PESQUERA INCA S.A.C (PERU)	\$82,413,060.74	Reject	10436	Late filed: This ballot was received after the Voting Deadline.
CFGL	795, 794	7	INTERCOMPANY CLAIMS	CORPORACION PESQUERA INCA S.A.C (PERU)	\$82,413,060.74	Reject	10435	Late filed: This ballot was received after the Voting Deadline.
CFGL	707	7	INTERCOMPANY CLAIMS	PACIFIC ANDES INTL HOLDINGS LIMITED	\$1.00	Accept	10116	This ballot is superseded by a later validly completed ballot.
CFGL	680	7	INTERCOMPANY CLAIMS	SUPER INVESTMENT LIMITED (CAYMAN),	\$1.00	Accept	10112	This ballot is superseded by a later validly completed ballot.
PARD	1784	10	RABOBANK PARD GROUP FACILITY CLAIMS	COOPERATIEVE RABOBANK U.A., HONG KONG	\$22,287,232.22	Accept	10010	This ballot is superseded by a later validly completed ballot.
PARD	1785	14	PARD GENERAL UNSECURED CLAIMS	COOPERATIEVE RABOBANK U.A., HONG KONG	\$1.00	Accept	10011	This ballot is superseded by a later validly completed ballot.