

# EXHIBIT

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**GRAY ROBINSON**  
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July 22, 2011

[bvb@kttlaw.com](mailto:bvb@kttlaw.com)

Brett E. Von Borke, Esquire  
Kozyak, Tropin & Throckmorton  
2525 Ponce de Leon Boulevard  
Floor 9  
Coral Gables, Florida 33134

Re: Ulrich Felix Anton Engler

Dear Mr. Von Borke:

Pursuant to the Court's ruling at the hearing held in this matter on July 7, 2011, please allow this to serve as SunTrust Bank's cost estimate for the documents requested by the Trustee. After you have had an opportunity to review this cost estimate, please contact me to discuss which documents the Trustee is willing to pay for, and SunTrust will produce the same after receipt of payment.

- SunTrust's policies and procedures pertaining to wire transfers:

RESPONSE: These documents will be provided at no cost.

- SunTrust's terms and conditions for the subpoenaed accounts:

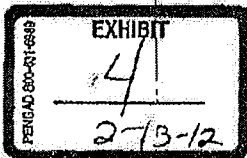
RESPONSE: This document will be produced at no cost.

- Documents sufficient to determine the fees, commissions, or benefits SunTrust derived from the subpoenaed accounts:

RESPONSE: Attached hereto as Exhibit "A" is a Notification of Estimated Charges for photocopies of the bank statements. Any fees, commissions, or benefits derived from the subject bank accounts would be included on the bank statements previously produced and those documents referenced in Exhibit "A". Therefore, the attached Notification of Estimated Charges applies to this category of documents. No other documentation exists which would reflect any such fees.

- Documents sufficient to determine the fees, commissions, payments, or benefits received by any SunTrust employee having responsibility for the subpoenaed accounts:

RESPONSE: Attached hereto as Exhibit "A" is a Notification of Estimated Charges for photocopies of the bank statements. Any fees, commissions, or benefits derived from the subject bank accounts would be included on the bank statements previously produced and those documents referenced in Exhibit "A". Therefore, the attached Notification of



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July 22, 2011  
Page 2

Estimated Charges applies to this category of documents. No other documentation exists which would reflect any such fees.

- All weekly balance fluctuation reports:

**RESPONSE:** Other than the bank statements, no other documents exist that would reflect the weekly balance of the subject accounts. Therefore, the Notification of Estimated Charges attached hereto applies to this category of documents.

- All Monetary Instrument Logs:

**RESPONSE:** No such documents exist. Please see the response to the Request for Form 8300s and the Transaction Monitoring Report. To the extent they exist, these would be the only documents which might contain the information sought by virtue of this request.

- Documents related to the source of funds for the subpoenaed accounts:

**RESPONSE:** Please see the wire transfer documents and bank statements previously produced. Additionally, the bank statements referenced in the Notification of Estimated Charges would be the only other documents which might reflect this information.

- All wire advices associated with incoming wires:

**RESPONSE:** Please see the wire transfer documents and bank statements previously produced. Additionally, the bank statements referenced in the Notification of Estimated Charges would be the only other documents which might reflect this information.

- All correspondence, including e-mails, that relate to the subpoenaed accounts:

**RESPONSE:** None.

- All weekly ACH transaction activity reports:

**RESPONSE:** These documents will be provided at no cost.

- All funds flow reports:

**RESPONSE:** No such documents exist.

- Verification of assets or income and tax returns for the principals of the subpoenaed accounts:

**RESPONSE:** The accounts at issue were deposit accounts. Therefore, no such information was required or collected by SunTrust and SunTrust is not in possession of any such documents.

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July 22, 2011

Page 3

- Reports of International Transportation of Currency or Monetary Instruments:

**RESPONSE:** Please see the wire transfer documents and bank statements previously produced. Additionally, the bank statements referenced in the Notification of Estimated Charges would be the only other documents which might reflect this information

- Reports of Foreign Bank and Financial Accounts:

**RESPONSE:** None.

- Form 8300s:

**RESPONSE:** These documents will be provided at no cost to the extent that they exist.

- Transaction Monitoring Reports:

**RESPONSE:** None.

- IRS Form 4789 Currency Transaction Reports:

**RESPONSE:** These documents will be provided at no cost to the extent that they exist.

- US Custom Form 47900 Reports of International Transportation of Currency of Monetary Instruments:

**RESPONSE:** These documents will be provided at no cost to the extent that they exist.

- Designation of Exempt Person Forms:

**RESPONSE:** These documents will be provided at no cost to the extent that they exist.

- Check kiting reports:

**RESPONSE:** No such documents exist.

- Insufficient Fund Reports or Overdraft Reports:

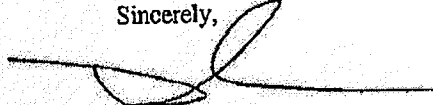
**RESPONSE:** No such documents exist.

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July 22, 2011  
Page 4

If you have any questions or concerns about this matter, please do not hesitate to contact me.

Sincerely,



David S. Hendrix

AE/bwh

Enclosures

V570012V235 - # 2681590 v1

SunTrust Banks  
 Subpoena Services  
 7455 Chancellor Drive  
 Orlando, Florida 32809

**Notification of Estimated Charges**  
 Invoice Reference#:SS-26047

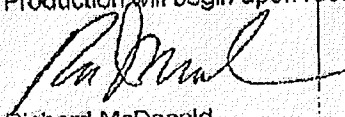
Date: 07/08/2011

Account Name: PCO CLIENT MANAGEMENT  
 Requested By: BRETT E. VON BORKE  
 Fax#: (305) 372-3508  
 Estimated production time: 15 -20 DAYS  
 Number of Accounts: 7

Description	Qty		Rate		Total
Bank Statements		Copies	\$ 0.50	per copy	\$ 0.00
Photocopies	12,500	Copies	\$ 0.50	per copy	\$6,250.00
Research/production	208.33	Hour(s)	\$25.00	per hour	\$5,208.25
<b>Sub Total</b>					<b>\$11,458.25</b>
(PAID)					
<b>WITNESS FEES</b>					
<b>Total</b>					<b>\$11,458.25</b>

Please sign indicating agreement to pay for these records and production timeframe.

Production will begin upon receipt of returned estimate. Return by Fax to (877)-220-9403.



Richard McDonald  
 Operations Analyst  
 (407) 762-5572

Attorney Signature

**State of Florida:** In accordance with Rule 1.351 Florida Rules of Civil Procedure, this is a formal objection to the request for production of documents and things and/or subpoena that you sent to SunTrust Bank. SunTrust Bank objects to this request for documents based on undue burden, as well as a failure to pay in advance for the reasonable costs of preparing copies of the requested documents. Above is an estimate of the costs involved in researching and duplicating the records requested, as well as an estimate of time required to produce such documents. Upon receipt of an agreement to pay fees involved in researching and duplicating such records, SunTrust Bank will begin gathering such records and produce them in approximately the time estimated above.

**State of Georgia:** In accordance with O.C.G.A. 9-11-45, this is a formal objection to the request for production of documents and things and/or subpoena that you sent to SunTrust Bank. SunTrust Bank objects to this request for documents and/or appearance as a witness based on undue burden, as well as a failure to abide by the requirements of O.C.G.A. 7-1-360(b). Above is an estimate of the costs involved in researching and duplicating the records requested, as well as an estimate of time required to produce such documents. Upon receipt of an agreement to pay fees involved in researching and duplicating such records, SunTrust Bank will begin gathering such records and produce them in approximately the time estimated above. Also, by signing above, you are certifying that all requirements under O.C.G.A. 7-1-360(b) have been met.

All other states: Please contact our Legal Counsel, John Barry (407-237-5338) for rules that apply to your state.

**NOTE:** If no response is received within 30 days from the date of this fax, we will consider the records requested are not needed and the matter has been resolved.

