

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

R.J. ZAYED, IN HIS CAPACITY AS
COURT- APPOINTED RECEIVER FOR
TREVOR G. COOK, ET AL.,
Petitioner,

Case No. 11-CV-01042 SRN/FLN

vs.

DAVID BUYSSE, STEVEN AND
PAMELA CHENEY, WALTER DEFIEL,
JOHN DZIK, TERRY FRAHM,
STEVEN AND JENENE FREDELL,
WILLIAM HARRIS, MICHAEL HEISE,
MICHAEL AND CYNTHIA HILLESHEIM,
LARRY HOPFENSPIRGER, STEVEN
KAUTZMAN, JAMES MCINTOSH,
GEORGE AND KAREN MORISSET,
AND REYNOLD SUNDSTROM, AND
DOT ANDERSON,

Respondents.

DECLARATION OF LARRY HOPFENSPIRGER

I, Larry Hopfenspirger, hereby declare:

1. I never requested that Clifford Berg act as my agent, and Clifford Berg never agreed to act as my agent. In fact, I have only met or spoken to Cliff Berg once and at that time I did not give him any instructions regarding my account and did not think he had assumed any fiduciary responsibilities regarding my relationship with the Cook Currency Entities. I never believed I had the ability to control Berg's actions as

they related to my accounts. I had no idea that Cliff Berg had anything to do with the funds that I received from the Cook Currency Entities as I had received two prior distributions of funds from the Cook Currency Entities with no assistance from Cliff Berg.

I state under penalty of perjury that the foregoing is true and correct.

Dated: January 9, 2012.

s/Larry Hopfenspirger
Larry Hopfenspirger