

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

R.J. ZAYED, RECEIVER,

Plaintiff

Case No: 011-cv-1042 SRN/FLN

v.

David Buysse, Steven and Pamela Cheney,
Walter Defiel, John Dzik, Terry Frahm,
Steven and Jenene Fredell, William Harris,
Michael and Jennifer Heise,
Michael and Cynthia Hillesheim, Larry Hopfenspirger,
Steven Kautzman, James McIntosh,
George and Karen Morisset, Reynold Sundstrom, and
Dot Anderson,

Respondents.

DECLARATION OF SCOTT J. HLAVACEK

1. I am employed as an Accountant with the United States Securities and Exchange Commission ("Commission") in the Chicago Regional Office, located at 175 W. Jackson Blvd., Suite 900, Chicago, Illinois, 60604. I have been employed with the Commission since 1993. My duties with the Commission include investigating potential violations of the federal securities laws, and assisting in the litigation of securities enforcement actions.

2. I received a BA degree from Illinois Wesleyan University and an MBA degree from DePaul University. I am a Certified Public Accountant. I worked in the banking industry for six years and have worked as an investigator of financial fraud for the federal government for the past 21 years.

3. As part of my duties, I was assigned to participate in the SEC's investigation regarding Trevor Cook ('Cook'), Patrick Kiley ('Kiley') and certain entities associated with them.

4. In connection with this assignment, I have analyzed financial records concerning all activity in an account in the name of Crown Forex LLC, account number XXXXXX1705 held at Associated Bank, belonging to Cook, Kiley and other entities and individuals. From June 2008 through July 2009 over \$79 million in investor money was transferred to Crown Forex LLC.

5. In connection with this assignment, I have analyzed financial records concerning all activity in an account in the name of UBS Diversified Growth, LLC, account number XXXXXX2710, held at Wells Fargo Bank, belonging to Cook, Kiley and other entities and individuals. From July 2006 through July 2009 over \$76 million in investor money was transferred to UBS Diversified Growth, LLC.

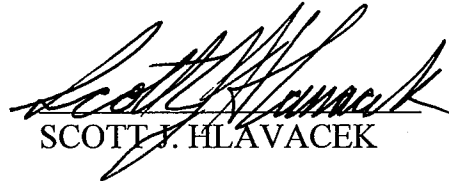
6. In connection with this assignment, I have analyzed financial records concerning all activity in an account in the name of Oxford Global Advisors, LLC, account numbers XXXXXX5614, XXXXXX5606, and XXXXXX5598, held at Wells Fargo Bank, belonging to Cook, Kiley and other entities and individuals. From October 2007 through July 2009 over \$23 million in investor money was transferred to Oxford Global Advisors, LLC.

7. In connection with this assignment, I have analyzed financial records concerning all activity in an account in the name of Basel Group LLC, account number

XXXXXX5214, held at Associated Bank, belonging to Cook, Kiley and other entities and individuals.

8. I have reviewed and summarized available bank records related to the Basel Group LLC account provided by Associated Bank. The summary exhibit is a fair, accurate and complete summary of the documents and information I reviewed. The bank records I have reviewed and summarized include account opening documents, monthly statements, cancelled checks, check stubs, cashier's checks, wire transfers, deposit slips and deposit items. The summary of the Basel Group LLC records I have reviewed is set out in Exhibit I attached to this declaration. The documents underlying Exhibit I are attached as Exhibit II to this declaration.

I, Scott J. Hlavacek, do hereby declare under penalty of perjury, in accordance with 28 U.S.C. § 1746, that the foregoing is true and correct. Executed on the 20th day of December 2011.


SCOTT J. HLAVACEK