

AFFIDAVIT OF DAVID DEATON

STATE OF TEXAS

§

COUNTY OF HARRIS

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BEFORE ME, the undersigned authority, personally appeared David Deaton, personally known to me, who, after being duly sworn, upon his oath, deposed and said the following:

1. "My name is David Deaton. I am over 18 years of age, have never been convicted of a felony, am of sound mind, and am fully competent and qualified to make this affidavit.
2. As of the date hereof, I am a partner with the law firm of Jackson Walker L.L.P. ("*Jackson Walker*"), and I work in the firm's Houston, Texas office. I have been duly licensed to practice law in the State of Texas since 1999. I began my legal career as an associate attorney at Jackson Walker in 1999.
3. In late June of 2001, while I was still an associate attorney, Norman Reynolds, a partner at Jackson Walker at that time, asked me to begin working with him on matters for Secured Clearing Corporation ("*SCC*"). I assisted Mr. Reynolds on several matters for SCC, including the formation of The Avenger Fund Business Trust, a Nevada business trust (the "*Avenger Fund*"), documentation related to a private placement by the Avenger Fund and various research projects.
4. In connection with my work on matters for SCC, Mr. Reynolds introduced me to Gary McDuff, who, to my knowledge, was a director and/or an officer of SCC. With respect to SCC matters that I worked on, Mr. McDuff was my primary contact at SCC. During the course of my work on SCC matters: (a) I spoke with Mr. McDuff on numerous occasions and also met with him several times with Mr. Reynolds; and (b) I occasionally received correspondence from, and sent correspondence to, Mr. Terence de'Ath, who I understood to be the sole owner of SCC and who acted as the sole trustee of the Avenger Fund.
5. When Mr. Reynolds left Jackson Walker in the fall of 2002 in order to move to another law firm, Mr. Reynolds took SCC with him as a client and my assistance on matters for SCC essentially stopped. However, on a couple of occasions in 2003, Mr. McDuff asked me to handle small issues related to prior work on SCC matters. According to Jackson Walker's billing records, my last time entry on a SCC matter was in July of 2003. Given that SCC was no longer an active client, all paper files relating to SCC matters, including those that were left behind by Mr. Reynolds at the time of his departure, were boxed up, indexed and shipped offsite to Jackson Walker's third-party storage facility in late 2004.
6. I was recently contacted by Mr. McDuff and asked to search Jackson Walker's files for certain documentation. Following my conversation with Mr. McDuff, I had three boxes retrieved from Jackson Walker's offsite storage facility and

reviewed the contents in order to determine if copies of any of the documents requested by Mr. McDuff were contained therein. Copies of each of the documents attached hereto as Exhibit A through Exhibit O were found in the boxes retrieved from offsite storage.

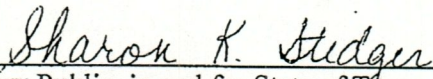
7. To my knowledge, none of the documents attached hereto as Exhibit F through Exhibit O (collectively, the "*Third Party Documents*") were prepared by representatives of Jackson Walker. As such, and given that the Third Party Documents were found in the boxes retrieved from offsite storage, I must assume that the Third Party Documents were provided to Mr. Reynolds by either Mr. McDuff or Mr. de'Ath (or by an SCC employee supervised by one of them) prior to the time Mr. Reynolds departed Jackson Walker.

Further Affiant sayeth not."



DAVID DEATON

SUBSCRIBED AND SWORN TO BEFORE ME on March 27, 2014, by David Deaton.



Notary Public, in and for State of Texas

