

LUXALPHA SICAV en liquidation judiciaire

Communiqué des liquidateurs

Numéro 66

Stipulation And Order Re Discovery

The trustee of Bernard L. Madoff Investment Securities LLC filed a motion on March 2, 2020 for permission to file a second amended complaint against Luxalpha Sicav and other defendants. On April 3, 2020, the liquidators of Luxalpha opposed the trustee's motion and filed a cross-motion for the allowance of its claims. At the direction of US Bankruptcy Judge Stewart Bernstein, both motions were adjourned until after a determination is made in a pending appeal concerning the appropriate pleading standard governing the trustee's claims in these cases. In light of the uncertainty concerning how long the appeal may take to be finally resolved, the trustee and the liquidators conferred and determined that it would be mutually beneficial for the parties to engage in staged discovery pending the outcome of the appeal. Accordingly, the parties entered into a Stipulation and Order that was signed by Judge Bernstein on October 27, 2020.

The text of the stipulation can be found on this site under *Documents juridiques*.

Luxembourg, November 5, 2020

the liquidators

Alain RUKAVINA Paul LAPLUME