

**SFX Global Limited (in Liquidation)**  
**Joint Liquidators – David Standish, David Collins and Brian Glasgow**

SFX Global Limited (in Liquidation) (the "**Company**") purported to provide forex brokerage services. The Company is understood to have operated fraudulently.

**Guidance on filling in and submitting a Proof of Debt Form and a Proxy Form**

**Proof of Debt Form**

*What is a Proof of Debt Form?*

A standard form which, pursuant to the laws of Saint Vincent and the Grenadines ("SVG"), enables a person to provide details of any amount(s) owed to them by an insolvent company. It is also known as a Claim Form.

*Why do I need to fill in a Proof of Debt Form now?*

Filling in a Proof of Debt Form will allow the Joint Liquidators to log the details of your claim. Further, the submission of a valid a Proof of Debt Form will enable you to vote at the first meeting of creditors, which will take place at **1pm Greenwich Mean Time on 13 January 2021**. Details of how you can attend the first meeting of creditors will shortly be published on the Joint Liquidators' website (<https://www.ia-insolv.com/case+INTERPATH+SJC1343849.html>). Please note that attendance at the first meeting of creditors is not compulsory.

If you wish to vote at the first meeting of creditors you must submit a valid Proof of Debt Form and a valid Proxy Form (**see further details on page 4 of this document**) to the Joint Liquidators via email ([ukfmsfxglobal@interpathadvisory.com](mailto:ukfmsfxglobal@interpathadvisory.com)) by no later than **4pm Greenwich Mean Time on 12 January 2021**.

If you do not wish to vote at the first meeting of creditors, there is no deadline for the submission of a Proof of Debt Form and you do not need to submit a Proxy Form.

For the avoidance of doubt, the Joint Liquidators will not be adjudicating any claims for the purposes of making a distribution at this stage. If and when the Joint Liquidators are in a position to make a distribution to the creditors of the Company, the creditors will be advised of the same.

*Filling out the Proof of Debt Form*

Please note the following when filling out your form:

1. Please clearly indicate the currency you are claiming in (i.e. US Dollars, Sterling and/or Euros) on the face of the form.
2. If you had more than one investment with the Company, please include details of all of your investments on one Proof of Debt Form.
3. Please provide your current residential address (**see item 2 of the Proof of Debt Form**).
4. If, following your investment, you received any payment(s) from the Company, your total claim amount (**see item 3 of the Proof of Debt Form**) should be net of the payment(s) received from the Company.

For instance, if you invested US\$20,500 (including any administration fees) but subsequently received a payment of US\$5,000 from the Company, your total claim amount would be US\$15,500.

The Joint Liquidators will assess all claims on a cash basis at this time. This is to avoid any confusion with respect to statements which show profits that were provided to investors and which may have been falsified or inflated, as the nature of the alleged fraud suggests such issues may exist.

It may be possible to claim VAT or interest on the net sum invested too. If you claim VAT or interest, please ensure that you state the amount of VAT claimed (**see item 5 of the Proof of Debt Form**) or the amount of interest claimed (**see item 6 of the Proof of Debt Form**).

5. You can provide the following documents to substantiate your claim (**see item 4 of the Proof of Debt Form**):
  - a. A copy of a contract or agreement between you and the Company;
  - b. A copy of a transaction form (i.e. from the Company, a bank or a payment services provider) showing any amount(s) paid by you to the Company; and/or
  - c. A copy of a bank statement showing any amount(s) paid by you to the Company.

If you are unable to provide any of items a-c, please provide a copy of an email (or other communications, i.e. a letter) either directing you to pay monies into an account in the name of the Company or representing to you that your investment was being made into the Company.

The Joint Liquidators may ask creditors for further evidence to substantiate their claims having reviewed any documentation provided.

6. The categories of preferential debts (**see item 8 of the Proof of Debt Form**) set out in section 457 of the Companies Act Cap 143 of the 2009 Revised Edition of the Laws of SVG include certain claims from the SVG Government, the SVG Financial Services Authority and employees of the Company.
7. For the particulars of how and when the debt was incurred (**see item 9 of the Proof of Debt Form**), please provide:
  - a. the date(s) on which you invested as well as details of how you invested (i.e. by BACS transfer, card payment or by cheque);
  - b. Evidence of any outstanding uncapitalised interest amount(s) you are owed by the Company (where applicable); and/or
  - c. Details of any payment(s) received from the Company (where applicable).
8. Types of security (**see item 10 of the Proof of Debt Form**) may include, but are not limited to:
  - a. Pledge;
  - b. Lien;
  - c. Fixed charge; and/or
  - d. Floating charge.

If you believe you have such a security, please provide details including the security documents.

9. The Proof of Debt Form must be signed in order to be valid (**see item 11 of the Proof of Debt Form**).
10. You do not need to fill in the section titled 'For office use only'.

Please return your completed Proof of Debt Form and any supporting documentation via email to the Joint Liquidators' designated email address ([ukfmsfxglobal@interpathadvisory.com](mailto:ukfmsfxglobal@interpathadvisory.com)).

When submitting your documentation, please ensure that your email is less than 20MB in size to ensure that it comes straight through to our mailbox. In addition, please attach any documents you send us to your email and do not send documents to us via WeTransfer, Dropbox, Google Drive or other file sharing sites as we will not be able to access them.

In the event you do not have a claim against the Company, but you believe you have a claim against a company that may relate to the same alleged fraud, please do not hesitate to provide details to us.

## Proxy Form

### *What is a Proxy Form?*

A standard form which, pursuant to the laws of Saint Vincent and the Grenadines (“SVG”), enables a person to provide details of how they would like to vote at a meeting of the creditors of an insolvent company.

### *Why do I need to fill in a Proxy Form now?*

Filling in a Proxy Form will allow the Joint Liquidators to log the details of your vote in advance of the meeting of creditors at **1pm Greenwich Mean Time on 13 January 2021**.

The Proxy Form allows you to indicate whether or not you would like to appoint a committee of inspection.

### *What is a committee of inspection?*

A group of up to five creditors that is elected by the general body of creditors who have the power to approve or reject the Joint Liquidators’ fees. The committee of inspection will also be consulted with respect to other significant matters that occur during the liquidation period.

Should the creditors resolve to appoint a committee of inspection then the Joint Liquidators will seek nominations for creditors to sit on that committee. If there are more than five nominations then a voting process will have to take place. Selection to sit on the committee is based on the value of creditors’ claims that have voted for a nominee (and not the value of that nominee’s claim).

Members of the committee of inspection are not entitled to any remuneration for their role. However, in some circumstances, the cost the committee incurs in obtaining its own legal advice may be reimbursable from the assets of the Company.

In the event that the creditors resolve to form a committee of inspection, but less than three nominations are received then a committee will not be able to be formed. Similarly, if the creditors do not resolve to form a committee of inspection at this time, they are not prevented from calling a meeting to try and form such a committee at a later date.

Creditors may nominate themselves to sit on a committee of inspection.

Irrespective of whether or not a committee of inspection is formed, the Joint Liquidators will endeavour to keep all creditors informed as to their progress in an open and transparent manner.

*How is my vote counted?*

The Joint Liquidators will review all Proxy Forms submitted by **4pm Greenwich Mean Time on 12 January 2021** and will count all valid votes which are submitted along with valid Proof of Debt Forms (**see pages 1 to 3 of this document for further details**).

A vote's value is based on the relevant creditor's claim amount, i.e. the vote of a creditor who submits a valid claim for US\$50,000 will be valued at US\$50,000.

*Filling out the Proxy Form*

Please note the following when filling out your form:

1. Please provide your current residential address.
2. If you do not enter the name of your Proxy, the Chairman of the first meeting of creditors will be appointed as Proxy and vote as directed by your Proxy Form.
3. If you do not enter the name of your Proxy and do not vote for or against the appointment of a committee of inspection, your vote will not be counted.
4. The Proxy Form must be signed and dated in order to be valid.
5. The Joint Liquidators cannot in any way tell you how you should vote as such a decision is entirely at your own discretion.

Please return your completed Proxy Form via email to the Joint Liquidators' designated email address ([ukfmsfxglobal@interpathadvisory.com](mailto:ukfmsfxglobal@interpathadvisory.com)).

If you have any further queries, please contact [ukfmsfxglobal@interpathadvisory.com](mailto:ukfmsfxglobal@interpathadvisory.com) or the hotline at ++44 203 989 2744 for further information.