Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Sunday, 2 December 2018 10:12 PM
To: lfalzon@zenithgroup.mt
Subject: RE: Mr. Charles Borg

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Lorraine,

Thank you for your email.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund.

Due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally. We expect that any distribution to unitholders in respect to their investments will be less than 5 cents in the dollar.

We will keep all unitholders updated in relation to the directions process and intend to provide an update to unitholders in relation to the general status of the winding up by the end of the year.

Kind Regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: Lorraine Falzon <lfalzon@zenithgroup.mt>
Sent: Monday, 26 November 2018 7:21 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Re: Mr. Charles Borg

Dear Kordamentha,

Following your email below (17th August 2018) we have number of clients that their investment matured months before that the LM Managed Performance Fund was put into administration.

These clients rightly so are continuously requesting information of how their investment is going to be treated. The matter is dragging far too long and we agree with our clients that they deserve of have a clear guidance of how their investments are going to be treated.

We await for your reply.

Kind Regards,

Lorraine Falzon / Managing Director
lfalzon@zenithgroup.mt
ZENITH **Zenith Group**
220, Immaculate Conception Street, Msida MSD1838 · Malta
tel +356 2133 2200 fax +356 2132 2190https://zenithgroup.mt
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Please carefully consider your environment before printing this email.

From: lminvestors <lminvestors@kordamentha.com>
Sent: Friday, August 17, 2018 12:20:27 AM
To: 'lfalzon@mfsp.com.mt'
Cc: 'charles.c.borg'
Subject: RE: Mr. Charles Borg

Dear Lorraine

Thank you for your email.

As per our update to investors dated 28 June 2018, the Trustee will be seeking Court direction in relation to the distribution methodology.

The Trustee has not yet commenced this process, sufficient notice will provided to all unitholders once these proceedings have commenced.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: lfalzon@mfsp.com.mt [mailto:lfalzon@mfsp.com.mt]
Sent: 16 August 2018 5:55 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

Good morning,

We have clients asking about their position in relation to their investment in the LM Managed Performance Fund (LMMPF).

These clients had their investment maturing months before the LMMPF was put into liquidation, with LM Investment Management Limited sending out letters to these clients informing them about the delay in payment of their redemption. LMIM confirmed that their investment remains at 100% of its original capital value.

These clients are very concerned that KordaMentha will treat such clients the same as any other client who's investment matured after March 2013 (after the Liquidation started). We are aware that in your last update (Update 19) a note under in section **4.1 Return of monies to Unitholders** makes reference that KordaMentha is seeking an advice from the Court in relation to number of matters including the following;

- The treatment of unit holdings which may have been due to mature prior to closure of the fund, in accordance with unitholder instructions, however where redemption was not processed.
- Appropriate apportionment and calculation of distribution amount amongst unitholders.

Do you have an indication when the Court will give the advice?

Our clients and us believe that clients should not be treated the same because their investment was matured before the Court ordered the liquidation of the LM MPF.

From the updates being issued by KordaMentha, we believe that LM Investment Management Limited as trustees of LM MPF did not act in the best interest of shareholders, especially that a big percentage of the fund went into one project, Madison Real Estate, which the underlying investor was Peter Drake. I suggest, that KordaMentha explores the possibility of a Compensation Scheme by the Australian Regulator, as LMIM was an authorized Company by the Australian Regulator, and they should have participated in a Compensation Scheme.

Thanking you in anticipation,

Kind Regards,

Lorraine Falzon
Managing Director

MFSP Financial
220, Immaculate Conception Street, Msida MSD1838 · MALTA
tel (356) 2133 2200 *fax* (356) 2132 2190
web www.mfsp.com.mt

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Please consider your environmental responsibility before printing this e-mail

---

From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

The Trustee filed an interlocutory application (the **Application**) on 6 July 2018 seeking an order under section 101 of the Trusts Act 1973 (QLD) authorising payment of its professional fees from 15 August 2016 to 27 May 2018.

The application has been set down for hearing by a Justice of the Supreme Court at 10.00am on 7 August 2018.

On 27 November 2015, the Court made an order permitting the Trustee to serve the Application and its supporting material by (1) posting it on the website maintained by the Trustee with respect to the MPF and (2) notifying members of the nature of the Application and of the fact that the Application has been posted on KordaMentha's MPF website.

The following material has been posted on KordaMentha's MPF website, which can be accessed at http://www.kordamentha.com/creditor-information/australia/109:

- Interlocutory Application dated 4 July 2018
- Fourth Affidavit of Jarrod Villani sworn on 3 July 2018
- Exhibit JV-13 to the Fourth Affidavit of Jarrod Villani
- Orders made by Justice Applegarth on 27 November 2015

This material is available now to be downloaded by members at the above link.

Copies of the previous applications and affidavits referred to in the Fourth Affidavit of Jarrod Villani (excluding confidential exhibits) are also available for download on KordaMentha's MPF website.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 10 December 2018 12:24 AM
To: lminvestors@kordamentha.com
Subject: RE: Mr. Charles Borg

Dear kordamentha

Further to my e-mail and your e-mail dated 2nd December 2018, kindly note that i have not seen your e-mail sent to the court with my full correspondence as you have confirmed and promised me.
Please be adviced that i need to be copied by kordamentha when you send my e-mails to the court because i understand and insist that my funds should have already been refunded according to the law because my funds were matured before lm insolvency. Kindly note that this is according to the financial and juristic law.
So please action my request without further delay as i have been waiting for my matured funds since August 2012.
Your co-operation and assistance to my request will be highly appreciated.
Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 02/12/2018 14:36 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

Reference to your e-mail of today 2nd December 2018.

Kindly note that since you have just confirmed to me that my correspondence will be provided to the court, it would be much appreciated if kordamentha copy me because i need to hear from the court why i did not yet been refunded with the whole of my matured funds.
In my opinion matured funds before lm insolvency should have been refunded in full and before also any other funds that lm had in their responsability. Kindly note also that i cannot understand why there was already distribution of funds as fti did while my matured funds are still being kept as has been decided by kordamentha and not by the court.
I still insist that kordamentha should have applied for distribution of funds as fti did for australian funds.
My money were matured and kept by lm,but lm have sent me a letter that my money will be paid at 100 per together with accrued interest but afterwards kordamrntha have taken responsabilty of my matured funds and this letter has been ignored and korfamentha did not apply for the distribution of matured funds that lm has promised and garanteed at 100 per cent.

Since kordamentha has decided to treat all witholders matured and unmatured before and after lm insolvency the same before court decision, i still understand that such decision is against the law.

So i hope that you send my e-mails to the court by copying me as i need HONESTY AND TRUTH JUSTICE FROM THE COURT with regards distribution of funds.

I need again to remind you that my matured funds were due to me at 100 per cent before lm insolvency,before also kordamentha responsability,before also any kind of distribution of funds as fti did for their witholders. So this is against the law.

So again i hope to see all my e-mails sent to the court by copying me so that JUSTICE according to the law will be done by the court with regards distribution of funds.

Please action my request as soon as possible because my matured money have been kept without my authority since August 2012 which is before lm insolvency and before kordamentha has taken responsability. So such decision is against the law especially while there has already distribution of funds. Kindly note that equitability should be actiond for all funds and not on mpf of matured and unmatured funds only as kordamentha has decided.

So i hope that kordamentha send my e-mails to the court as confirmed by copying me so that justice as regards distribution of funds will be done honestly and truely without differences and according to the financial law under insolvency.
Thanking for your e-mail of today and i hope that my request will be done as soon as possible.

Best regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 02/12/2018 13:11 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr. Charles Borg

Dear Charles,

I refer to your emails of 1, 6, 10, 17 and 25 November.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund. I confirm per your request, the court will be provided with a copy of your correspondence as a part of the directions process.

As previously advised, due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally. We expect that any distribution to unitholders in respect to their investments will be less than 5 cents in the dollar.

We will keep all unitholders updated in relation to the directions process.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Sunday, 25 November 2018 5:34 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

I have sent you four e-mails namely 1st, 6th,10th and 17th November 2018 and i am really surprised why i did not receive any kind of feedback which relates to my mfp funds for whom you are responsible.

I have just requested to send my e-mails to the australian court and to apply for the distribution of matured funds as fti did for their witholders whom have already distributed two installments.

I cannot understand why kordamentha is finding difficulty to do such simple request which may solve honesty,justice and reality towards all witholders of lm different of funds which lm was resposible and equally to all kind of funds.

I am begging you to do so because i need my matured money back in full as lm has promised me in writing before their insolvency.

I need to see justice and honesty towards distribution of funds. I need to be copied with such request. This request will help all witholders for the truth and does not do any harm.

I hope that kordamentha understand my request and apply without further delay.

Lm letter sent to all mpf matured funds should not be ignored especially by the court but kordamentha have to apply as fti did for their witholders.

I hope that kordamentha will do something to my request and reply to my e-mails or at least apply by copying me and send all my correspondence to the court so that i shall receive JUSTICE TO MY MATURED FUNDS.

Thanking once again for your co-operation in advance to the above

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/11/2018 14:21 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Further to my e-mails dated 1st, 6th,and 10th November 2018 for which i have not receive any kind of reply.

Since my funds were matured before lm insolvency and also before kordamentha have taken their responsability of mpf funds, I understand and insist that kordamentha should have already applied for distribution of all mfp matured funds that matured before lm insolvency and also before kordamentha have taken their responsability.

So it would be highly appreciated if you may send all my e-mails to the australian court by copying me because i still insist that my funds should have already been refunded.

Kindly note that i am appealing and begging for justice and honesty with regards distribution of funds.

I hope that kordamentha understand my situation and apply to the court for the distribution of matured funds without further delay by copying me.

Your co-operation and assistance is highly aplreciated.

Reagards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 10/11/2018 08:13 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

As you are aware i have sent you two e-mails namely dated 1st and 6th November 2018 related to your e-mail dated 1st November 2018.

I have requested to be copied by kordamentha in applying for the distribution of matured funds before lm insolvency to the court and to the resposible people of distribution of funds. So i cannot understand why kordamentha is finding it difficult to do so by considering justice and honesty as regards distribution of funds.

Kindly note also that the above request do not have any kind of harm but clears the way how distribution of funds should be done to all kinds of funds that lm had before insolvency and also afterwards.

I understand and insist that matured funds before lm insolvency has the most priority as regards distribution for justice and honesty towards distribution of funds.

I hope that kordamentha understand my situation so that they can apply my request by copying me as i am applying for justice and honesty in the distribution of funds for my matured funds since August 2012.

Thanking in advace for your assistance and co-operation to my request.

Best regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 06/11/2018 07:50 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Appreciate if i may have any kind of reply to my e-mail dated 1st november 2018 or at least advice what kind of action will be taken to my request for honesty and justice as regards distribution of funds.

So your assistance by copying me to the court or other responsible personel who are responsible with regards distribution of funds will be highly appreciated.

Lm responsabilty was equal to all kinds of funds. Lm has kept my funds without my authority after maturity. My matured funds were garanteed by lm at 100 per cent together with accrured interest upon payment. This guarantee is in writing by lm to us who had matured funds.

So i understand that all responsable persons and the court should not ignore lm written letters to witholders who had matured funds.

I insist that matured funds before lm insolvency should have paid before any kind of distribution.

I hope that kordamentha apply for my full amount by copying me so that justice and honesty as regards distribution of funds will be done.

Thanking you in advance for your assistance.

Regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 01/11/2018 08:51 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Thank you for your e-mail dated 1st November 2018.

Kindly note that before kordamentha has taken responsanility of mpf funds,my funds were already matured and i was a creditor for lm whom had promised me 100 per cent of my money together with accrued interest. So kordamentha should have applied for the distribution of matured funds as fti did whom they have already received two installments. So in my opinion since my funds matured before lm insolvency that lm has promised in writing to witholders of matured funds, such funds should have been distributed before any kind of distribution as we were all creditors for lm.

I hope that kordamentha will inform the responsible people of distribution of funds by sending them all my e-mails because justice and honesty according to the law should be done as i am very surprised in my situation.

I feel very frastrated because my funds have been kept by lm without my authority and after their insolvency all other responsible people after 6 years i can confirm that my situatuon remained the same.

So i appreciate if kordamentha apply by copying me because i need a fundamental reason why i did not received my matured money back since there were distribution of other funds.

Since lm went bankrupt i feel all funds are equal. I repeat and insist that matured funds should have settled first.

I hope that you understand my position and i hope also that kordamentha apply to the court by copying me by sending all my e-mails as i feel very frustrated with such situation as being stolen or betrayed considering the letters in hand sent to me by lm. Do you think that such letters written to us by lm before lm isolvency are nothing to the court or to any othery responsible persons who are responsible of distribution of funds?.

Since there has been distinction between funds as regards distribution, i understand that such distinction should be repeated as regards matured and unmatured.

So your assistance in applying to the court by copying me will be much appreciated as i need my matured funds of way back august 2012 very urgently.

My beliefs are in honesty and justice equal as regards distribution of funds when there is insolvency.

Thank you once again and i shall be waiting your assistance to my request.

Regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 01/11/2018 05:10 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr. Charles Borg

Dear Charles,

I refer to our ongoing correspondence regarding your investment in the LM Managed Performance Fund ('the Fund').

Treatment of matured unitholdings

Due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally.

Prior to any distribution made by the Trustee, Court directions will be sought in relation to this matter and we will act in accordance with such Court directions.

Should the Court directions require a different treatment of matured unitholdings, we may need to undertake an assessment of unitholders who were impacted by delayed withdrawals (including your unitholding) and potentially seek further directions in relation to these unitholders.

Please note that the Trustee is not in a position to make any distribution in respect to your investment, regardless of whether the investment matured prior to the closure of the Fund.

Australian Income Fund

KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not party to current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

Further information regarding this ongoing litigation can be found in the **attached** latest update to investors, dated 28 June 2018.

The return to investors in the MPF is expected to be lower than the return to investors of some other LM funds. It is expected that the return to unitholders of the MPF will be less than 5 cents in the dollar.

The Trustee will continue to provide updates as and when new information becomes available.

Kind Regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Sunday, 28 October 2018 1:13 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

Kindly note that i have been waiting for my matured funds namely mpf since august 2012.

I cannot understand why kordamentha did not apply for the distribution of my matured funds as Fti did for their witholders of australian funds. My funds were matured and they should have already been settled before any kind of distribution because they were matured before insolvency.

So i am still waiting for justice in the distribution of my matured funds since august 2012.

Hoping to receive my matured money back without further delay as i need them to sustain my daily living.

Best regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/08/2018 00:20 (GMT+01:00)

To: "'lfalzon@mfsp.com.mt'" <lfalzon@mfsp.com.mt>

Cc: "'charles.c.borg'" <charles.c.borg@gmail.com>

Subject: RE: Mr. Charles Borg

Dear Lorraine

Thank you for your email.

As per our update to investors dated 28 June 2018, the Trustee will be seeking Court direction in relation to the distribution methodology.

The Trustee has not yet commenced this process, sufficient notice will provided to all unitholders once these proceedings have commenced.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: lfalzon@mfsp.com.mt [mailto:lfalzon@mfsp.com.mt]
Sent: 16 August 2018 5:55 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

Good morning,

We have clients asking about their position in relation to their investment in the LM Managed Performance Fund (LMMPF).

These clients had their investment maturing months before the LMMPF was put into liquidation, with LM Investment Management Limited sending out letters to these clients informing them about the delay in payment of their redemption. LMIM confirmed that their investment remains at 100% of its original capital value.

These clients are very concerned that KordaMentha will treat such clients the same as any other client who's investment matured after March 2013 (after the Liquidation started). We are aware that in your last update (Update 19) a note under in section **4.1 Return of monies to Unitholders** makes reference that KordaMentha is seeking an advice from the Court in relation to number of matters including the following;

- The treatment of unit holdings which may have been due to mature prior to closure of the fund, in accordance with unitholder instructions, however where redemption was not processed.
- Appropriate apportionment and calculation of distribution amount amongst unitholders.

Do you have an indication when the Court will give the advice?

Our clients and us believe that clients should not be treated the same because their investment was matured before the Court ordered the liquidation of the LM MPF.

From the updates being issued by KordaMentha, we believe that LM Investment Management Limited as trustees of LM MPF did not act in the best interest of shareholders, especially that a big percentage of the fund went into one project, Madison Real Estate, which the underlying investor was Peter Drake. I suggest, that KordaMentha explores the possibility of a Compensation Scheme by the Australian Regulator, as LMIM was an authorized Company by the Australian Regulator, and they should have participated in a Compensation Scheme.

Thanking you in anticipation,

Kind Regards,

Lorraine Falzon

Managing Director

MFSP Financial

220, Immaculate Conception Street, Msida MSD1838 · MALTA

tel (356) 2133 2200 *fax* (356) 2132 2190

web www.mfsp.com.mt

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Please consider your environmental responsibility before printing this e-mail

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From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

The Trustee filed an interlocutory application (the **Application**) on 6 July 2018 seeking an order under section 101 of the Trusts Act 1973 (QLD) authorising payment of its professional fees from 15 August 2016 to 27 May 2018.

The application has been set down for hearing by a Justice of the Supreme Court at 10.00am on 7 August 2018.

On 27 November 2015, the Court made an order permitting the Trustee to serve the Application and its supporting material by (1) posting it on the website maintained by the Trustee with respect to the MPF and (2) notifying members of the nature of the Application and of the fact that the Application has been posted on KordaMentha's MPF website.

The following material has been posted on KordaMentha's MPF website, which can be accessed at http://www.kordamentha.com/creditor-information/australia/109:

- Interlocutory Application dated 4 July 2018
- Fourth Affidavit of Jarrod Villani sworn on 3 July 2018
- Exhibit JV-13 to the Fourth Affidavit of Jarrod Villani
- Orders made by Justice Applegarth on 27 November 2015

This material is available now to be downloaded by members at the above link.

Copies of the previous applications and affidavits referred to in the Fourth Affidavit of Jarrod Villani (excluding confidential exhibits) are also available for download on KordaMentha's MPF website.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Wednesday, 12 December 2018 12:17 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr. Charles Borg

Dear Charles,

As advised in our email of 2 December 2018, the court will be provided with a copy of your correspondence as a part of the directions process. The Trustee is currently preparing the first application for directions which will likely be heard early next year. Your correspondence will be provided as an exhibit to a document lodged with the court, not by email. It will not be possible for you to be copied in this process.

Unitholders will be provided with further information regarding the application before it is heard and will be given access to relevant documents lodged with the court.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 10 December 2018 12:24 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

Further to my e-mail and your e-mail dated 2nd December 2018, kindly note that i have not seen your e-mail sent to the court with my full correspondence as you have confirmed and promised me.
Please be adviced that i need to be copied by kordamentha when you send my e-mails to the court because i understand and insist that my funds should have already been refunded according to the law because my funds were matured before lm insolvency. Kindly note that this is according to the financial and juristic law.
So please action my request without further delay as i have been waiting for my matured funds since August 2012.
Your co-operation and assistance to my request will be highly appreciated.
Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 02/12/2018 14:36 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

Reference to your e-mail of today 2nd December 2018.

Kindly note that since you have just confirmed to me that my correspondence will be provided to the court, it would be much appreciated if kordamentha copy me because i need to hear from the court why i did not yet been refunded with the whole of my matured funds.
In my opinion matured funds before lm insolvency should have been refunded in full and before also any other funds that lm had in their responsability. Kindly note also that i cannot understand why there was already distribution of funds as fti did while my matured funds are still being kept as has been decided by kordamentha and not by the court.
I still insist that kordamentha should have applied for distribution of funds as fti did for australian funds.
My money were matured and kept by lm,but lm have sent me a letter that my money will be paid at 100 per together with accrued interest but afterwards kordamrntha have taken responsabilty of my matured funds and this letter has been ignored and korfamentha did not apply for the distribution of matured funds that lm has promised and garanteed at 100 per cent.

Since kordamentha has decided to treat all witholders matured and unmatured before and after lm insolvency the same before court decision, i still understand that such decision is against the law.

So i hope that you send my e-mails to the court by copying me as i need HONESTY AND TRUTH JUSTICE FROM THE COURT with regards distribution of funds.

I need again to remind you that my matured funds were due to me at 100 per cent before lm insolvency,before also kordamentha responsability,before also any kind of distribution of funds as fti did for their witholders. So this is against the law.

So again i hope to see all my e-mails sent to the court by copying me so that JUSTICE according to the law will be done by the court with regards distribution of funds.

Please action my request as soon as possible because my matured money have been kept without my authority since August 2012 which is before lm insolvency and before kordamentha has taken responsability. So such decision is against the law especially while there has already distribution of funds. Kindly note that equitability should be actiond for all funds and not on mpf of matured and unmatured funds only as kordamentha has decided.

So i hope that kordamentha send my e-mails to the court as confirmed by copying me so that justice as regards distribution of funds will be done honestly and truely without differences and according to the financial law under insolvency.
Thanking for your e-mail of today and i hope that my request will be done as soon as possible.

Best regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 02/12/2018 13:11 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr. Charles Borg

Dear Charles,

I refer to your emails of 1, 6, 10, 17 and 25 November.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund. I confirm per your request, the court will be provided with a copy of your correspondence as a part of the directions process.

As previously advised, due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally. We expect that any distribution to unitholders in respect to their investments will be less than 5 cents in the dollar.

We will keep all unitholders updated in relation to the directions process.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Sunday, 25 November 2018 5:34 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

I have sent you four e-mails namely 1st, 6th,10th and 17th November 2018 and i am really surprised why i did not receive any kind of feedback which relates to my mfp funds for whom you are responsible.

I have just requested to send my e-mails to the australian court and to apply for the distribution of matured funds as fti did for their witholders whom have already distributed two installments.

I cannot understand why kordamentha is finding difficulty to do such simple request which may solve honesty,justice and reality towards all witholders of lm different of funds which lm was resposible and equally to all kind of funds.

I am begging you to do so because i need my matured money back in full as lm has promised me in writing before their insolvency.

I need to see justice and honesty towards distribution of funds. I need to be copied with such request. This request will help all witholders for the truth and does not do any harm.

I hope that kordamentha understand my request and apply without further delay.

Lm letter sent to all mpf matured funds should not be ignored especially by the court but kordamentha have to apply as fti did for their witholders.

I hope that kordamentha will do something to my request and reply to my e-mails or at least apply by copying me and send all my correspondence to the court so that i shall receive JUSTICE TO MY MATURED FUNDS.

Thanking once again for your co-operation in advance to the above

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/11/2018 14:21 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Further to my e-mails dated 1st, 6th,and 10th November 2018 for which i have not receive any kind of reply.

Since my funds were matured before lm insolvency and also before kordamentha have taken their responsability of mpf funds, I understand and insist that kordamentha should have already applied for distribution of all mfp matured funds that matured before lm insolvency and also before kordamentha have taken their responsability.

So it would be highly appreciated if you may send all my e-mails to the australian court by copying me because i still insist that my funds should have already been refunded.

Kindly note that i am appealing and begging for justice and honesty with regards distribution of funds.

I hope that kordamentha understand my situation and apply to the court for the distribution of matured funds without further delay by copying me.

Your co-operation and assistance is highly aplreciated.

Reagards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 10/11/2018 08:13 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

As you are aware i have sent you two e-mails namely dated 1st and 6th November 2018 related to your e-mail dated 1st November 2018.

I have requested to be copied by kordamentha in applying for the distribution of matured funds before lm insolvency to the court and to the resposible people of distribution of funds. So i cannot understand why kordamentha is finding it difficult to do so by considering justice and honesty as regards distribution of funds.

Kindly note also that the above request do not have any kind of harm but clears the way how distribution of funds should be done to all kinds of funds that lm had before insolvency and also afterwards.

I understand and insist that matured funds before lm insolvency has the most priority as regards distribution for justice and honesty towards distribution of funds.

I hope that kordamentha understand my situation so that they can apply my request by copying me as i am applying for justice and honesty in the distribution of funds for my matured funds since August 2012.

Thanking in advace for your assistance and co-operation to my request.

Best regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 06/11/2018 07:50 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Appreciate if i may have any kind of reply to my e-mail dated 1st november 2018 or at least advice what kind of action will be taken to my request for honesty and justice as regards distribution of funds.

So your assistance by copying me to the court or other responsible personel who are responsible with regards distribution of funds will be highly appreciated.

Lm responsabilty was equal to all kinds of funds. Lm has kept my funds without my authority after maturity. My matured funds were garanteed by lm at 100 per cent together with accrured interest upon payment. This guarantee is in writing by lm to us who had matured funds.

So i understand that all responsable persons and the court should not ignore lm written letters to witholders who had matured funds.

I insist that matured funds before lm insolvency should have paid before any kind of distribution.

I hope that kordamentha apply for my full amount by copying me so that justice and honesty as regards distribution of funds will be done.

Thanking you in advance for your assistance.

Regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 01/11/2018 08:51 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Thank you for your e-mail dated 1st November 2018.

Kindly note that before kordamentha has taken responsanility of mpf funds,my funds were already matured and i was a creditor for lm whom had promised me 100 per cent of my money together with accrued interest. So kordamentha should have applied for the distribution of matured funds as fti did whom they have already received two installments. So in my opinion since my funds matured before lm insolvency that lm has promised in writing to witholders of matured funds, such funds should have been distributed before any kind of distribution as we were all creditors for lm.

I hope that kordamentha will inform the responsible people of distribution of funds by sending them all my e-mails because justice and honesty according to the law should be done as i am very surprised in my situation.

I feel very frastrated because my funds have been kept by lm without my authority and after their insolvency all other responsible people after 6 years i can confirm that my situatuon remained the same.

So i appreciate if kordamentha apply by copying me because i need a fundamental reason why i did not received my matured money back since there were distribution of other funds.

Since lm went bankrupt i feel all funds are equal. I repeat and insist that matured funds should have settled first.

I hope that you understand my position and i hope also that kordamentha apply to the court by copying me by sending all my e-mails as i feel very frustrated with such situation as being stolen or betrayed considering the letters in hand sent to me by lm. Do you think that such letters written to us by lm before lm isolvency are nothing to the court or to any othery responsible persons who are responsible of distribution of funds?.

Since there has been distinction between funds as regards distribution, i understand that such distinction should be repeated as regards matured and unmatured.

So your assistance in applying to the court by copying me will be much appreciated as i need my matured funds of way back august 2012 very urgently.

My beliefs are in honesty and justice equal as regards distribution of funds when there is insolvency.

Thank you once again and i shall be waiting your assistance to my request.

Regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 01/11/2018 05:10 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr. Charles Borg

Dear Charles,

I refer to our ongoing correspondence regarding your investment in the LM Managed Performance Fund ('the Fund').

Treatment of matured unitholdings

Due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally.

Prior to any distribution made by the Trustee, Court directions will be sought in relation to this matter and we will act in accordance with such Court directions.

Should the Court directions require a different treatment of matured unitholdings, we may need to undertake an assessment of unitholders who were impacted by delayed withdrawals (including your unitholding) and potentially seek further directions in relation to these unitholders.

Please note that the Trustee is not in a position to make any distribution in respect to your investment, regardless of whether the investment matured prior to the closure of the Fund.

Australian Income Fund

KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not party to current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

Further information regarding this ongoing litigation can be found in the **attached** latest update to investors, dated 28 June 2018.

The return to investors in the MPF is expected to be lower than the return to investors of some other LM funds. It is expected that the return to unitholders of the MPF will be less than 5 cents in the dollar.

The Trustee will continue to provide updates as and when new information becomes available.

Kind Regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Sunday, 28 October 2018 1:13 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

Kindly note that i have been waiting for my matured funds namely mpf since august 2012.

I cannot understand why kordamentha did not apply for the distribution of my matured funds as Fti did for their witholders of australian funds. My funds were matured and they should have already been settled before any kind of distribution because they were matured before insolvency.

So i am still waiting for justice in the distribution of my matured funds since august 2012.

Hoping to receive my matured money back without further delay as i need them to sustain my daily living.

Best regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/08/2018 00:20 (GMT+01:00)

To: "'lfalzon@mfsp.com.mt'" <lfalzon@mfsp.com.mt>

Cc: "'charles.c.borg'" <charles.c.borg@gmail.com>

Subject: RE: Mr. Charles Borg

Dear Lorraine

Thank you for your email.

As per our update to investors dated 28 June 2018, the Trustee will be seeking Court direction in relation to the distribution methodology.

The Trustee has not yet commenced this process, sufficient notice will provided to all unitholders once these proceedings have commenced.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: lfalzon@mfsp.com.mt [mailto:lfalzon@mfsp.com.mt]
Sent: 16 August 2018 5:55 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

Good morning,

We have clients asking about their position in relation to their investment in the LM Managed Performance Fund (LMMPF).

These clients had their investment maturing months before the LMMPF was put into liquidation, with LM Investment Management Limited sending out letters to these clients informing them about the delay in payment of their redemption. LMIM confirmed that their investment remains at 100% of its original capital value.

These clients are very concerned that KordaMentha will treat such clients the same as any other client who's investment matured after March 2013 (after the Liquidation started). We are aware that in your last update (Update 19) a note under in section **4.1 Return of monies to Unitholders** makes reference that KordaMentha is seeking an advice from the Court in relation to number of matters including the following;

- The treatment of unit holdings which may have been due to mature prior to closure of the fund, in accordance with unitholder instructions, however where redemption was not processed.
- Appropriate apportionment and calculation of distribution amount amongst unitholders.

Do you have an indication when the Court will give the advice?

Our clients and us believe that clients should not be treated the same because their investment was matured before the Court ordered the liquidation of the LM MPF.

From the updates being issued by KordaMentha, we believe that LM Investment Management Limited as trustees of LM MPF did not act in the best interest of shareholders, especially that a big percentage of the fund went into one project, Madison Real Estate, which the underlying investor was Peter Drake. I suggest, that KordaMentha explores the possibility of a Compensation Scheme by the Australian Regulator, as LMIM was an authorized Company by the Australian Regulator, and they should have participated in a Compensation Scheme.

Thanking you in anticipation,

Kind Regards,

Lorraine Falzon

Managing Director

MFSP Financial

220, Immaculate Conception Street, Msida MSD1838 · MALTA

tel (356) 2133 2200 *fax* (356) 2132 2190

web www.mfsp.com.mt

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Please consider your environmental responsibility before printing this e-mail

From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

The Trustee filed an interlocutory application (the **Application**) on 6 July 2018 seeking an order under section 101 of the Trusts Act 1973 (QLD) authorising payment of its professional fees from 15 August 2016 to 27 May 2018.

The application has been set down for hearing by a Justice of the Supreme Court at 10.00am on 7 August 2018.

On 27 November 2015, the Court made an order permitting the Trustee to serve the Application and its supporting material by (1) posting it on the website maintained by the Trustee with respect to the MPF and (2) notifying members of the nature of the Application and of the fact that the Application has been posted on KordaMentha's MPF website.

The following material has been posted on KordaMentha's MPF website, which can be accessed at http://www.kordamentha.com/creditor-information/australia/109:

- Interlocutory Application dated 4 July 2018
- Fourth Affidavit of Jarrod Villani sworn on 3 July 2018
- Exhibit JV-13 to the Fourth Affidavit of Jarrod Villani
- Orders made by Justice Applegarth on 27 November 2015

This material is available now to be downloaded by members at the above link.

Copies of the previous applications and affidavits referred to in the Fourth Affidavit of Jarrod Villani (excluding confidential exhibits) are also available for download on KordaMentha's MPF website.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

Website | **Blog** | **LinkedIn** | **Twitter**



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Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 12 December 2018 6:00 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr. Charles Borg

Dear Kordamentha

Thank you for your e-mail of today 12th December 2018 but i regret to tell that i am not really satisfied to my request.

How can i beleive that my e-mails will be delivered to the court while kordamentha had been ignoring my request and lm promises of 100 per cent of matured funds for nearly 6 years now. I need a fundamental proof from australian court that my e-mails are in their hands.

Kordamentha had decided to treat all witholders of matured and unmatured the same and in my opinion this was and is still a wrong decision. Kotdamentha should have applied for the distribution of matured funds before fti did for their witholders. My matured funds before lm insolvency should have been paid before any kind of fund that were not matured before lm insolvency. I hope that kordamentha understand my request because such decesion in the distribution of funds is very delicate. I still insist and believe that my funds should have already been refunded to me in full as my funds were matured before kordamentha have taken responsability, before also fti applied for distribution of funds and also before lm insolvency.

I hope to see justice and honesty and truth in the distribution of funds related to lm insolvency before and after their insolvency in respect of matured and unmatured funds or any kind of lm funds because lm responsability was equal to all funds. lm promised 100 per cent refund to all witholders of matured funds and this is in writing. I cannot understand why kordamentha ignored such written letter and did not apply for the distribution of matured funds.i cannot understand why kordamentha has accepted the distribution of two installments of witholders of australian funds and did not apply for the distribution of MATURED FUNDS.

Considering such a incredible situation, i am expecting my 100 per cent of matured funds before lm insolvency without further delay so that JUSTICE, HONESTY and TRUTH will be done.

Thanking once again and i hope kordamentha fullfills my request.

Regards
Charles borg
Sent from my Samsung Galaxy smartpho
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 12/12/2018 03:17 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr. Charles Borg

Dear Charles,

As advised in our email of 2 December 2018, the court will be provided with a copy of your correspondence as a part of the directions process. The Trustee is currently preparing the first application for directions which will likely be heard early next year. Your correspondence will be provided as an exhibit to a document lodged with the court, not by email. It will not be possible for you to be copied in this process.

Unitholders will be provided with further information regarding the application before it is heard and will be given access to relevant documents lodged with the court.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 10 December 2018 12:24 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

Further to my e-mail and your e-mail dated 2nd December 2018, kindly note that i have not seen your e-mail sent to the court with my full correspondence as you have confirmed and promised me.

Please be adviced that i need to be copied by kordamentha when you send my e-mails to the court because i understand and insist that my funds should have already been refunded according to the law because my funds were matured before lm insolvency. Kindly note that this is according to the financial and juristic law.

So please action my request without further delay as i have been waiting for my matured funds since August 2012.

Your co-operation and assistance to my request will be highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 02/12/2018 14:36 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Reference to your e-mail of today 2nd December 2018.

Kindly note that since you have just confirmed to me that my correspondence will be provided to the court, it would be much appreciated if kordamentha copy me because i need to hear from the court why i did not yet been refunded with the whole of my matured funds.

In my opinion matured funds before lm insolvency should have been refunded in full and before also any other funds that lm had in their responsability. Kindly note also that i cannot understand why there was already distribution of funds as fti did while my matured funds are still being kept as has been decided by kordamentha and not by the court.

I still insist that kordamentha should have applied for distribution of funds as fti did for australian funds.

My money were matured and kept by lm,but lm have sent me a letter that my money will be paid at 100 per together with accrued interest but afterwards kordamrntha have taken responsabilty of my matured funds and this letter has been ignored and korfamentha did not apply for the distribution of matured funds that lm has promised and garanteed at 100 per cent.

Since kordamentha has decided to treat all witholders matured and unmatured before and after lm insolvency the same before court decision, i still understand that such decision is against the law.

So i hope that you send my e-mails to the court by copying me as i need HONESTY AND TRUTH JUSTICE FROM THE COURT with regards distribution of funds.

I need again to remind you that my matured funds were due to me at 100 per cent before lm insolvency,before also kordamentha responsability,before also any kind of distribution of funds as fti did for their witholders. So this is against the law.

So again i hope to see all my e-mails sent to the court by copying me so that JUSTICE according to the law will be done by the court with regards distribution of funds.

Please action my request as soon as possible because my matured money have been kept without my authority since August 2012 which is before lm insolvency and before kordamentha has taken responsability. So such decision is against the law especially while there has already distribution of funds. Kindly note that equitability should be actiond for all funds and not on mpf of matured and unmatured funds only as kordamentha has decided.

So i hope that kordamentha send my e-mails to the court as confirmed by copying me so that justice as regards distribution of funds will be done honestly and truely without differences and according to the financial law under insolvency.

Thanking for your e-mail of today and i hope that my request will be done as soon as possible.

Best regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 02/12/2018 13:11 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr. Charles Borg

Dear Charles,

I refer to your emails of 1, 6, 10, 17 and 25 November.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund. I confirm per your request, the court will be provided with a copy of your correspondence as a part of the directions process.

As previously advised, due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally. We expect that any distribution to unitholders in respect to their investments will be less than 5 cents in the dollar.

We will keep all unitholders updated in relation to the directions process.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Sunday, 25 November 2018 5:34 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

I have sent you four e-mails namely 1st, 6th,10th and 17th November 2018 and i am really surprised why i did not receive any kind of feedback which relates to my mfp funds for whom you are responsible.

I have just requested to send my e-mails to the australian court and to apply for the distribution of matured funds as fti did for their witholders whom have already distributed two installments.

I cannot understand why kordamentha is finding difficulty to do such simple request which may solve honesty,justice and reality towards all witholders of lm different of funds which lm was resposible and equally to all kind of funds.

I am begging you to do so because i need my matured money back in full as lm has promised me in writing before their insolvency.

I need to see justice and honesty towards distribution of funds. I need to be copied with such request. This request will help all witholders for the truth and does not do any harm.

I hope that kordamentha understand my request and apply without further delay.

Lm letter sent to all mpf matured funds should not be ignored especially by the court but kordamentha have to apply as fti did for their witholders.

I hope that kordamentha will do something to my request and reply to my e-mails or at least apply by copying me and send all my correspondence to the court so that i shall receive JUSTICE TO MY MATURED FUNDS.

Thanking once again for your co-operation in advance to the above

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/11/2018 14:21 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Further to my e-mails dated 1st, 6th,and 10th November 2018 for which i have not receive any kind of reply.

Since my funds were matured before lm insolvency and also before kordamentha have taken their responsability of mpf funds, I understand and insist that kordamentha should have already applied for distribution of all mfp matured funds that matured before lm insolvency and also before kordamentha have taken their responsability.

So it would be highly appreciated if you may send all my e-mails to the australian court by copying me because i still insist that my funds should have already been refunded.

Kindly note that i am appealing and begging for justice and honesty with regards distribution of funds.

I hope that kordamentha understand my situation and apply to the court for the distribution of matured funds without further delay by copying me.

Your co-operation and assistance is highly aplreciated.

Reagards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 10/11/2018 08:13 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

As you are aware i have sent you two e-mails namely dated 1st and 6th November 2018 related to your e-mail dated 1st November 2018.

I have requested to be copied by kordamentha in applying for the distribution of matured funds before lm insolvency to the court and to the resposible people of distribution of funds. So i cannot understand why kordamentha is finding it difficult to do so by considering justice and honesty as regards distribution of funds.

Kindly note also that the above request do not have any kind of harm but clears the way how distribution of funds should be done to all kinds of funds that lm had before insolvency and also afterwards.

I understand and insist that matured funds before lm insolvency has the most priority as regards distribution for justice and honesty towards distribution of funds.

I hope that kordamentha understand my situation so that they can apply my request by copying me as i am applying for justice and honesty in the distribution of funds for my matured funds since August 2012.

Thanking in advace for your assistance and co-operation to my request.

Best regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 06/11/2018 07:50 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Appreciate if i may have any kind of reply to my e-mail dated 1st november 2018 or at least advice what kind of action will be taken to my request for honesty and justice as regards distribution of funds.

So your assistance by copying me to the court or other responsible personel who are responsible with regards distribution of funds will be highly appreciated.

Lm responsabilty was equal to all kinds of funds. Lm has kept my funds without my authority after maturity. My matured funds were garanteed by lm at 100 per cent together with accrured interest upon payment. This guarantee is in writing by lm to us who had matured funds.

So i understand that all responsable persons and the court should not ignore lm written letters to witholders who had matured funds.

I insist that matured funds before lm insolvency should have paid before any kind of distribution.

I hope that kordamentha apply for my full amount by copying me so that justice and honesty as regards distribution of funds will be done.

Thanking you in advance for your assistance.

Regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 01/11/2018 08:51 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr. Charles Borg

Dear kordamentha

Thank you for your e-mail dated 1st November 2018.

Kindly note that before kordamentha has taken responsanility of mpf funds,my funds were already matured and i was a creditor for lm whom had promised me 100 per cent of my money together with accrued interest. So kordamentha should have applied for the distribution of matured funds as fti did whom they have already received two installments. So in my opinion since my funds matured before lm insolvency that lm has promised in writing to witholders of matured funds, such funds should have been distributed before any kind of distribution as we were all creditors for lm.

I hope that kordamentha will inform the responsible people of distribution of funds by sending them all my e-mails because justice and honesty according to the law should be done as i am very surprised in my situation.

I feel very frastrated because my funds have been kept by lm without my authority and after their insolvency all other responsible people after 6 years i can confirm that my situatuon remained the same.

So i appreciate if kordamentha apply by copying me because i need a fundamental reason why i did not received my matured money back since there were distribution of other funds.

Since lm went bankrupt i feel all funds are equal. I repeat and insist that matured funds should have settled first.

I hope that you understand my position and i hope also that kordamentha apply to the court by copying me by sending all my e-mails as i feel very frustrated with such situation as being stolen or betrayed considering the letters in hand sent to me by lm. Do you think that such letters written to us by lm before lm isolvency are nothing to the court or to any othery responsible persons who are responsible of distribution of funds?.

Since there has been distinction between funds as regards distribution, i understand that such distinction should be repeated as regards matured and unmatured.

So your assistance in applying to the court by copying me will be much appreciated as i need my matured funds of way back august 2012 very urgently.

My beliefs are in honesty and justice equal as regards distribution of funds when there is insolvency.

Thank you once again and i shall be waiting your assistance to my request.

Regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 01/11/2018 05:10 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr. Charles Borg

Dear Charles,

I refer to our ongoing correspondence regarding your investment in the LM Managed Performance Fund ('the Fund').

Treatment of matured unitholdings

Due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally.

Prior to any distribution made by the Trustee, Court directions will be sought in relation to this matter and we will act in accordance with such Court directions.

Should the Court directions require a different treatment of matured unitholdings, we may need to undertake an assessment of unitholders who were impacted by delayed withdrawals (including your unitholding) and potentially seek further directions in relation to these unitholders.

Please note that the Trustee is not in a position to make any distribution in respect to your investment, regardless of whether the investment matured prior to the closure of the Fund.

Australian Income Fund

KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not party to current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

Further information regarding this ongoing litigation can be found in the **attached** latest update to investors, dated 28 June 2018.

The return to investors in the MPF is expected to be lower than the return to investors of some other LM funds. It is expected that the return to unitholders of the MPF will be less than 5 cents in the dollar.

The Trustee will continue to provide updates as and when new information becomes available.

Kind Regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Sunday, 28 October 2018 1:13 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear kordamentha

Kindly note that i have been waiting for my matured funds namely mpf since august 2012.

I cannot understand why kordamentha did not apply for the distribution of my matured funds as Fti did for their witholders of australian funds. My funds were matured and they should have already been settled before any kind of distribution because they were matured before insolvency.

So i am still waiting for justice in the distribution of my matured funds since august 2012.

Hoping to receive my matured money back without further delay as i need them to sustain my daily living.

Best regards

Charles borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/08/2018 00:20 (GMT+01:00)

To: "'lfalzon@mfsp.com.mt'" <lfalzon@mfsp.com.mt>

Cc: "'charles.c.borg'" <charles.c.borg@gmail.com>

Subject: RE: Mr. Charles Borg

Dear Lorraine

Thank you for your email.

As per our update to investors dated 28 June 2018, the Trustee will be seeking Court direction in relation to the distribution methodology.

The Trustee has not yet commenced this process, sufficient notice will provided to all unitholders once these proceedings have commenced.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: lfalzon@mfsp.com.mt [mailto:lfalzon@mfsp.com.mt]
Sent: 16 August 2018 5:55 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

Good morning,

We have clients asking about their position in relation to their investment in the LM Managed Performance Fund (LMMPF).

These clients had their investment maturing months before the LMMPF was put into liquidation, with LM Investment Management Limited sending out letters to these clients informing them about the delay in payment of their redemption. LMIM confirmed that their investment remains at 100% of its original capital value.

These clients are very concerned that KordaMentha will treat such clients the same as any other client who's investment matured after March 2013 (after the Liquidation started). We are aware that in your last update (Update 19) a note under in section **4.1 Return of monies to Unitholders** makes reference that KordaMentha is seeking an advice from the Court in relation to number of matters including the following;

- The treatment of unit holdings which may have been due to mature prior to closure of the fund, in accordance with unitholder instructions, however where redemption was not processed.
- Appropriate apportionment and calculation of distribution amount amongst unitholders.

Do you have an indication when the Court will give the advice?

Our clients and us believe that clients should not be treated the same because their investment was matured before the Court ordered the liquidation of the LM MPF.

From the updates being issued by KordaMentha, we believe that LM Investment Management Limited as trustees of LM MPF did not act in the best interest of shareholders, especially that a big percentage of the fund went into one project, Madison Real Estate, which the underlying investor was Peter Drake. I suggest, that KordaMentha explores the possibility of a Compensation Scheme by the Australian Regulator, as LMIM was an authorized Company by the Australian Regulator, and they should have participated in a Compensation Scheme.

Thanking you in anticipation,

Kind Regards,

Lorraine Falzon

Managing Director

MFSP Financial

220, Immaculate Conception Street, Msida MSD1838 · MALTA

tel (356) 2133 2200 *fax* (356) 2132 2190

web www.mfsp.com.mt

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From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

The Trustee filed an interlocutory application (the **Application**) on 6 July 2018 seeking an order under section 101 of the Trusts Act 1973 (QLD) authorising payment of its professional fees from 15 August 2016 to 27 May 2018.

The application has been set down for hearing by a Justice of the Supreme Court at 10.00am on 7 August 2018.

On 27 November 2015, the Court made an order permitting the Trustee to serve the Application and its supporting material by (1) posting it on the website maintained by the Trustee with respect to the MPF and (2) notifying members of the nature of the Application and of the fact that the Application has been posted on KordaMentha's MPF website.

The following material has been posted on KordaMentha's MPF website, which can be accessed at http://www.kordamentha.com/creditor-information/australia/109:

- Interlocutory Application dated 4 July 2018
- Fourth Affidavit of Jarrod Villani sworn on 3 July 2018
- Exhibit JV-13 to the Fourth Affidavit of Jarrod Villani
- Orders made by Justice Applegarth on 27 November 2015

This material is available now to be downloaded by members at the above link.

Copies of the previous applications and affidavits referred to in the Fourth Affidavit of Jarrod Villani (excluding confidential exhibits) are also available for download on KordaMentha's MPF website.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 8 January 2019 6:02 PM
To: lminvestors@kordamentha.com
Subject: Re charles borg

Further to my e-mail dated 12th December 2018, i am still without any kind of fundamental proof to my request for justice in the distribution of funds.

My funds were matured before lm insolvency and i still beleive that my funds should have already been refunded before the refunds that have already been effected to the australian funds.

I hope that kordamentha understand my frustrated situation as this seems to be unbelievable.

Since the court has given the authority of distribution to unmatured australian funds, i expect that my MATURED should have already been refunded.

Justice and honesty as regards to the distribution of funds is being requested especially to my case and i hope that kordamentha take the neccessary steps that are being requested.

Thanking you once again and for now i shall be waiting your assistance to my request.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 8 January 2019 10:30 PM
To: lminvestors@kordamentha.com
Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 12 January 2019 5:33 PM
To: lminvestors@kordamentha.com
Subject: Re: Mr charles borg

Dear kordamentha

Further to my last two e-mails dated 8th January 2019 and 12th December 2018.

Appreciate if kordamentha send me the copies of my e-mails that have been sent to the court as has confirmed to me.

Kindly note that i need Justice and Honesty with regards distribution of funds because i cannot accept such a situation wherin there have already distribution of two installments to Australian fund and my MATURED funds in August 2012 have been kept by the authorized authorities. This seems a very shamefull situation by keeping my matured funds before and after insolvency till to date and during such a long time effect distribution of two installments to the witholders of australian fund.

I need not only a fundamental reason of the above mentioned request but my full amount of matured funds together with the accrued interest as has promised and guaranteed by lm with their official two letters sent to me before their insolvency.

I hope that kordamentha understand my request and situation because i need my money that have been matued before lm insolvency without further delay. My request is clear for JUSTICE AND HONESTY in the distribution of funds to all witholders that had MATURED FUNDS BEFORE LM INSOLVENCY.

Thanking you in advance for your earliest reply to the above request.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 08/01/2019 13:29 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 26 January 2019 5:26 PM
To: lminvestors@kordamentha.com
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my three e-mails sent to you dated 12th December 2018, 08th and 12th January 2019 which have been left without any kind of reply or action thatp should have been taken.

I have just requested the copies of my e-mails that have been sent to the court but unfortunetly i did not receive such copies till to-date.

Can Kordamentha tell me why did not send me such copies requested ?.

I need my full amount invested that had MATURED SINCE 12TH AUGUST 2012 AND HAS BEEN KEPT BY KORDAMENTHA TILL TODATE. MY FUNDS WERE MATURED AND MY FUNDS SHOULD HAVE ALREADY BEEN REFUNDED.

I hope that kordamentha do not leave me without any kind of reply or any kind of action as i am very really frustrated with this shamefull situation.

I hope that kordamentha will send all my e-mails to the court so that the truth, justice and honesty will be done for the distribution of funds.

Regards

Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 12/01/2019 08:32 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear kordamentha

Further to my last two e-mails dated 8th January 2019 and 12th December 2018.

Appreciate if kordamentha send me the copies of my e-mails that have been sent to the court as has confirmed to me.

Kindly note that i need Justice and Honesty with regards distribution of funds because i cannot accept such a situation wherin there have already distribution of two installments to Australian fund and my MATURED funds in August 2012 have been kept by the authorized authorities. This seems a very shamefull situation by keeping my matured funds before and after insolvency till to date and during such a long time effect distribution of two installments to the witholders of australian fund.

I need not only a fundamental reason of the above mentioned request but my full amount of matured funds together with the accrued interest as has promised and guaranteed by lm with their official two letters sent to me before their insolvency.

I hope that kordamentha understand my request and situation because i need my money that have been matued before lm insolvency without further delay. My request is clear for JUSTICE AND HONESTY in the distribution of funds to all witholders that had MATURED FUNDS BEFORE LM INSOLVENCY.

Thanking you in advance for your earliest reply to the above request.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 08/01/2019 13:29 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 5 February 2019 8:11 AM
To: lfalzon@zenithgroup.mt; lminvestors@kordamentha.com
Subject: Re: Mr. Charles Borg

Dear kordamentha
Kindly note that you have confirmed to me that my e-mails will be sent to the court. I am again requesting the copies of the e-mails that have been sent to the court.
Further to your e-mail dated 2nd December 2018 i am really against the considerations taken by Kordamentha of equitable the same for all witholders matured or unmatured,before and after lm insolvency. This is a shamefull decision.

I am aldo against the distribution of the two installments to the witholders of
Australian before mpf matured funds before lm insolvency. This is also a shamefull decision.

I am still hoping and waiting for the e-mails that kordamentha have sent on my behalf to the court so that JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS WILL BE EFFECTED AS I AM EXPECTING 100 PER CENT OF MY MATURED FUNDS.

Thanking you in advance for your assistance and your earliest reply.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: Lorraine Falzon <lfalzon@zenithgroup.mt>
Date: 04/02/2019 14:32 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Cc: "'charles.c.borg'" <charles.c.borg@gmail.com>
Subject: Re: Mr. Charles Borg

Dear Kordamentha,

I am following up on your reply of 2nd December 2018, whereby you informed us and our client Mr. Charles Borg, who is in copy that you are preparing the necessary material to seek direction from the court in relation to those clients that their investment matured prior to the company put into liquidation.

Can you please confirm if this exercise is ready and awaiting direction from the court?

Kind regards,

Lorraine Falzon / Managing Director
lfalzon@zenithgroup.mt
ZENITH **Zenith Group**
220, Immaculate Conception Street, Msida MSD1838 · Malta
tel +356 2133 2200 fax +356 2132 2190https://zenithgroup.mt
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and MAPFRE MSV Life p.l.c. (C-1522). All Companies are authorised by the MFSA.
Please carefully consider your environment before printing this email.

From: lminvestors <lminvestors@kordamentha.com>
Sent: Sunday, December 2, 2018 1:12:01 PM
To: Lorraine Falzon
Subject: RE: Mr. Charles Borg

Dear Lorraine,

Thank you for your email.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund.

Due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally. We expect that any distribution to unitholders in respect to their investments will be less than 5 cents in the dollar.

We will keep all unitholders updated in relation to the directions process and intend to provide an update to unitholders in relation to the general status of the winding up by the end of the year.

Kind Regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: Lorraine Falzon <lfalzon@zenithgroup.mt>
Sent: Monday, 26 November 2018 7:21 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Re: Mr. Charles Borg

Dear Kordamentha,

Following your email below (17th August 2018) we have number of clients that their investment matured months before that the LM Managed Performance Fund was put into administration.

These clients rightly so are continuously requesting information of how their investment is going to be treated. The matter is dragging far too long and we agree with our clients that they deserve of have a clear guidance of how their investments are going to be treated.

We await for your reply.

Kind Regards,

Lorraine Falzon / Managing Director
lfalzon@zenithgroup.mt
Zenith Group
220, Immaculate Conception Street, Msida MSD1838 · Malta
tel +356 2133 2200 fax +356 2132 2190https://zenithgroup.mt
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Please carefully consider your environment before printing this email.

From: lminvestors <lminvestors@kordamentha.com>
Sent: Friday, August 17, 2018 12:20:27 AM
To: 'lfalzon@mfsp.com.mt'
Cc: 'charles.c.borg'
Subject: RE: Mr. Charles Borg

Dear Lorraine

Thank you for your email.

As per our update to investors dated 28 June 2018, the Trustee will be seeking Court direction in relation to the distribution methodology.

The Trustee has not yet commenced this process, sufficient notice will provided to all unitholders once these proceedings have commenced.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: lfalzon@mfsp.com.mt [mailto:lfalzon@mfsp.com.mt]
Sent: 16 August 2018 5:55 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

Good morning,

We have clients asking about their position in relation to their investment in the LM Managed Performance Fund (LMMPF).

These clients had their investment maturing months before the LMMPF was put into liquidation, with LM Investment Management Limited sending out letters to these clients informing them about the delay in payment of their redemption. LMIM confirmed that their investment remains at 100% of its original capital value.

These clients are very concerned that KordaMentha will treat such clients the same as any other client who's investment matured after March 2013 (after the Liquidation started). We are aware that in your last update (Update 19) a note under in section **4.1 Return of monies to Unitholders** makes reference that KordaMentha is seeking an advice from the Court in relation to number of matters including the following;

- The treatment of unit holdings which may have been due to mature prior to closure of the fund, in accordance with unitholder instructions, however where redemption was not processed.
- Appropriate apportionment and calculation of distribution amount amongst unitholders.

Do you have an indication when the Court will give the advice?

Our clients and us believe that clients should not be treated the same because their investment was matured before the Court ordered the liquidation of the LM MPF.

From the updates being issued by KordaMentha, we believe that LM Investment Management Limited as trustees of LM MPF did not act in the best interest of shareholders, especially that a big percentage of the fund went into one project, Madison Real Estate, which the underlying investor was Peter Drake. I suggest, that KordaMentha explores the possibility of a Compensation Scheme by the Australian Regulator, as LMIM was an authorized Company by the Australian Regulator, and they should have participated in a Compensation Scheme.

Thanking you in anticipation,

Kind Regards,

Lorraine Falzon

Managing Director

MFSP Financial

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tel (356) 2133 2200 *fax* (356) 2132 2190

web www.mfsp.com.mt

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Please consider your environmental responsibility before printing this e-mail

From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

The Trustee filed an interlocutory application (the **Application**) on 6 July 2018 seeking an order under section 101 of the Trusts Act 1973 (QLD) authorising payment of its professional fees from 15 August 2016 to 27 May 2018.

The application has been set down for hearing by a Justice of the Supreme Court at 10.00am on 7 August 2018.

On 27 November 2015, the Court made an order permitting the Trustee to serve the Application and its supporting material by (1) posting it on the website maintained by the Trustee with respect to the MPF and (2) notifying members of the nature of the Application and of the fact that the Application has been posted on KordaMentha's MPF website.

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This material is available now to be downloaded by members at the above link.

Copies of the previous applications and affidavits referred to in the Fourth Affidavit of Jarrod Villani (excluding confidential exhibits) are also available for download on KordaMentha's MPF website.

Kind regards

KordaMentha

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Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Friday, 8 February 2019 2:54 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr. Charles Borg

Dear Charles.

Thank you for your email.

We confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. I note that this document will be in excess of 3,000 pages. Due to the manner in which court documents are submitted **it will not be possible** to copy you in this process.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

As has been advised previously, the administration of other LM funds, including the Australian Income Fund, is not in the control of the Trustee.

The Trustee will advise Unitholders of any other material updates as they become available.

Kind regards,

KordaMentha

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 5 February 2019 8:11 AM
To: Lorraine Falzon <lfalzon@zenithgroup.mt>; lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr. Charles Borg

Dear kordamentha
Kindly note that you have confirmed to me that my e-mails will be sent to the court. I am again requesting the copies of the e-mails that have been sent to the court.
Further to your e-mail dated 2nd December 2018 i am really against the considerations taken by Kordamentha of equitable the same for all witholders matured or unmatured,before and after lm insolvency. This is a shamefull decision.

I am aldo against the distribution of the two installments to the witholders of
Australian before mpf matured funds before lm insolvency. This is also a shamefull decision.

I am still hoping and waiting for the e-mails that kordamentha have sent on my behalf to the court so that JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS WILL BE EFFECTED AS I AM EXPECTING 100 PER CENT OF MY MATURED FUNDS.

Thanking you in advance for your assistance and your earliest reply.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: Lorraine Falzon <lfalzon@zenithgroup.mt>
Date: 04/02/2019 14:32 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Cc: "'charles.c.borg'" <charles.c.borg@gmail.com>
Subject: Re: Mr. Charles Borg

Dear Kordamentha,

I am following up on your reply of 2nd December 2018, whereby you informed us and our client Mr. Charles Borg, who is in copy that you are preparing the necessary material to seek direction from the court in relation to those clients that their investment matured prior to the company put into liquidation.

Can you please confirm if this exercise is ready and awaiting direction from the court?

Kind regards,

Lorraine Falzon / Managing Director
lfalzon@zenithgroup.mt
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From: lminvestors <lminvestors@kordamentha.com>
Sent: Sunday, December 2, 2018 1:12:01 PM
To: Lorraine Falzon
Subject: RE: Mr. Charles Borg

Dear Lorraine,

Thank you for your email.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund.

Due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally. We expect that any distribution to unitholders in respect to their investments will be less than 5 cents in the dollar.

We will keep all unitholders updated in relation to the directions process and intend to provide an update to unitholders in relation to the general status of the winding up by the end of the year.

Kind Regards,

KordaMentha

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From: Lorraine Falzon <lfalzon@zenithgroup.mt>
Sent: Monday, 26 November 2018 7:21 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Re: Mr. Charles Borg

Dear Kordamentha,

Following your email below (17th August 2018) we have number of clients that their investment matured months before that the LM Managed Performance Fund was put into administration.

These clients rightly so are continuously requesting information of how their investment is going to be treated. The matter is dragging far too long and we agree with our clients that they deserve of have a clear guidance of how their investments are going to be treated.

We await for your reply.

Kind Regards,

Lorraine Falzon / Managing Director
lfalzon@zenithgroup.mt
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Cc: 'charles.c.borg'
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The Trustee has not yet commenced this process, sufficient notice will provided to all unitholders once these proceedings have commenced.

Kind Regards

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Sent: 16 August 2018 5:55 PM

To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

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These clients are very concerned that KordaMentha will treat such clients the same as any other client who's investment matured after March 2013 (after the Liquidation started). We are aware that in your last update (Update 19) a note under in section **4.1 Return of monies to Unitholders** makes reference that KordaMentha is seeking an advice from the Court in relation to number of matters including the following;

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Do you have an indication when the Court will give the advice?

Our clients and us believe that clients should not be treated the same because their investment was matured before the Court ordered the liquidation of the LM MPF.

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Thanking you in anticipation,

Kind Regards,

Lorraine Falzon

Managing Director

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From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

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Kind regards

KordaMentha

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Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 8 February 2019 5:35 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr. Charles Borg

Dear Kordamentha
Thank you for your e-mail of today 8th February 2019.
Since you have again confirmed to me that my e-mail will be sent to the court, i still in need to see which of my e-mails have been sent to the court.
So my request is simple that i need a copy of my e-mails that have been sent to the court so that the court will know exactly how to effect justice and honesty in the distribution of funds.
As i have already told you that i do not agree with the two installments that have already been paid to the witholders of australian funds before the witholders of MATURED MPF ESPECIALLY THAT MATURED BEFORE LM INSOLVENCY.
This is a very shamefull decision and i hope to receive my full amount invested that matured before lm insolvency without further delay as i have been waiting for my matured funds since 12th August 2012.
I repeat my request that i need to see the copy of my e-mails that have been sent to the court.
Thanking you once again for your assistance.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 08/02/2019 05:53 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr. Charles Borg

Dear Charles.

Thank you for your email.

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Sent: Tuesday, 5 February 2019 8:11 AM
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Subject: Re: Mr. Charles Borg

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Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: Lorraine Falzon <lfalzon@zenithgroup.mt>

Date: 04/02/2019 14:32 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Cc: "'charles.c.borg'" <charles.c.borg@gmail.com>

Subject: Re: Mr. Charles Borg

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Dear Lorraine,

Thank you for your email.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund.

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Kind Regards,

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Lorraine Falzon

Managing Director

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Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

The Trustee filed an interlocutory application (the **Application**) on 6 July 2018 seeking an order under section 101 of the Trusts Act 1973 (QLD) authorising payment of its professional fees from 15 August 2016 to 27 May 2018.

The application has been set down for hearing by a Justice of the Supreme Court at 10.00am on 7 August 2018.

On 27 November 2015, the Court made an order permitting the Trustee to serve the Application and its supporting material by (1) posting it on the website maintained by the Trustee with respect to the MPF and (2) notifying members of the nature of the Application and of the fact that the Application has been posted on KordaMentha's MPF website.

The following material has been posted on KordaMentha's MPF website, which can be accessed at http://www.kordamentha.com/creditor-information/australia/109:

- Interlocutory Application dated 4 July 2018
- Fourth Affidavit of Jarrod Villani sworn on 3 July 2018
- Exhibit JV-13 to the Fourth Affidavit of Jarrod Villani
- Orders made by Justice Applegarth on 27 November 2015

This material is available now to be downloaded by members at the above link.

Copies of the previous applications and affidavits referred to in the Fourth Affidavit of Jarrod Villani (excluding confidential exhibits) are also available for download on KordaMentha's MPF website.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 18 February 2019 4:16 AM
To: lminvestors@kordamentha.com
Subject: RE: Mr. Charles Borg

Dear Kordamentha
I would like again to remind you that till to-date i have not received the copies of my e-mails that you have sent to the court. Kindly note also that i have been requesting these e-mails several times although kordamentha have confirmed to me that my e-mails will be sent to the court and also to me.

Can you tell me why kordamentha did not apply to the court for the distribution of matured mpf which matured before lm insolvency ?

Can you tell me why there has been two installments of australian fund and nothing to mpf matured and unmatured before and after lm insolvency ?

So such decisions do not respect honesty and justice in the distribution of funds and i hope to receive a fundamental reply to these requests.

Please be advised that i have been waiting for my money since 12th August 2012 which is the date that my funds were matured.

Considering the situation of the above, it seems that my matured funds have been taken by the two installments paid to australian funds. So this is a very shamefull decesion taken by high authorities.

Can you tell me why matured funds before lm insolvency have not yet been paid?

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I hope that kordamentha will action my request without further delay.

Please do not leave me again waiting as i am really frustrated with such situation.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 08/02/2019 08:34 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr. Charles Borg

Dear Kordamentha
Thank you for your e-mail of today 8th February 2019.
Since you have again confirmed to me that my e-mail will be sent to the court, i still in need to see which of my e-mails have been sent to the court.
So my request is simple that i need a copy of my e-mails that have been sent to the court so that the court will know exactly how to effect justice and honesty in the distribution of funds.
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Regards
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Date: 08/02/2019 05:53 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr. Charles Borg

Dear Charles.

Thank you for your email.

We confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. I note that this document will be in excess of 3,000 pages. Due to the manner in which court documents are submitted **it will not be possible** to copy you in this process.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

As has been advised previously, the administration of other LM funds, including the Australian Income Fund, is not in the control of the Trustee.

The Trustee will advise Unitholders of any other material updates as they become available.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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Regards

Charles Borg

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-------- Original message --------

From: Lorraine Falzon <lfalzon@zenithgroup.mt>

Date: 04/02/2019 14:32 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Cc: "'charles.c.borg'" <charles.c.borg@gmail.com>

Subject: Re: Mr. Charles Borg

Dear Kordamentha,

I am following up on your reply of 2nd December 2018, whereby you informed us and our client Mr. Charles Borg, who is in copy that you are preparing the necessary material to seek direction from the court in relation to those clients that their investment matured prior to the company put into liquidation.

Can you please confirm if this exercise is ready and awaiting direction from the court?

Kind regards,

Lorraine Falzon / Managing Director
lfalzon@zenithgroup.mt
Zenith Group
220, Immaculate Conception Street, Msida MSD1838 · Malta
tel +356 2133 2200 fax +356 2132 2190https://zenithgroup.mt
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From: lminvestors <lminvestors@kordamentha.com>
Sent: Sunday, December 2, 2018 1:12:01 PM
To: Lorraine Falzon
Subject: RE: Mr. Charles Borg

Dear Lorraine,

Thank you for your email.

The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund.

Due to the circumstances of the Fund prior to appointment of the Trustee, and particularly due to the delays on unitholder withdrawals being implemented by the Fund, we consider it equitable that all unitholders, including those

with investments that had matured and not been paid or those which would otherwise have matured in accordance with investor instructions, be treated equally. We expect that any distribution to unitholders in respect to their investments will be less than 5 cents in the dollar.

We will keep all unitholders updated in relation to the directions process and intend to provide an update to unitholders in relation to the general status of the winding up by the end of the year.

Kind Regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: Lorraine Falzon <lfalzon@zenithgroup.mt>
Sent: Monday, 26 November 2018 7:21 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Re: Mr. Charles Borg

Dear Kordamentha,

Following your email below (17th August 2018) we have number of clients that their investment matured months before that the LM Managed Performance Fund was put into administration.

These clients rightly so are continuously requesting information of how their investment is going to be treated. The matter is dragging far too long and we agree with our clients that they deserve of have a clear guidance of how their investments are going to be treated.

We await for your reply.

Kind Regards,

Lorraine Falzon / Managing Director
lfalzon@zenithgroup.mt
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From: lminvestors <lminvestors@kordamentha.com>
Sent: Friday, August 17, 2018 12:20:27 AM
To: 'lfalzon@mfsp.com.mt'
Cc: 'charles.c.borg'
Subject: RE: Mr. Charles Borg

Dear Lorraine

Thank you for your email.

As per our update to investors dated 28 June 2018, the Trustee will be seeking Court direction in relation to the distribution methodology.

The Trustee has not yet commenced this process, sufficient notice will provided to all unitholders once these proceedings have commenced.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: lfalzon@mfsp.com.mt [mailto:lfalzon@mfsp.com.mt]
Sent: 16 August 2018 5:55 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

Good morning,

We have clients asking about their position in relation to their investment in the LM Managed Performance Fund (LMMPF).

These clients had their investment maturing months before the LMMPF was put into liquidation, with LM Investment Management Limited sending out letters to these clients informing them about the delay in payment of their redemption. LMIM confirmed that their investment remains at 100% of its original capital value.

These clients are very concerned that KordaMentha will treat such clients the same as any other client who's investment matured after March 2013 (after the Liquidation started). We are aware that in your last update (Update 19) a note under in section **4.1 Return of monies to Unitholders** makes reference that KordaMentha is seeking an advice from the Court in relation to number of matters including the following;

- The treatment of unit holdings which may have been due to mature prior to closure of the fund, in accordance with unitholder instructions, however where redemption was not processed.
- Appropriate apportionment and calculation of distribution amount amongst unitholders.

Do you have an indication when the Court will give the advice?

Our clients and us believe that clients should not be treated the same because their investment was matured before the Court ordered the liquidation of the LM MPF.

From the updates being issued by KordaMentha, we believe that LM Investment Management Limited as trustees of LM MPF did not act in the best interest of shareholders, especially that a big percentage of the fund went into one project, Madison Real Estate, which the underlying investor was Peter Drake. I suggest, that KordaMentha explores the possibility of a Compensation Scheme by the Australian Regulator, as LMIM was an authorized Company by the Australian Regulator, and they should have participated in a Compensation Scheme.

Thanking you in anticipation,

Kind Regards,

Lorraine Falzon

Managing Director

MFSP Financial

220, Immaculate Conception Street, Msida MSD1838 · MALTA

tel (356) 2133 2200 *fax* (356) 2132 2190

web www.mfsp.com.mt

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Please consider your environmental responsibility before printing this e-mail

From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

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Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
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Charles Borg

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Date: 08/02/2019 08:34 (GMT+01:00)
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 5 February 2019 8:11 AM
To: Lorraine Falzon <lfalzon@zenithgroup.mt>; lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr. Charles Borg

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To: Lorraine Falzon
Subject: RE: Mr. Charles Borg

Dear Lorraine,

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The Trustee is currently preparing materials to seek directions from the court in relation to the matter of unit holdings which may have matured prior to the closure of the Fund.

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Sent: Friday, August 17, 2018 12:20:27 AM
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KordaMentha

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Sent: 16 August 2018 5:55 PM
To: lminvestors <lminvestors@kordamentha.com>
Cc: 'charles.c.borg' <charles.c.borg@gmail.com>
Subject: Mr. Charles Borg

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Thanking you in anticipation,

Kind Regards,

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Managing Director

MFSP Financial

220, Immaculate Conception Street, Msida MSD1838 · MALTA

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web www.mfsp.com.mt

MFSP Financial Management Ltd is licensed by the Malta Financial Services Authority. MFSP Financial is also enrolled as a Tied Insurance Intermediary under the Insurance Intermediaries Act 2006, for MAPFRE Middlesea p.l.c. and MAPFRE MSV Life p.l.c. All the companies are authorised by the MFSA.

Please consider your environmental responsibility before printing this e-mail

From: lminvestors <lminvestors@kordamentha.com>
Sent: Thursday, July 19, 2018 3:31 AM
Subject: Matter Number 119172015 - Trustee application for fee approval

Dear Unitholder

The purpose of this notice is to inform you that KordaMentha Pty Ltd in its capacity as the Trustee of the LM Managed Performance Fund (the **Trustee**) has made an application to the Supreme Court of Queensland seeking approval for payment of its professional fees.

The Trustee filed an interlocutory application (the **Application**) on 6 July 2018 seeking an order under section 101 of the Trusts Act 1973 (QLD) authorising payment of its professional fees from 15 August 2016 to 27 May 2018.

The application has been set down for hearing by a Justice of the Supreme Court at 10.00am on 7 August 2018.

On 27 November 2015, the Court made an order permitting the Trustee to serve the Application and its supporting material by (1) posting it on the website maintained by the Trustee with respect to the MPF and (2) notifying members of the nature of the Application and of the fact that the Application has been posted on KordaMentha's MPF website.

The following material has been posted on KordaMentha's MPF website, which can be accessed at http://www.kordamentha.com/creditor-information/australia/109:

- Interlocutory Application dated 4 July 2018
- Fourth Affidavit of Jarrod Villani sworn on 3 July 2018
- Exhibit JV-13 to the Fourth Affidavit of Jarrod Villani
- Orders made by Justice Applegarth on 27 November 2015

This material is available now to be downloaded by members at the above link.

Copies of the previous applications and affidavits referred to in the Fourth Affidavit of Jarrod Villani (excluding confidential exhibits) are also available for download on KordaMentha's MPF website.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

Website | **Blog** | **LinkedIn** | **Twitter**



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Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 13 March 2019 5:04 PM
To: lminvestors@kordamentha.com
Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.
I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.
I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

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From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 08/01/2019 13:29 (GMT+01:00)
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Attachments: Email Correspondence with Charles Borg_Combined (1).pdf

Dear Charles

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From: charles.c.borg <charles.c.borg@gmail.com>
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Sent: Monday, 25 March 2019 10:27 AM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles,

I refer to your email dated 21 March 2019.

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

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Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

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KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

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Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

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Thanks and best regards.

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Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.
In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
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From: lminvestors <lminvestors@kordamentha.com>
Date: 25/03/2019 01:26 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

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It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

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To: lminvestors <lminvestors@kordamentha.com>
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I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

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Charles Borg

Sent from my Samsung Galaxy smartphone.

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Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

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Subject: Mr charles borg

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Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 25/03/2019 07:48 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

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Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.
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I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

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Subject: RE: Mr charles borg

Dear Mr Borg,

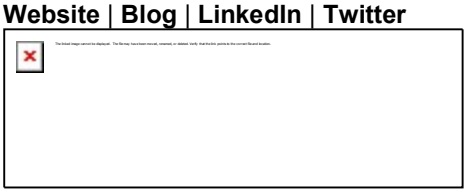
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 25/03/2019 07:48 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.
In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 25/03/2019 01:26 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 15 April 2019 3:55 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

I need a fundamemtal reply to my e-mail dated 10th April 2018. My requests has never been replied.

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 15/04/2019 04:05 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Hey Aida,

Please see the below email from Charles Borg. Given the complexity of the emails I'd appreciate your help providing him a response when you are free.

___

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
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Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

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I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

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Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

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not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
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We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

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I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

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Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

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I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

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Kind regards,

KordaMentha

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Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

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It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

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From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

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Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

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Charles Borg

Sent from my Samsung Galaxy smartphone.

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Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 15 April 2019 4:09 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

This reply does not give me any kind of help to my requested information. So your direct reply to my reauested information especially for honesty and justice in the distribution of funds will be highly appreciated. My funds were already matured before lm insolvency, before kordamentha responsabilty and also before the two installments given to austalian funds.
So this is an incredible situation from such responsable authorities.
I need my funds which had matured since 12th August 2012 as soon as possible.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 15/04/2019 04:13 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund

whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 15 April 2019 4:15 PM
To: lminvestors@kordamentha.com
Subject: Re: Recall: Mr charles borg

Dear Kordamentha

I need a fundamental reply to my e-mail dated 10th April 2019.

I have been waiting for my funds that have matured since 12th August 2012.

I need my funds as soon as possible.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 15/04/2019 04:16 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: Recall: Mr charles borg

lminvestors would like to recall the message, "Mr charles borg".

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha
Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards
Charles

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
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Sent from my Samsung Galaxy smartphone.

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Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

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Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

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From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

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To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

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Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

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Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

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So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Wednesday, 24 April 2019 4:55 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha
Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards
Charles

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 15/04/2019 04:13 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.
Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.
I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 24/04/2019 08:54 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM

To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Wednesday, 8 May 2019 10:30 AM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.
Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.
I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 24/04/2019 08:54 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.

2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 8 May 2019 4:04 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 08/05/2019 02:30 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

KordaMentha

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Website | **Blog** | **LinkedIn** | **Twitter**

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Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors@kordamentha.com
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 08/05/2019 08:03 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 08/05/2019 02:30 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
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Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

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I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Tuesday, 21 May 2019 3:54 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 08/05/2019 08:03 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 08/05/2019 02:30 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 21 May 2019 4:54 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 21/05/2019 07:54 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 8 June 2019 12:12 AM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha
As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 21/05/2019 08:54 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian

funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 21/05/2019 07:54 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

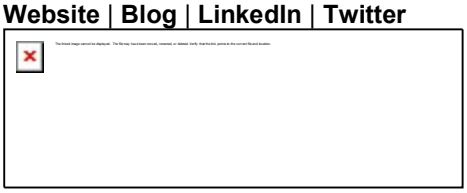
1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

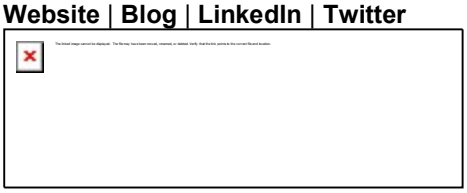
Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

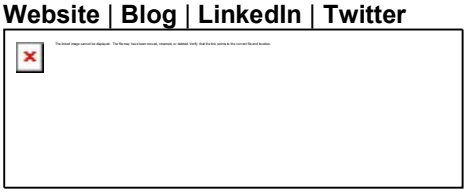
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

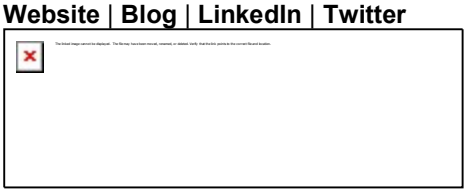
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.

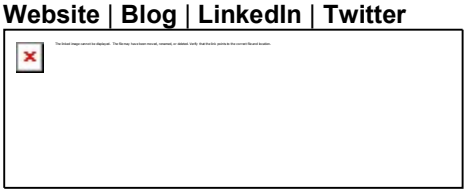
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

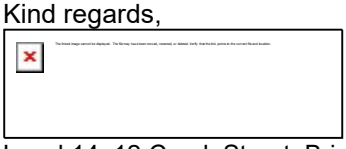
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

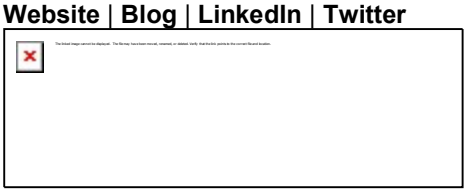
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 07/06/2019 16:11 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha
As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 21/05/2019 08:54 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 21/05/2019 07:54 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

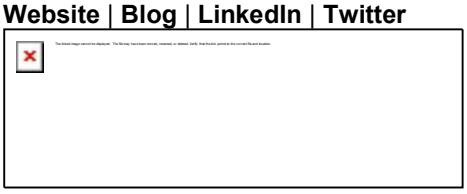
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

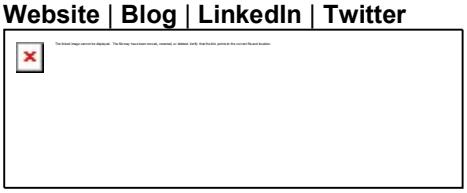
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

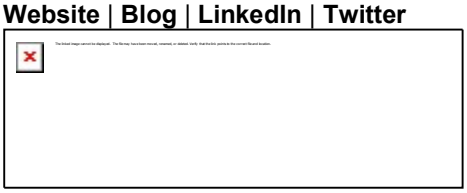
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

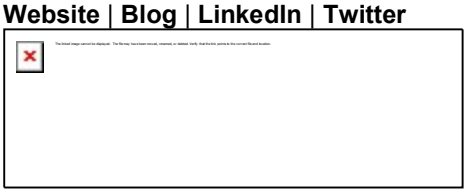
We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

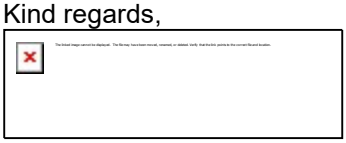
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

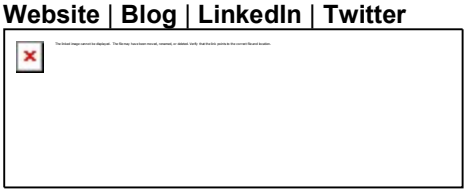
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY

UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Wednesday, 19 June 2019 10:15 AM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 07/06/2019 16:11 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha
As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 21/05/2019 08:54 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of

the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 21/05/2019 07:54 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

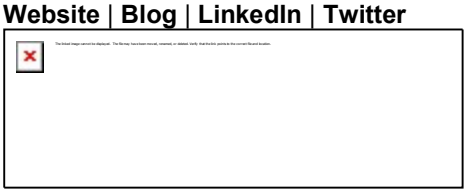
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

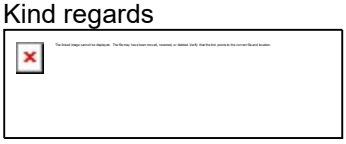
As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

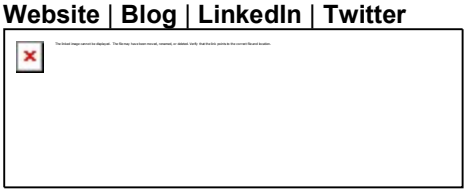
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

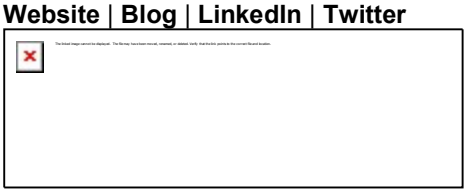
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

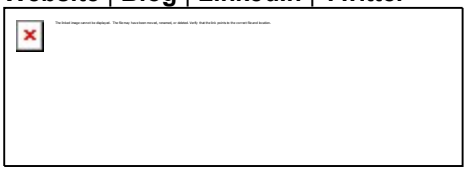
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

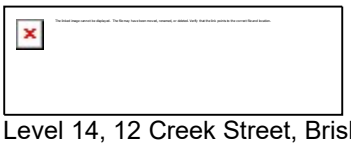
As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

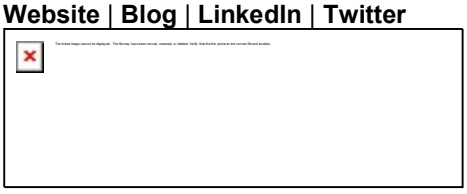
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

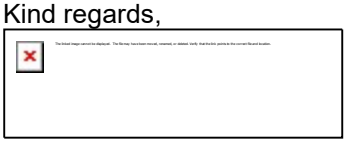
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

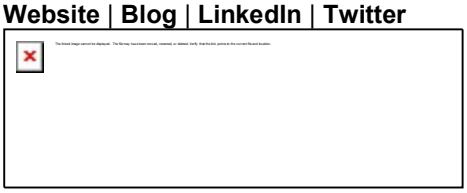
The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 19 June 2019 5:27 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 19/06/2019 02:15 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



Grow. Protect. Recover.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

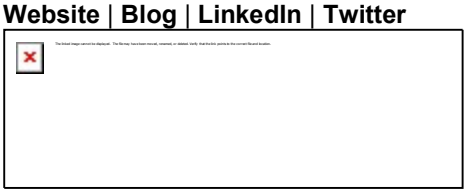
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

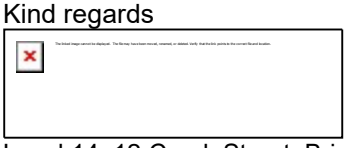
As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

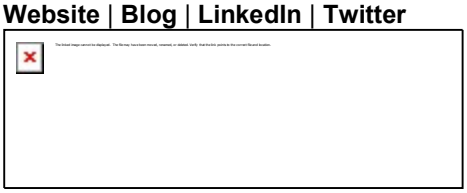
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

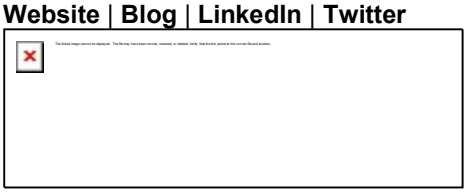
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

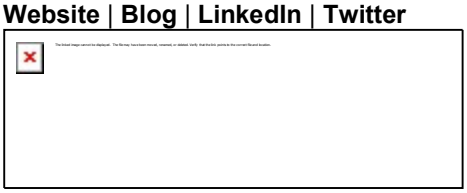
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:17 AM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 19/06/2019 09:26 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 19/06/2019 02:15 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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Grow. Protect. Recover.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.

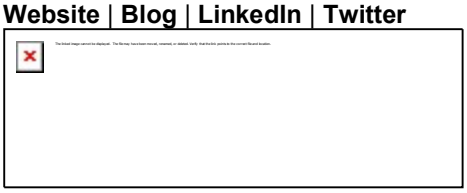
2. There has been no distribution of funds by the LM Managed Performance Fund.

3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

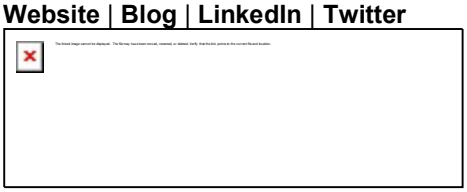
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

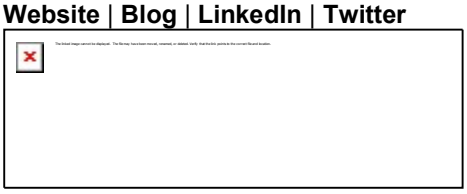
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund

whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

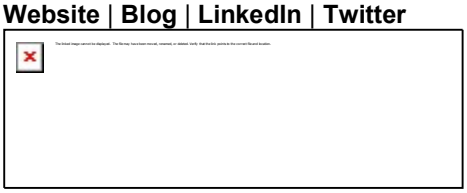
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

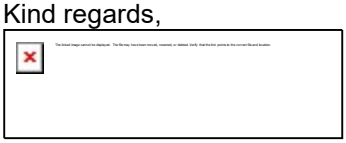
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

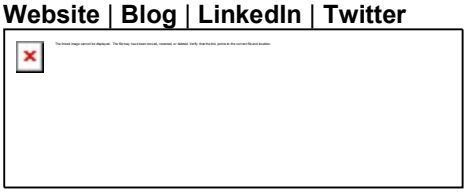
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Wednesday, 17 July 2019 2:01 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 19/06/2019 09:26 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 19/06/2019 02:15 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

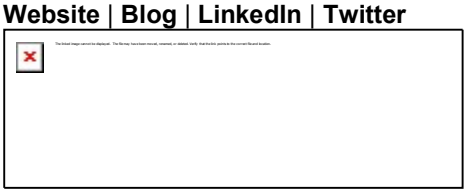
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

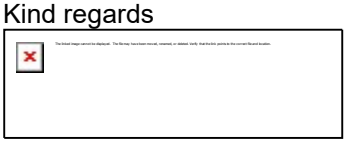
As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

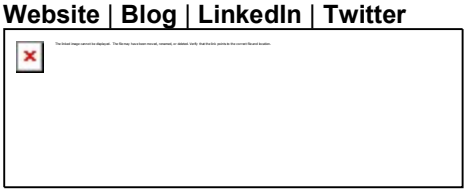
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

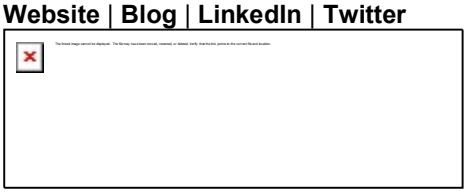
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

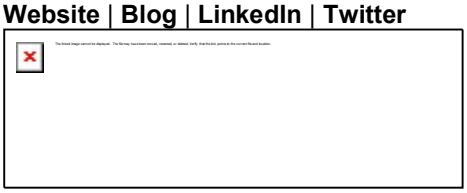
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

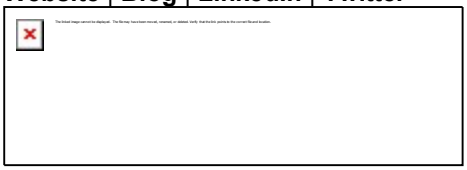
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

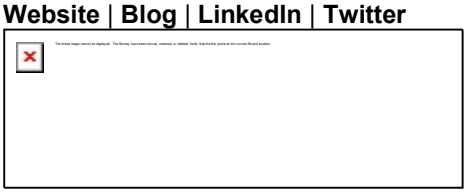
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 17 July 2019 4:12 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 17/07/2019 06:00 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



Grow. Protect. Recover.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

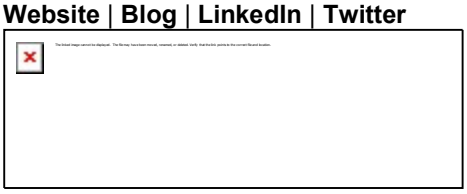
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

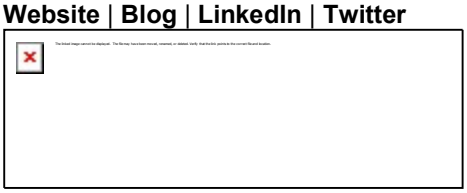
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

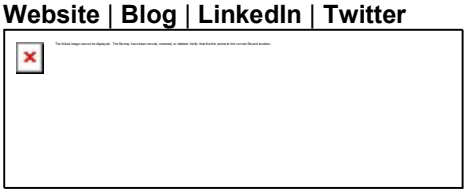
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

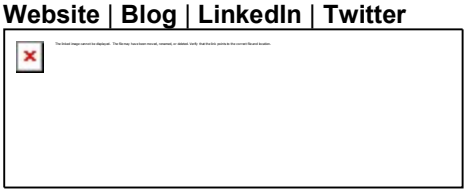
We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders

the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

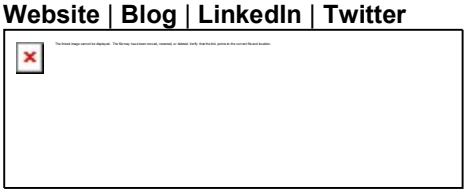
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

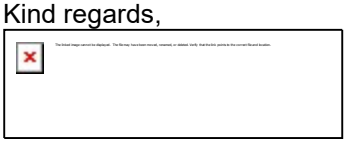
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

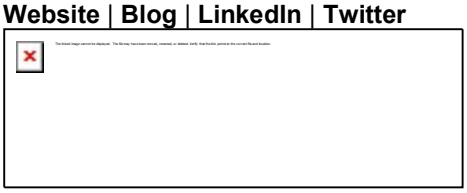
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 29 July 2019 6:37 AM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 17th July 2019.

Since i did not receive any kind of reply to my important request, i am still waiting and expecting full refund of my matured funds which were matured on the 12th August 2012 which were also matured before Kordamentha have taken their responsability.

My matured funds are still being kept by Kordamentha without any fundamental reason. The two installments that have already been distributed to australian funds should not have any kind of priority before matured funds as regards my case.

So Kordamentha should do some kind of assistance by applying for the distribution so that i may receive my full amount of funds that had MATURED SINCE 12TH AUGUST 2012.

I hope to receive some kind of a positive reply and also my matured money without further delay as i feel myself that i am being not only betrayed but also robbed.

Your assistance to my request is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 17/07/2019 08:11 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 17/07/2019 06:00 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

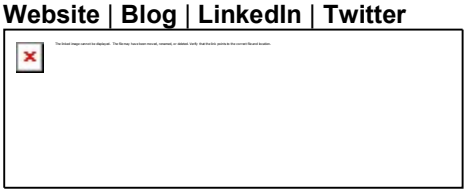
A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

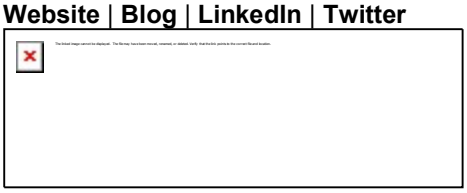
- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

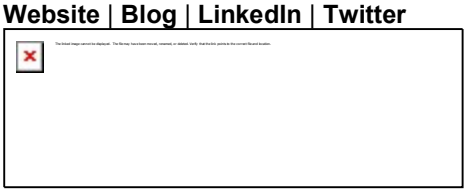
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

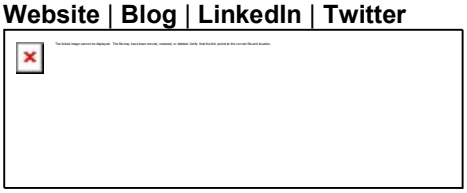
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

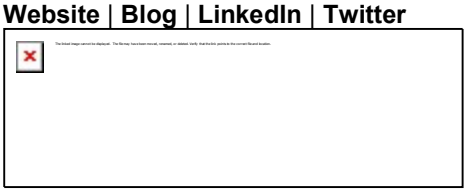
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

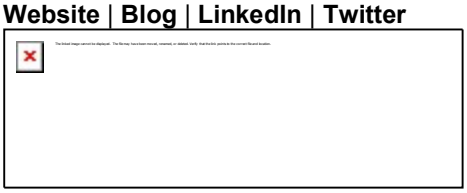
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

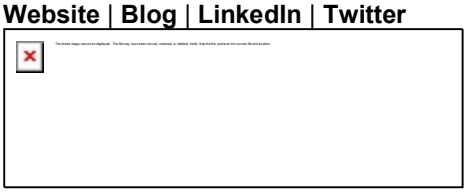
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

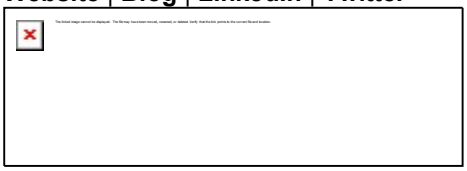
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 17/07/2019 08:11 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 17/07/2019 06:00 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

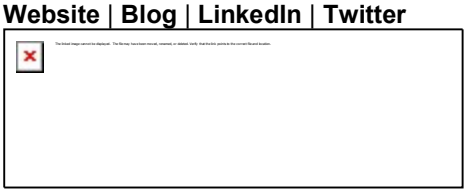
1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

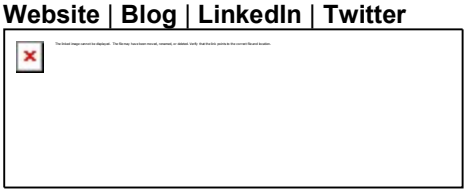
Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

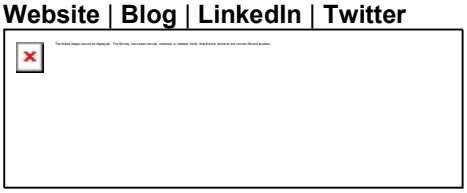
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

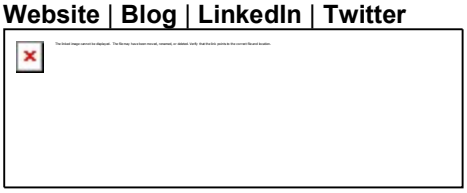
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.

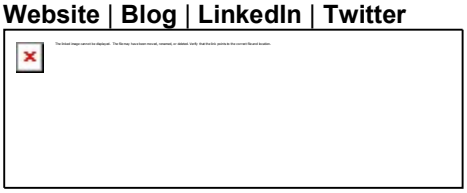
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

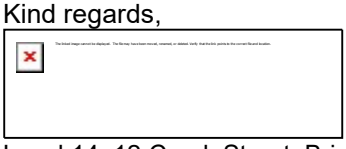
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

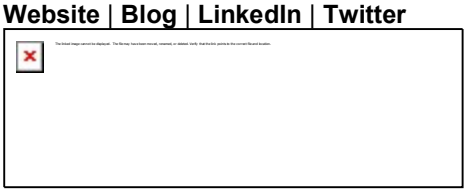
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Friday, 16 August 2019 2:49 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 17/07/2019 08:11 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 17/07/2019 06:00 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

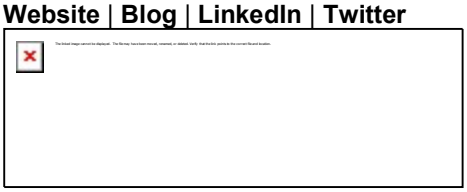
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid

BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

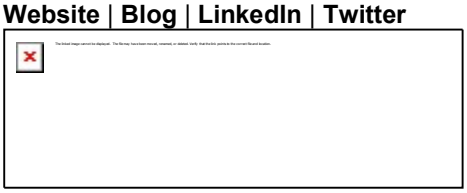
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

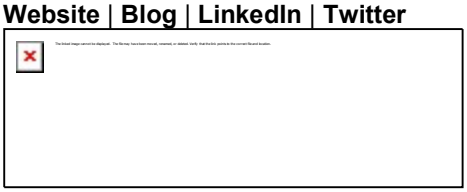
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

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Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

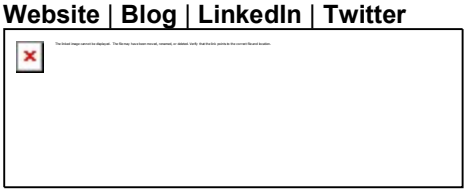
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

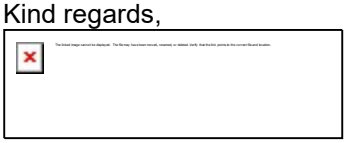
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

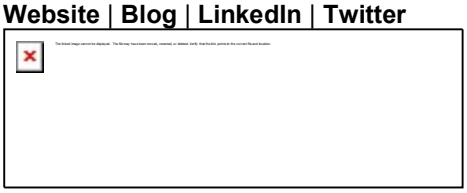
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 4:23 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 16/08/2019 06:48 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

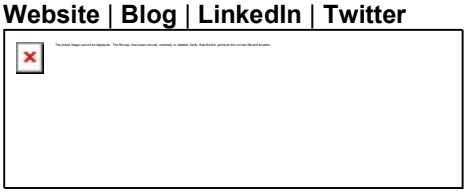
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

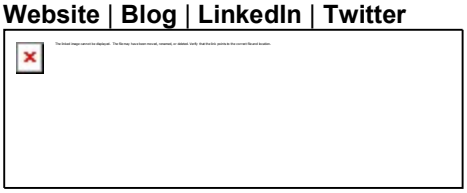
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

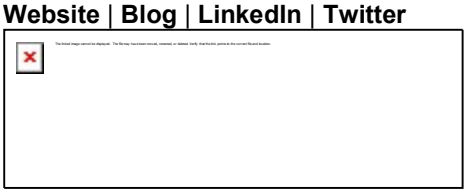
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

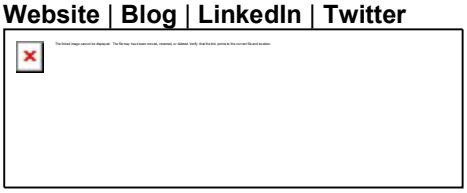
We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders

the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

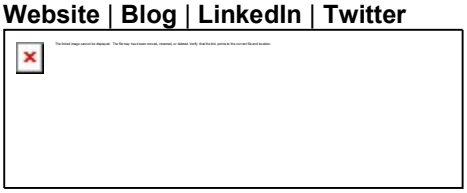
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Thursday, 21 March 2019 12:22 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

I regret to tell you that you are not replying directly to my requests.

I have requested which are the e-mails that you shall be sending to the court. I understand that you are not going to send to the court the attached e-mails because in total the attached is already 3058 pages.

I need to know why kordamentha did not apply to the court to distribute the funds which were already matured as it is my case.

I need to know why there was distribution of australian funds before matured funds as it is my case.

I regret again to tell you that you did not submit and never replied to the above requests.

I am also very surprised that now after 7 years you are blaming me for not applying the directions of the distribution of funds due to ongoing correspondence of my e-mails.

Kordamentha have taken mpf responsabilities in year 2013 and my funds were already matured in August 2012, so i cannot understand why kordamentha did not distributed the matured funds which were already liquid as it is my case.

Kindly note also that LM has written to me and promised me 100 per cent of my matured funds together with the accrued interest. Can you tell me why kordamentha have ignored lm promises and left me in this situation or kept my money or did not apply for distribution to abide by lm promisses?

I hope that kordamentha give me a direct reply to my reqests mentioned above in which i have been requesting since 2012 and never replied.

Your replies were never addressed to the above mentioned requests.

It would have been much better if you applied to the court for the distribution of matured funds just like the other entity did for the witholders of australian funds.

The witholders of australian funds have already received two instalments and my matured funds are still being kept and without any kind of refund. Is this honesty for you?

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

I hope that kordamentha reply directly to the above mentioned requests for which never been addressed.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 20/03/2019 01:36 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your emails dated 8 January 2019, 13 March 2019 and 19 March 2019.

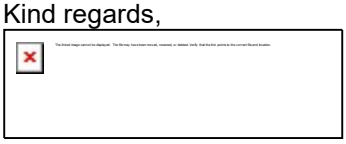
Please note that all your queries have been addressed in our emails dated 2 December 2018, 12 December 2018 and 8 February 2019.

To reiterate, we confirm that your email correspondence has been compiled to be included as an exhibit to an affidavit that will be submitted to the Court as part of the Trustee's application for directions. For your reference, attached is a document containing email correspondence up to 6 November 2018. Due to the ongoing correspondence from you, this document has not yet been updated to include email correspondence after 6 November 2018.

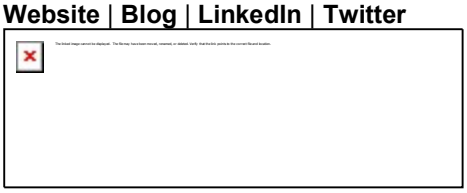
Please note that this document will be in excess of 3,000 pages. As previously advised, due to the manner in which court documents are submitted **it will not be possible** to copy you in this process. However, once the affidavit has been submitted, unitholders will be able to access a copy of the affidavit.

The timing of the application for directions is currently being considered together with the wider strategy of the winding up of the fund and we will provide an update to Unitholders in relation to this matter as soon as possible.

Kind regards,



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 19 March 2019 5:15 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Re: Mr charles borg

Dear Kordamentha

Further again to my e-mails dated 8th January and also 13th March 2019 for which i have not received any kind of reply to my request.

It seams that Kordamentha is avoiding in replying and submitting the copies of my e-mails that have been sent to the court.

It seams also that Kordamentha is avoiding in replying why i have not received MY MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY BEFORE THE DISTRIBUTED PAYMENTS TO THE INVESTORS OF AUSTRALIAN FUNDS.

KINDLY NOTE ALSO THAT SUCH DISTRIBUTION BEFORE MATURED FUNDS IS ILLEGAL BECAUSE MY FUNDS SHOULD HAVE BEEN REFUNDED AS THEY WERE LIQUID AND SHOULD NOT BE USED FOR ANY KIND OF UNMATURED FUNDS.

Please note also that i need my matured funds as soon as possible because i have been waiting nearly 7 years i.e. since 12th August 2012.

I hope that Kordamentha reply and submit my requests without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 13/03/2019 08:04 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Re: Mr charles borg

Dear Kordamentha

Further yo my e-mail dated 8th January 2019 for which i did not receive any kind of reply.

I have requested the copies of my e-mails that have been sent to the court several times and till to-date i am still without them.

I have also requested my full matured funds invested that matured BEFORE LM INSOLVENCY AND I AM STILL WITHOUT THEM.

Kindly note also that after lm insolvency there has been distribution of payments to australian funds while my matured funds which were matured before lm insolvency are still being kept by such authorities. THIS IS A VERY UNJUSTIFIED ATTITUED BECAUSE MY MATURED FUNDS WHICH WERE MATURED BEFORE LM INSOLVENCY HAS BEEN USED TO THE DISTRIBUTION OF AUSTRALIAN FUNDS.

I hope to receive a fundamental reply as i am full of anger with such unbelievable situation as i am in need of my matured funds as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/01/2019 13:29 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: Mr charles borg

Dear kordamentha

Further to my e-mail sent to you today, appreciate if you may send me copy of the e-mails that you have sent to the court.

My e-mails sent to you on the 12 th Decmber 2018 and also today may help me the get my full amount invested that have been matured since August 2012.

Since my funds were matured in August 2012, i understand that my funds have been kept by lm before and after their insolvency and also by kordamentha.

So kordamentha can send the copy of my e-mails that have been sent to the court.

Thanks and best regards.

Charles Borg

Sent from my Samsung Galaxy smartphone.

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 28 August 2019 1:35 AM
To: lminvestors@kordamentha.com
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Kindly note that i did not receive any kind of reply to my e-mail dated 16th August 2019.

I understand and insist that my MATURED FUNDS should have already been refunded because they were matured before lm insolvency, because they were promised to me by lm at 100 per cent together with accrued, because they were kept by lm without my authority over the 2 years that were invested, and also because the two installments that were already distributed to australian funds should not have any kind of priority over MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY.

I hope that Kordamentha apply to the court on my behalf to refund me my matured funds back and do not keep me anymore waiting for the complex application as i have been waiting since the maturity date i.e. 12th August 2012.

I am just requesting HONESTY AND JUSTICE FOR MY MATURED FUNDS and i understand that Kordamentha to acheive the above should apply to the court as soon as possible so that there want be discrimination in the distribution of funds and different treatment in respect of different of funds as have already been done.

I hope that Kordamentha feel my situation and apply for my funds without further delay.

Please advice at your earliest convenience.
Thanking for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 16/08/2019 08:22 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 16/08/2019 06:48 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

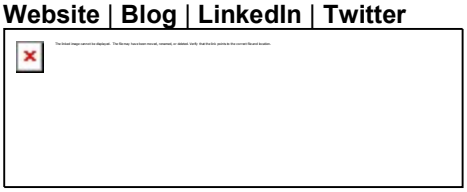
A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

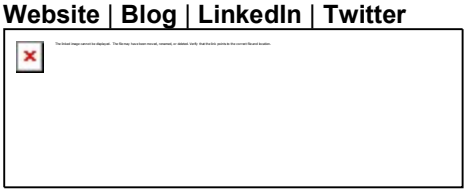
- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

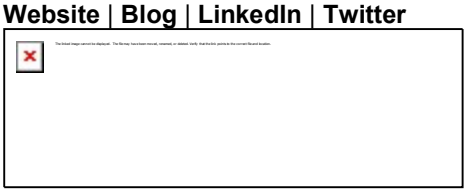
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

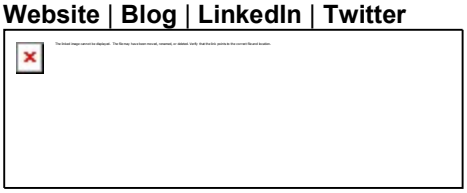
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

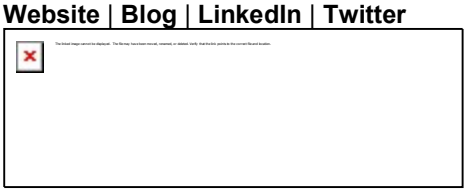
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

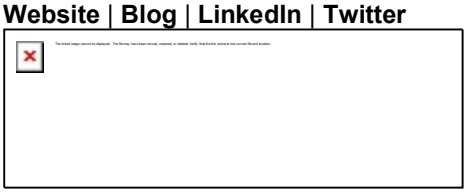
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

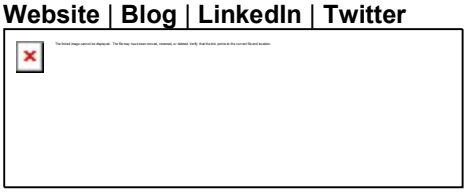
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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...

[Message clipped]

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com>
Sent: Tuesday, 3 September 2019 4:09 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

We understand the importance of distinguishing between funds that had matured prior to our appointment, such as yours, and funds that had not matured prior to our appointment.

The application will address this issue, and the Court will provide direction on how these funds will be treated.

The timing of the finalisation of our application will not affect the quantum of distribution to be made to investors.

We will continue to provide updates on the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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Grow. Protect. Recover.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 28 August 2019 1:33 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Kindly note that i did not receive any kind of reply to my e-mail dated 16th August 2019.

I understand and insist that my MATURED FUNDS should have already been refunded because they were matured before lm insolvency, because they were promised to me by lm at 100 per cent together with accrued, because they were kept by lm without my authority over the 2 years that were invested, and also because the two installments that were already distributed to australian funds should not have any kind of priority over MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY.

I hope that Kordamentha apply to the court on my behalf to refund me my matured funds back and do not keep me anymore waiting for the complex application as i have been waiting since the maturity date i.e. 12th August 2012.

I am just requesting HONESTY AND JUSTICE FOR MY MATURED FUNDS and i understand that Kordamentha to acheive the above should apply to the court as soon as possible so that there want be discrimination in the distribution of funds and different treatment in respect of different of funds as have already been done.

I hope that Kordamentha feel my situation and apply for my funds without further delay.

Please advice at your earliest convenience.
Thanking for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 16/08/2019 08:22 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 16/08/2019 06:48 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

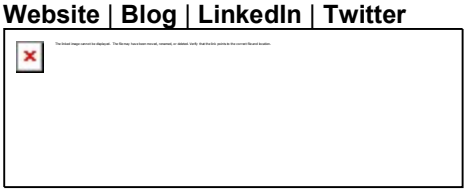
As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

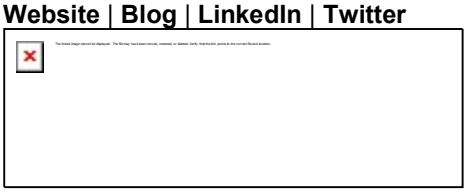
A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

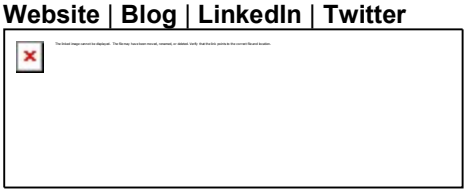
- The AIF is in a different financial position to the MPF.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

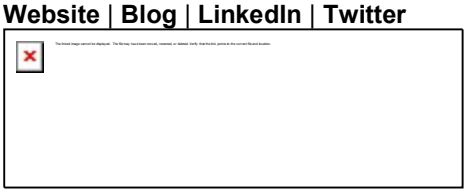
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

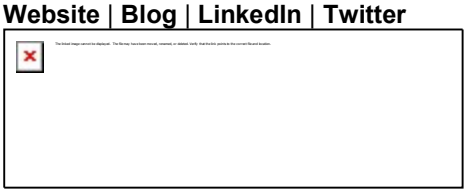
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

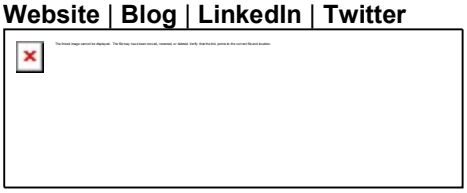
When this application process takes place your emails will be included, and you will be notified.

Kind regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia

Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

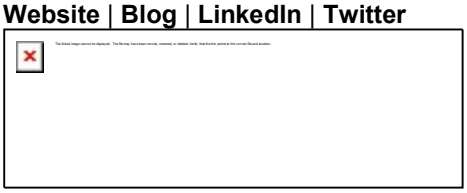
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

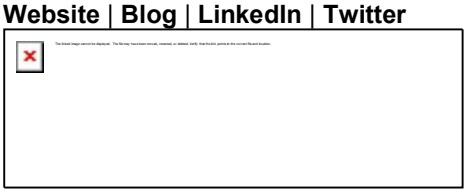
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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...

[Message clipped]

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 3 September 2019 4:52 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today and especially for the understanding the difference of matured funds before and after lm insolvency and also before and after that kordamentha have taken responsability.

But i regret to tell you that i cannot understand why Kordamentha did not apply to the court for the distribution of matured funds that matured before lm insolvency before the distribution of the two installments that have already been paid to the australian funds. This is against the law and in my opinion there has already been a discriminative attitude in the distribution of funds. The two installments that have been paid to australian funds should not have any kind of priority before my matured funds that have been matured since 12th August 2012. So i hope that Kordamentha understand this situation and apply immediatly to the court so that my funds will be refunded as promised by lm with accrued interest.

Kindly note that i am requesting JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS AND I HOPE KORDAMENTHA APPLY TO THE COURT IMMEDIATELY.

Thanking you once again for your assistance and co-operation to my situation.

Please reply and apply without further delay.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 03/09/2019 08:09 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

We understand the importance of distinguishing between funds that had matured prior to our appointment, such as yours, and funds that had not matured prior to our appointment.

The application will address this issue, and the Court will provide direction on how these funds will be treated.

The timing of the finalisation of our application will not affect the quantum of distribution to be made to investors.

We will continue to provide updates on the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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Grow. Protect. Recover.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 28 August 2019 1:33 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Kindly note that i did not receive any kind of reply to my e-mail dated 16th August 2019.

I understand and insist that my MATURED FUNDS should have already been refunded because they were matured before lm insolvency, because they were promised to me by lm at 100 per cent together with accrued, because they were kept by lm without my authority over the 2 years that were invested, and also because the two installments that were already distributed to australian funds should not have any kind of priority over MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY.

I hope that Kordamentha apply to the court on my behalf to refund me my matured funds back and do not keep me anymore waiting for the complex application as i have been waiting since the maturity date i.e. 12th August 2012.

I am just requesting HONESTY AND JUSTICE FOR MY MATURED FUNDS and i understand that Kordamentha to acheive the above should apply to the court as soon as possible so that there want be discrimination in the distribution of funds and different treatment in respect of different of funds as have already been done.

I hope that Kordamentha feel my situation and apply for my funds without further delay.

Please advice at your earliest convenience.

Thanking for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 16/08/2019 08:22 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 16/08/2019 06:48 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

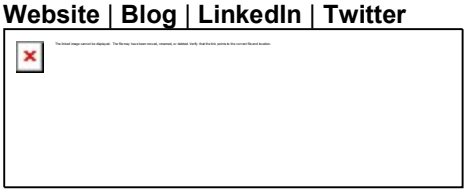
As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to

be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative

attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

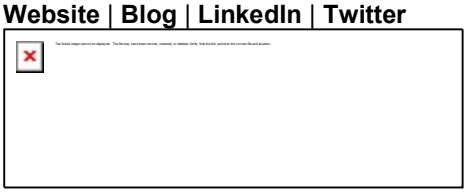
A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

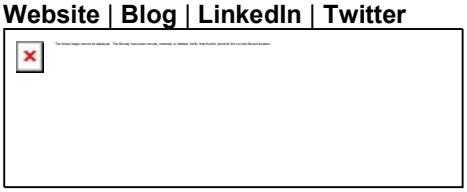
- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

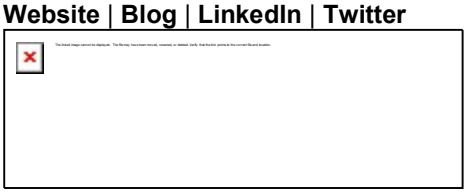
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

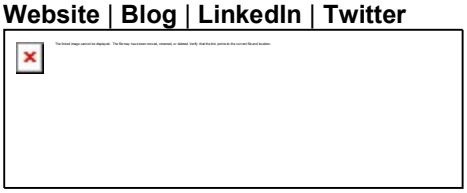
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

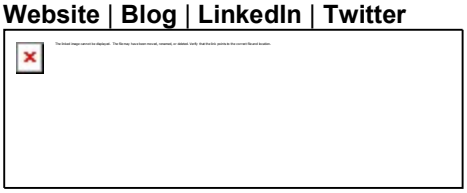
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

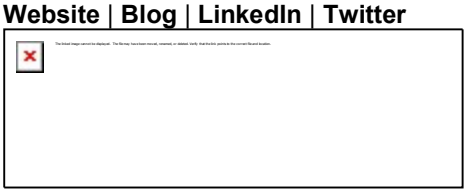
We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders

the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

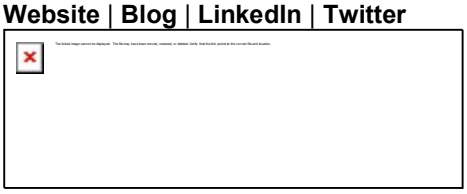
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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...

[Message clipped]

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com> on behalf of charles.c.borg
Sent: Monday, 16 September 2019 4:44 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordentha

Further to my e-mail dated 03rd September 2019 for which i did not receive any kind of reply.

By means of this e-mail i am rrquesting Kordamentha to apply to the court for the refund of my matured funds that matured on the 12th August 2012.

I still insist and understand that according to the law my funds should have been already refunded before any kind of distribution that have already been paid such as the two payments of australian funds.

So Kordamentha should apply immediately to the court so that my matured mfp funds that were already promised by lm in writing will be refunded without further delay. My funds that have been matured since 12th August 2012 are still being kept without a fundamental reason and against the law.

Your urgent assistance is highly appreciated and i hope that Kordamentha effect their application to the court for the refund of my matured funds immediatley.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 03/09/2019 08:51 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today and especially for the understanding the difference of matured funds before and after lm insolvency and also before and after that kordamentha have taken responsability.

But i regret to tell you that i cannot understand why Kordamentha did not apply to the court for the distribution of matured funds that matured before lm insolvency before the distribution of the two installments that have already been paid to the australian funds. This is against the law and in my opinion there has already been a discriminative attitude in the distribution of funds. The two installments that have been paid to australian funds should not have any kind of priority before my matured funds that have been matured since 12th August 2012. So i hope that Kordamentha understand this situation and apply immediatly to the court so that my funds will be refunded as promised by lm with accrued interest.

Kindly note that i am requesting JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS AND I HOPE KORDAMENTHA APPLY TO THE COURT IMMEDIATELY.

Thanking you once again for your assistance and co-operation to my situation.

Please reply and apply without further delay.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 03/09/2019 08:09 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

We understand the importance of distinguishing between funds that had matured prior to our appointment, such as yours, and funds that had not matured prior to our appointment.

The application will address this issue, and the Court will provide direction on how these funds will be treated.

The timing of the finalisation of our application will not affect the quantum of distribution to be made to investors.

We will continue to provide updates on the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

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Grow. Protect. Recover.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 28 August 2019 1:33 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Kindly note that i did not receive any kind of reply to my e-mail dated 16th August 2019.

I understand and insist that my MATURED FUNDS should have already been refunded because they were matured before lm insolvency, because they were promised to me by lm at 100 per cent together with accrued, because they were kept by lm without my authority over the 2 years that were invested, and also because the two installments that were already distributed to australian funds should not have any kind of priority over MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY.

I hope that Kordamentha apply to the court on my behalf to refund me my matured funds back and do not keep me anymore waiting for the complex application as i have been waiting since the maturity date i.e. 12th August 2012.

I am just requesting HONESTY AND JUSTICE FOR MY MATURED FUNDS and i understand that Kordamentha to acheive the above should apply to the court as soon as possible so that there want be discrimination in the distribution of funds and different treatment in respect of different of funds as have already been done.

I hope that Kordamentha feel my situation and apply for my funds without further delay.

Please advice at your earliest convenience.

Thanking for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 16/08/2019 08:22 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 16/08/2019 06:48 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

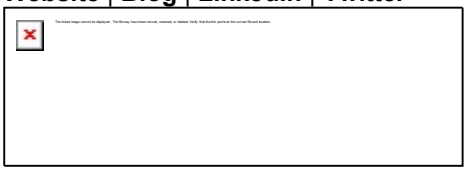
As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

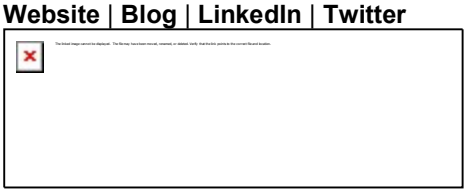
A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards



Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

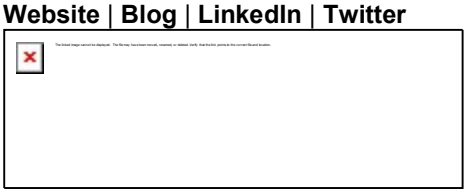
- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

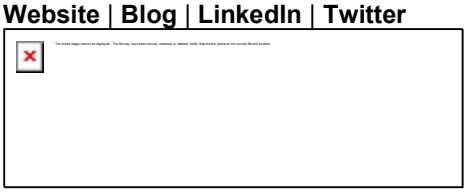
The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

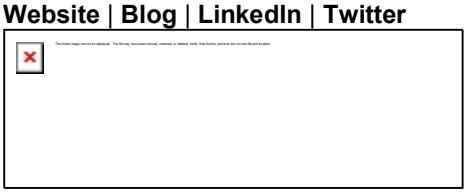
The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

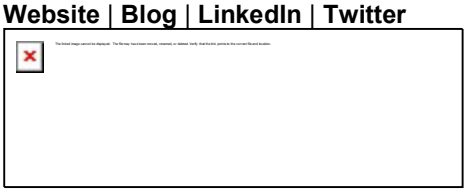
As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

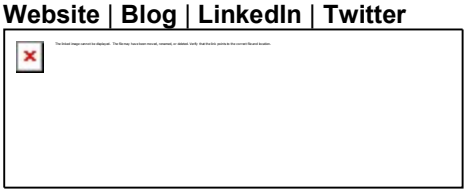
I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

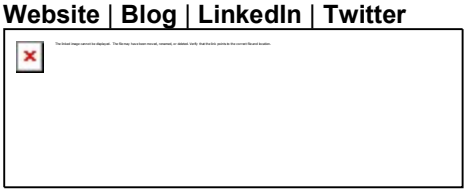
1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,



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...

[Message clipped]

Joseph Kerins

From: lminvestors <lminvestors@kordamentha.com> on behalf of lminvestors
Sent: Tuesday, 24 September 2019 4:30 PM
To: charles.c.borg@gmail.com
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 3 September 2019.

We appreciate your acknowledgment of our understanding of the difference between funds that matured prior to our appointment, and those that matured after.

It is this understanding that will form the basis of our application which will seek to address how to distribute funds such as yours, among other things.

As previously advised due to the extent and complexity of the issues involved, we are proposing to deal with the directions in at least two separate applications to the Court. Accordingly, the Trustee is unable to provide an indicative timeframe.

We'll continue to update you as to the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 16 September 2019 4:42 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordentha

Further to my e-mail dated 03rd September 2019 for which i did not receive any kind of reply.

By means of this e-mail i am rrquesting Kordamentha to apply to the court for the refund of my matured funds that matured on the 12th August 2012.

I still insist and understand that according to the law my funds should have been already refunded before any kind of distribution that have already been paid such as the two payments of australian funds.

So Kordamentha should apply immediately to the court so that my matured mfp funds that were already promised by lm in writing will be refunded without further delay. My funds that have been matured since 12th August 2012 are still being kept without a fundamental reason and against the law.

Your urgent assistance is highly appreciated and i hope that Kordamentha effect their application to the court for the refund of my matured funds immediatley.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 03/09/2019 08:51 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today and especially for the understanding the difference of matured funds before and after lm insolvency and also before and after that kordamentha have taken responsability.

But i regret to tell you that i cannot understand why Kordamentha did not apply to the court for the distribution of matured funds that matured before lm insolvency before the distribution of the two installments that have already been paid to the australian funds. This is against the law and in my opinion there has already been a discriminative attitude in the distribution of funds. The two installments that have been paid to australian funds should not have any kind of priority before my matured funds that have been matured since 12th August 2012. So i hope that Kordamentha understand this situation and apply immediatly to the court so that my funds will be refunded as promised by lm with accrued interest.

Kindly note that i am requesting JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS AND I HOPE KORDAMENTHA APPLY TO THE COURT IMMEDIATELY.

Thanking you once again for your assistance and co-operation to my situation.

Please reply and apply without further delay.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 03/09/2019 08:09 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

We understand the importance of distinguishing between funds that had matured prior to our appointment, such as yours, and funds that had not matured prior to our appointment.

The application will address this issue, and the Court will provide direction on how these funds will be treated.

The timing of the finalisation of our application will not affect the quantum of distribution to be made to investors.

We will continue to provide updates on the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

Grow. Protect. Recover.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 28 August 2019 1:33 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Kindly note that i did not receive any kind of reply to my e-mail dated 16th August 2019.

I understand and insist that my MATURED FUNDS should have already been refunded because they were matured before lm insolvency, because they were promised to me by lm at 100 per cent together with accrued, because they were kept by lm without my authority over the 2 years that were invested, and also because the two installments that were already distributed to australian funds should not have any kind of priority over MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY.

I hope that Kordamentha apply to the court on my behalf to refund me my matured funds back and do not keep me anymore waiting for the complex application as i have been waiting since the maturity date i.e. 12th August 2012.

I am just requesting HONESTY AND JUSTICE FOR MY MATURED FUNDS and i understand that Kordamentha to acheive the above should apply to the court as soon as possible so that there want be discrimination in the distribution of funds and different treatment in respect of different of funds as have already been done.

I hope that Kordamentha feel my situation and apply for my funds without further delay.

Please advice at your earliest convenience.

Thanking for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 16/08/2019 08:22 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to

include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 16/08/2019 06:48 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM

To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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...

[Message clipped]

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com> on behalf of charles.c.borg
Sent: Tuesday, 24 September 2019 9:36 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today referring to my e-mail dated 3rd September 2019.
Please be advised that i have sent also another e-mail afterwards dated 16th September 2019 wherein i have requested Kordamentha to apply to the court for the refund of my funds for the following reasons:

1. My mfp funds matured before lm insolvency.

2. My funds matured on the 12th August 2012.

3. My funds matured before Kordamentha has taken resposability of mfp funds.

4. My matured funds should have already been refunded before any kind of payment and also before the two payments that have already been paid with the authority of the court to australian funds.

5. My funds are stll being kept without any fundamental reason because my funds has been matured since 12th August 2012 and were promised to me in writing by lm at 100 per cent of my capital together with accrued interest.

So Kordamentha should apply to the court without further delay for the refund of all my matured mfp funds together with the accrued interest till todate because in my opinion these funds has been kept since 12th August 2012 against the law.

I hope that Kordamentha understand well my situation and apply to the court immediately for the refund of my matured funds that have been matured since 12th August 2012.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 24/09/2019 08:30 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 3 September 2019.

We appreciate your acknowledgment of our understanding of the difference between funds that matured prior to our appointment, and those that matured after.

It is this understanding that will form the basis of our application which will seek to address how to distribute funds such as yours, among other things.

As previously advised due to the extent and complexity of the issues involved, we are proposing to deal with the directions in at least two separate applications to the Court. Accordingly, the Trustee is unable to provide an indicative timeframe.

We'll continue to update you as to the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 16 September 2019 4:42 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordentha

Further to my e-mail dated 03rd September 2019 for which i did not receive any kind of reply.

By means of this e-mail i am rrquesting Kordamentha to apply to the court for the refund of my matured funds that matured on the 12th August 2012.

I still insist and understand that according to the law my funds should have been already refunded before any kind of distribution that have already been paid such as the two payments of australian funds.

So Kordamentha should apply immediately to the court so that my matured mfp funds that were already promised by lm in writing will be refunded without further delay. My funds that have been matured since 12th August 2012 are still being kept without a fundamental reason and against the law.

Your urgent assistance is highly appreciated and i hope that Kordamentha effect their application to the court for the refund of my matured funds immediatley.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 03/09/2019 08:51 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today and especially for the understanding the difference of matured funds before and after lm insolvency and also before and after that kordamentha have taken responsability.

But i regret to tell you that i cannot understand why Kordamentha did not apply to the court for the distribution of matured funds that matured before lm insolvency before the distribution of the two installments that have already been paid to the australian funds. This is against the law and in my opinion there has already been a discriminative attitude in the distribution of funds. The two installments that have been paid to australian funds should not have any kind of priority before my matured funds that have been matured since 12th August 2012. So i hope that Kordamentha understand this situation and apply immediatly to the court so that my funds will be refunded as promised by lm with accrued interest.

Kindly note that i am requesting JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS AND I HOPE KORDAMENTHA APPLY TO THE COURT IMMEDIATELY.

Thanking you once again for your assistance and co-operation to my situation.

Please reply and apply without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 03/09/2019 08:09 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

We understand the importance of distinguishing between funds that had matured prior to our appointment, such as yours, and funds that had not matured prior to our appointment.

The application will address this issue, and the Court will provide direction on how these funds will be treated.

The timing of the finalisation of our application will not affect the quantum of distribution to be made to investors.

We will continue to provide updates on the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 28 August 2019 1:33 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Kindly note that i did not receive any kind of reply to my e-mail dated 16th August 2019.

I understand and insist that my MATURED FUNDS should have already been refunded because they were matured before lm insolvency, because they were promised to me by lm at 100 per cent together with accrued, because they were kept by lm without my authority over the 2 years that were invested, and also because the two installments that were already distributed to australian funds should not have any kind of priority over MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY.

I hope that Kordamentha apply to the court on my behalf to refund me my matured funds back and do not keep me anymore waiting for the complex application as i have been waiting since the maturity date i.e. 12th August 2012.

I am just requesting HONESTY AND JUSTICE FOR MY MATURED FUNDS and i understand that Kordamentha to acheive the above should apply to the court as soon as possible so that there want be discrimination in the distribution of funds and different treatment in respect of different of funds as have already been done.

I hope that Kordamentha feel my situation and apply for my funds without further delay.

Please advice at your earliest convenience.

Thanking for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 16/08/2019 08:22 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 16/08/2019 06:48 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.
2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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...

[Message clipped]

Joseph Kerins

From: charles.c.borg <charles.c.borg@gmail.com> on behalf of charles.c.borg
Sent: Friday, 18 October 2019 4:48 PM
To: lminvestors@kordamentha.com
Subject: RE: Mr charles borg

Dear Kordamentha

Reference is made to my e-mail dated 24th September 2019 for which i did not receive any kind of reply.

I regret again to remind you that my pmf funds were invested with LM for only 2 years and matured on the 12th August 2012. These funds were not refunded to me by lm but kept by lm without my authority and lm promised me in writing by their letter in August 2012 that they are going to refund me 100 per cent of my capital together with the accrued interest.

Afterwards LM became insolvent and in year 2013 Kordamentha have taken resposability of such matured funds.

Till to-date my funds are still not refunded. My funds have been kept pending 7 years by Kordamentha. I understand that such garantee letter sent to me by Lm should not have been ignored. As you are aware there has already been distribution of australian funds and i understand that such distribution do not have any kind of priority on my matured funds. This is a shamefull situation and discrimitive attitude and in my opinion this is not justice and honesty.

I have requested several times to Kordamentha to apply to the court for the refund of my 100 per cent of my matured funds, but kordamentha ignored my request because their decision was to threat all investors the same for which i do not agree.

Although now kordamentha are going to do two applications to the court to distingwish such difference, i still cannot understand why kordamentha did not apply to the court for my MATURED FUNDS THAT MATURED IN AUGUST 2012 AS HAVE BEEN DONE TO AUSTRALIAN FUNDS.

I hope that Kordamentha understand well my situation and apply immediately.

Regards
Charles Borg

Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: "charles.c.borg" <charles.c.borg@gmail.com>
Date: 24/09/2019 13:35 (GMT+01:00)
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today referring to my e-mail dated 3rd September 2019.
Please be advised that i have sent also another e-mail afterwards dated 16th September 2019 wherein i have requested Kordamentha to apply to the court for the refund of my funds for the following reasons:

1. My mfp funds matured before lm insolvency.

2. My funds matured on the 12th August 2012.

3. My funds matured before Kordamentha has taken resposability of mfp funds.

4. My matured funds should have already been refunded before any kind of payment and also before the two payments that have already been paid with the authority of the court to australian funds.

5. My funds are stll being kept without any fundamental reason because my funds has been matured since 12th August 2012 and were promised to me in writing by lm at 100 per cent of my capital together with accrued interest.

So Kordamentha should apply to the court without further delay for the refund of all my matured mfp funds together with the accrued interest till todate because in my opinion these funds has been kept since 12th August 2012 against the law.

I hope that Kordamentha understand well my situation and apply to the court immediately for the refund of my matured funds that have been matured since 12th August 2012.

Regards
Charles Borg
Sent from my Samsung Galaxy smartphone.
-------- Original message --------
From: lminvestors <lminvestors@kordamentha.com>
Date: 24/09/2019 08:30 (GMT+01:00)
To: "charles.c.borg" <charles.c.borg@gmail.com>
Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 3 September 2019.

We appreciate your acknowledgment of our understanding of the difference between funds that matured prior to our appointment, and those that matured after.

It is this understanding that will form the basis of our application which will seek to address how to distribute funds such as yours, among other things.

As previously advised due to the extent and complexity of the issues involved, we are proposing to deal with the directions in at least two separate applications to the Court. Accordingly, the Trustee is unable to provide an indicative timeframe.

We'll continue to update you as to the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**



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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 16 September 2019 4:42 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordentha

Further to my e-mail dated 03rd September 2019 for which i did not receive any kind of reply.

By means of this e-mail i am rrquesting Kordamentha to apply to the court for the refund of my matured funds that matured on the 12th August 2012.

I still insist and understand that according to the law my funds should have been already refunded before any kind of distribution that have already been paid such as the two payments of australian funds.

So Kordamentha should apply immediately to the court so that my matured mfp funds that were already promised by lm in writing will be refunded without further delay. My funds that have been matured since 12th August 2012 are still being kept without a fundamental reason and against the law.

Your urgent assistance is highly appreciated and i hope that Kordamentha effect their application to the court for the refund of my matured funds immediatley.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 03/09/2019 08:51 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today and especially for the understanding the difference of matured funds before and after lm insolvency and also before and after that kordamentha have taken responsability.

But i regret to tell you that i cannot understand why Kordamentha did not apply to the court for the distribution of matured funds that matured before lm insolvency before the distribution of the two installments that have already been paid to the australian funds. This is against the law and in my opinion there has already been a discriminative attitude in the distribution of funds. The two installments that have been paid to australian funds should not have any kind of priority before my matured funds that have been matured since 12th August 2012. So i hope that Kordamentha understand this situation and apply immediatly to the court so that my funds will be refunded as promised by lm with accrued interest.

Kindly note that i am requesting JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS AND I HOPE KORDAMENTHA APPLY TO THE COURT IMMEDIATELY.

Thanking you once again for your assistance and co-operation to my situation.

Please reply and apply without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 03/09/2019 08:09 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

We understand the importance of distinguishing between funds that had matured prior to our appointment, such as yours, and funds that had not matured prior to our appointment.

The application will address this issue, and the Court will provide direction on how these funds will be treated.

The timing of the finalisation of our application will not affect the quantum of distribution to be made to investors.

We will continue to provide updates on the progress of the application as and when new information becomes available.

Kind Regards

KordaMentha

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 28 August 2019 1:33 AM

To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Kindly note that i did not receive any kind of reply to my e-mail dated 16th August 2019.

I understand and insist that my MATURED FUNDS should have already been refunded because they were matured before lm insolvency, because they were promised to me by lm at 100 per cent together with accrued, because they were kept by lm without my authority over the 2 years that were invested, and also because the two installments that were already distributed to australian funds should not have any kind of priority over MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY.

I hope that Kordamentha apply to the court on my behalf to refund me my matured funds back and do not keep me anymore waiting for the complex application as i have been waiting since the maturity date i.e. 12th August 2012.

I am just requesting HONESTY AND JUSTICE FOR MY MATURED FUNDS and i understand that Kordamentha to acheive the above should apply to the court as soon as possible so that there want be discrimination in the distribution of funds and different treatment in respect of different of funds as have already been done.

I hope that Kordamentha feel my situation and apply for my funds without further delay.

Please advice at your earliest convenience.

Thanking for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 16/08/2019 08:22 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you very much for your e-mail of today.

I still want to know why Kordamentha have not applied to the court to get the authority for the distribution of matured funds.

I cannot understand why Kordamentha have decided to threat all witholders of mfp funds the same while my funds were matured before lm insolvency, before Kordamentha have taken responsability, and before the court have decided to distribute two installments of the Australian funds. This is a shamefull situation and i cannot understand why Kordamentha is still leaving me in this situation by waiting court decision and waiting to Kordamentha to include such incredible situation within the application and till now did not apply to the court to see with their own eyes the mistakes in the distribution of funds.

Kindly note that the two installment payments that have already been distrbuted to Australian funds should not have been paid before my MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. So Kordamentha should apply to the court to get authority for the distribution of 100 per cent of my funds together with the accrued interest as have been promised by lm.

I need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS.

Thanking you once again and i hope that Kordamentha take the neccessary steps before such complex application because my funds were matured since 12th August 2012.

I hope to receive a positive reply without further delay so that Justice and Honesty in the distribution of funds will be done immediately.

Thanking once again for your assistance and co-operation.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 16/08/2019 06:48 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, the Trustee is in the process of preparing an application to the Court that seeks to address the issue of funds that matured before our appointment, such as yours.

This application is complex, and as such the timing is uncertain at this stage, however we will continue to provide you with updates as to the progress of this application.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 16 August 2019 3:57 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear kordamentha

Furher to my e-mail dated 17th Jiuly 2019.

Please be advised that i am still waiting your reply as i feel that my funds should have already been refunded because my funds matured on 12th August 2012

Kordamentha should have already applied to the court so that i shall receive 100 per cent of my matured funds. My funds should have already been refunded before the two installments that have already been paid to australian funds. This is an unjustified situation and so justice needs to prevail.

Since my funds matured before lm insolvency, before Kordamentha have taken respondability of mfp funds,before also australian funds especially the two instalments that have already been paid. So this is very serious and kordamentha should apply on my behalf as soon as possible because such distribution of funds before matured funds should not have been accepted by kordamentha.

I hope that kordamentha feel my frustration as i need my funds as soon as possible. My matured funds should have already been refunded and not kept waiting court decision because the court have already decided the two installment payments of australian funds and so kordamentha should have already applied for my matured funds to be refunded as they are more legally and honestly to be refunded before such two installments that have already been distributed.

I hope that kordamentha feel my frustration as i need my MATURED FUNDS THAT MATURED IN 12TH AUGUST 2012.

HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS SHOULD BE DONE AS LM HAVE GUARANTEED MY 100 PER CENT OF ALL MY FUNDS

Thanking you for your co-operation and assistance and i hope to receive a positive reply without further delay .

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 17/07/2019 08:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

I would like to thank you for your e-mail of today.

So now i shall be waiting copy of the application and i hope to see in it my e-mails because i still understand that matured funds before LM insolvency should have already been refunded.

Since there were two installments payments to Australian funds, I still understand that these payments should not have any kind of priority before MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY. This is a discriminative attidude because my funds are still being kept and not refunded. The financial position should not have not stopped kordamentha from applying for the refund of my matured funds.

My funds were promised and garanteed by Lm at 100 per cent togeteher with accrued interest nearly 7 years ago and till today i am still waiting for my funds that had matured since 12th August 2012.

I hope that Kordamentha feel my situation and act the neccessary measures so that i will receive my full refund of my matured funds without further delay and honesty in the distribution of funds will be done.

Thanking you once again for your co-opeation and assistance.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 17/07/2019 06:00 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

A copy of the application will be provided to you once finalised.

There has not been a distribution of funds of any kind from the LM Managed Performance Fund, nor will there be until our application to the Court has been finalised.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Monday, 8 July 2019 3:16 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 19th June 2019, please be advised that i am still waiting some kind of positive and justified reason why my matured funds have not yet been refunded.

I hope to receive a reply to my e-mail without further delay because my funds matuted on 12th August 2012 and are still being kept without justified reason.

Thanking for your earliest reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 19/06/2019 09:26 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Re point number 1

So now i understand that the application will be finalised and sent to the court this year. Appreciate if you may send me a copy of the application so that i can see my e-mails that Kordamentha have promised me.

Re point number 2

Since your application is to seek court directions such as mind, i still cannot understand why Kordamentha have decided to treat all Mpf witholders the same till todate and did not apply before for the distribution of MATURED FUNDS THAT MATURED BEFORE LM INSOLVENCY AND BEFORE KORDAMENTHA RESPOSABILITY. My funds were already liquid and should have been refunded before any kind of distribution

Re point numbet 3

The financial position of both funds should not discrimate distribution of funds especially compared to MATURED FUNDS. Since Lm had written to all witholders of matured funds and promised them in writing 100 per cent of their capital together with accrued interest, such letter should not be ignored or have been ignored. So i still understand that my funds should have already been refunded no matter AIF or MPF of their financial position and even

before those two payments because my funds matured in 12th August 2012.

I hope that you understand my three points because i am chasing matured funds and i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

MATURED FUNDS SHOULD ALREADY BEEN REFUNDED AND NOT WAITING 6 YEARS FOR COURT DIRECTIONS.

Thanking you once again and i hope that you understand my situation and i shall be waiting your assistance to my case.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 19/06/2019 02:15 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

To reply directly to your requests dated 21 May 2019:

- The timing of our application is uncertain, but is expected to be finalised in the coming months.
- The application will seek Court directions on how to treat funds that had matured prior to our appointment (such as yours).

- The AIF is in a different financial position to the MPF.

Kind Regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Tuesday, 18 June 2019 6:43 AM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent you another two e-mails dated 21st May and 7th June 2019 for which i have not received any kind of reply.

Your earliest reply will be highly appreciated as i am very surprised and frustrated with this situation related to my matured funds since 12th August 2012.

I am just chasing for my matured funds which kordamentha have kept since they have taken resposability i.e. year 2013.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

There has been already two payments to witholders of australian funds and nothing have been paid to me related to my matured funds since 12th August 2012.

This discriminitative attidude should be adjusted by effecting Justice and Honesty in the payment of distribution to all witholders of MATURED FUNDS.

I hope that i shall receive your assistance to my request without further delay.

Please reply at yout most earliest convenience.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 07/06/2019 16:11 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

As you are aware i have sent an e-mail dated 21st May 2019 requesting several important information related to my funds that have been matured since 12th August 2012 and till to-date i am still without a reply to these requests.

Appreciate if you can give me some kind of information as i need my matured funds as soon as possible.

Kindly note the date of my matured funds is 12th August 2012 and this means nearly 7 years ago and Kordamentha has already kept my matured funds 6 years now.

So i hope that you can reply such unbeleivable situation without further delay as i need HONESTY AND JUSTICE IN THE DISTRIBUTION OF FUNDS AND I NEED A COPY OF YOUR APPLICATION TO THE COURT TO SEE MY E-MAILS AS PROMISED.

Thanking you in advace for your urgent reply.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 21/05/2019 08:54 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail of today.

Kindly note again the following request for which i have requested several times and are still not replied.

Why Kordamentha have not applied to the court for the distribution of MPF funds which were already matured before lm insolvency and which already matured before the responsability taken by Kordamentha.?

Why Kordamentha has decided to treat MPF funds the same of matured and unmatured witholders? Kindly note also funds matured before lm insolvency is different to funds matured after lm insolvency. My funds were already liquid before kordamentha have taken responsability and also liquid before the two payments of australian funds.

Since you are still treating all witholders of mpf funds of matured and unmatured the same, i understand that the responsability of LM was still the same for all the funds of mpf and australian funds. But till today the distribution of the funds is different because australian funds received two payments and matured funds before lm insolvency or after lm insolvency or still unmatured are still without any kind of distribution.

I still unferstand that my matured funds should have already been refunded before any kind of distribution as lm promised me in writing 100 per cent of my funds together with accrued interest and kordamentha is still keeping my money illegally and letting other entities applying and taking as have been done the two payments of australian funds. This is a disrimitive and unjustied distrinbution and i hope that kordamentha understand such unbelievable situation.

I have been waiting for my matured funds since 12th August 2012 and i hope to see something fruitfull from kordamentha to this shamefull situation.

Can you tell me when this application will be ready?

Can you tell me why you did not apply for my matured funds which have matured since 12th August 2012.?

Can you tell me why you have decided to treat all witholders the same.?

Can you tell me why there has already distribution of australian funds before matured mpf funds.?

Can you tell me why you are letting this unjustified distriminative distribution of funds?

Your reply to the above will be highly appreciated because i need my money back urgently.

Thanking you once again and i hope not to wait any more for JUSTICE AND HONESTY.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 21/05/2019 07:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

I refer to your correspondence dated 8 May 2019.

The below points respond directly to the claims you have made in this correspondence.

1. When applying to the Court, KordaMentha will seek advice on how to treat matured funds such as your own.
2. There has been no distribution of funds by the LM Managed Performance Fund.
3. We will provide all investors with an update regarding our application to the Court once it is made.

Thank you.

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Saturday, 18 May 2019 4:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: Fwd: RE: Mr charles borg

Dear Kordamentha

Please refer to my last e-mail dated 8th May 2019 which have remained whitout any kind of reply although i am still waiting for a positive and direct reply to my several times of requests.

Your assistance and co-operation is highly requested because i need justice and honesty in the way of distribution of funds.

I still understand that there has alreadt been discrimation in the distribution of funds. My funds were matured in August 2012 and i beleive that my funds should have already been refunded especially before the two payments that have already been paid to australian funds. The financial position should not be taken into consideration by stopping payments to matured funds and especially before lm insolvency. Matured funds should have been paid

BEFORE ANY KIND OF DISTRIBUTION. I hope that you understand my situation because i need my matured funds very urgently. These funds has been kept illegally 7 years now since their maturity.

So your reply and assistance is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 08/05/2019 08:03 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

You are not replying directly to my request.

I have asked why Kordamentha when they have taken their responsabilty did not apply for the distribution of MATURED FUNDS. My funds matured in August 2012.

Why Kordamentha have decided to threat all witholders of matured and unmatured the same and accepting distribution of australian funds before MPF matured funds and also before lm i solvency. This is unjustified decision by Kordamentha and all other high authorities.

Why Kordamentha is looking to the financial position of MPF funds as on 13th March 2013 and forgetting my matured funds of 12th August 2012. This is also unjustified decision by Kordamentha and all other high authorities.

Why there was distribution of funds before Matured Funds?

I am really not satisfied with your reply and i hope that you analise my situation as i am really frustrated with the decsisions taken till todate as i feel that that my funds are being kept illegally.

My funds which matured in 12th August 2012 should have already been refunded.

Please send me as soon as possible the copy of your application so that i can see exactly my e-mails because till todate it seems that there has been already discrimation in the distribution of funds.

I hope that you study well my situation and advice kind of positivity to my matured funds that matured in 12th August 2012.

Thanking once again.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 08/05/2019 02:30 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As previously stated, we have yet to make an the application for directions.

The Trustee intends to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions, a copy of which will be provided to you.

The underlying objective of the Trustee is to make a distribution in a way which is equitable to all unitholders of the MPF and does not unfairly prejudice any unitholder.

Additionally, the financial position of the MPF at 19 March 2013 was significantly different to the financial position of other LM funds.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 24 April 2019 11:12 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to your e-mail of today.

Although it seems that we are not understanding each other, appreciate if Kordamentha send me a copy of the application so that i may recognize which of my e-mails are included.

I have requested several information but Kordamentha never answered the following:

Why Kordamentha did not apply to the court for the distribution of MATURED FUNDS BEFORE LM INSOLVENCY according to my case.

Why there has been distribution of two installments of australian funds before MY MATURED FUNDS.

I hope to receive reply to the above requested information and also the copy of the application as i need to see JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Your assistance and co-operation to the above is highly appreciated.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 24/04/2019 08:54 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles

As we have previously stated, the Trustee does intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions in relation to matured investments.

When this application process takes place your emails will be included, and you will be notified.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Friday, 19 April 2019 3:59 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further again to your e-mail i am still requesting and waiting for the copies of my e-mails that will be sent to the court.

Regards

Charles

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 15/04/2019 04:13 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Mr Borg,

I refer to our response dated 25 March 2019.

We are yet to apply to the Court. When this process takes place, the Trustee intends to include your emails.

Kind regards

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
Website | **Blog** | **LinkedIn** | **Twitter**

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From: charles.c.borg <charles.c.borg@gmail.com>
Sent: Wednesday, 10 April 2019 4:20 PM
To: lminvestors <lminvestors@kordamentha.com>
Subject: RE: Mr charles borg

Dear Kordamentha

Further to my e-mail dated 25th March 2019 for which i did not receive any kind of reply.

Kindly note that till to-date, i have not received the copies of my e-mails that will be sent to the court although you have promised me.

I am also still without any kind of reply why Kordamemtha did not apply to the court for the distribution of MATURED MPF THAT WERE MATURED BEFORE LM INSOLVENCY. These were already liquid and were already promised by lm to be refunded at 100 per cent together with accrued interest by their letters sent to all witholders of matured funds.

Please advice why Kordamentha ignored such letters and why Korfamentha is still threatining the same of all witholders the SAME of matured and unmatured.

Since there has been two installments of australian funds, it is unjustified to me that i am still without my matured funds.

I need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

My matured funds before lm insolvency are still being kept against the law while other witholders of australian funds have already received two installments. Is this honesty and justice for us who had matured funds before lm insolvency?

I hope that Kordamentha understand my situation and advice a fundamental reply to such situation as my funds had matured since August 2012 which is before any entity had taken responsability of our matured funds.

Thanking you in advance and o shall be waitimg from you as soon as possible.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: "charles.c.borg" <charles.c.borg@gmail.com>

Date: 25/03/2019 07:48 (GMT+01:00)

To: lminvestors <lminvestors@kordamentha.com>

Subject: RE: Mr charles borg

Dear Kordamentha

Thank you for your e-mail sent to me today.

Although now you are telling me that there has been some misunderstand, i am still not satisfied with your replies to my requests.

Kindly note also that i do not have any kind of regrets if all my e-mails will be sent to the court because i need justice in the distribution of funds.

Please be advised since there was distribution of funds after LM insolvency, in my opinion my MATURED FUNDS BEFORE LM INSOLVENCY SHOULD HAVE ALREADY BEEN REFUNDED. Kordamentha has treated all mfp witholders the same of matured funds and unmatured funds and in my opinion this is a wrong decision taken by kordamentha. Although kordamentha is not involved in the financial matters of Australian funds, my situation is different because my funds were MATURED BEFORE LM INSOLVENCY AND LM PROMISED 100 PER CENT OF MY FUNDS INVESTED TOGETHER WITH ACCRURED INTEREST. Kordamentha has ignored lm promises in their letters writing to all witholders of matured funds that have been written to us before their insolvency. My funds were 100 per cent due to me and trustee should have abided lm promises and there should not have been any kind of distribution of fund whether mfp or australian because their financial position should not have any kind of preference especially of matured funds before lm insolvency.

In my case my funds were liquid and were due before any kind of distribution and so i hope that kordamentha address to the court my point.

I hope that kordamentha understand and address my request so that my funds will be refunded as soon as possible and kindly note that i need honesty in the distribution of funds and i will always be available on my mobile number 79593507.

I repeat my point, my funds matured before lm insolvency, before AIF and kordamentha have taken their responsabilities and so my funds were already liquid to be refunded according to lm promises and should have never been used to any kind of lm funds or depended to any kind of financial position because my funds were MATURED BEFORE LM INSOLVENCY.

I hope that kordamentha understand my point to address not only to me but especially to the court because again i repeat i need JUSTICE AND HONESTY IN THE DISTRIBUTION OF FUNDS.

Thanking you once again for your co-opeation and assistance and i hope to receive my 100 per cent of my matured funds since year 2012 without further delay.

Regards

Charles Borg

Sent from my Samsung Galaxy smartphone.

-------- Original message --------

From: lminvestors <lminvestors@kordamentha.com>

Date: 25/03/2019 01:26 (GMT+01:00)

To: "charles.c.borg" <charles.c.borg@gmail.com>

Subject: RE: Mr charles borg

Dear Charles,

It appears as though there has been some misunderstanding. The Trustee **does** intend to include your emails as an annexure to an affidavit to be submitted to the Court as part of the Trustee's application for directions. The directions will address a number of matters relating to distribution to unitholders, including whether accounts which had matured prior to the winding up will have any priority in the distribution process. The document that was sent to you will be updated to include all correspondence after 6 November 2018 before any submission to the Court.

As we have advised on numerous occasions, KordaMentha are Trustee of the Managed Performance Fund ('MPF'). KordaMentha are not Trustee of any other LM Fund, including the Australian Income Fund ('AIF'). The financial position of the MPF was and remains significantly different to the financial position of the AIF. Furthermore, the AIF is not involved in the current litigation which is preventing the Trustee from making a distribution of general trust funds to investors.

To simplify the above and respond directly to your questions:

1. The Trustee does intend to apply to the Court for directions in relation to matured investments.

2. Due to legal action which has been taken against the MPF, the Trustee has not yet been able to make a distribution of general trust funds to investors and as a result has not yet applied for the above mentioned directions.
3. The AIF is in a different financial position to the MPF and is also not involved in the above mentioned litigation.

We have advised previously that we would be available for a phone call to discuss your particular situation. If you would like to arrange a phone call, please advise of a few times in Australian business hours that would be convenient to you.

Kind regards,

Level 14, 12 Creek Street, Brisbane QLD 4000, Australia
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[Message clipped]