

COMMONWEALTH OF THE BAHAMAS
IN THE SUPREME COURT
COMMON LAW AND EQUITY SIDE

SUPREME COURT

MAY 31 2019

Nassau, Bahamas

2015/CLE/gen/No.01451
2014/CLE/gen/No.01620

BETWEEN

JUNKANOO ESTATES LTD

First Plaintiff

YURI STAROSTENKO

Second Plaintiff

IRINA STAROSTENKO

Third Plaintiff

AND

UBS (Bahamas) LTD (In Voluntary Liquidation)

Defendant

(Actions and Counterclaims consolidated by Order of the Judge dated 4 November 2015)

19TH AFFIDAVIT - A VOLUNTARY RESPONSE TO REQUEST FOR FURTHER INFO

I, Yuri Starostenko, of the Western District of the New Providence Island, one of the Islands of the Commonwealth of The Bahamas, the above-named Second Plaintiff, make oath and state as follows:

1. I am a material witness on behalf of the Plaintiffs in this case.
2. I make this Affidavit from documents and information within my own knowledge and which I believe to be true.
3. This Affidavit is a voluntary response to a request for further information by way of an application by the Defendant pursuant to Order 18 rule 12 and Order 24 rule 10 of the Rules of the Supreme Court and/or the inherent jurisdiction of the Court made by a summons filed on 17th April 2019 (the "Summons") with return date 15th July 2019, as follows from the Notice of Hearing filed on 23rd May 2019.
4. As it relates to paragraph (1) of the Summons, to the best of my knowledge, information and belief, other than that what has already contained in the Plaintiffs' Statement of Claim filed on 14th November 2017 (the "Statement of Claim"), in all affidavits filed during the period preceding this affidavit, in the Proposed Trial Bundle of Documents for the Plaintiffs filed on 18th March 2019, in the Witness Statements filed and served on 23rd and 26th April 2019, in the Expert Report filed on 27th May 2019, served on 28th May 2019, the Plaintiffs do not have any additional particulars of the Statement of Claim.
5. As it relates to paragraph (2) of the Summons, to the best of my knowledge, information and belief, other than that what has already exhibited to all affidavits filed during the period preceding this affidavit and contained in the Proposed Trial Bundle of Documents

for the Plaintiffs filed on 18th March 2019 the Plaintiffs do not have any additional document that are or have been at any time in their possession, custody or power relating to the matters in question in this action specified in Schedule 1 to the Summons.

6. As it relates to paragraph (3) of the Summons, to the best of my knowledge, information and belief, the Plaintiffs do not have any further and better list of documents that are or have been at any time in their possession, custody or power relating to the matters in question in this action specified in Schedule 1 to the Summons.
7. The Case Management Order given on 6th July 2018 in paragraphs 8 to 10 reads:

"8. An Agreed Statement of Facts and Issues be filed on or before 2 July, 2019, save that in the event no such agreement is arrived at or there is only a partial agreement between the parties as to the facts and issues of the action, the parties shall file their respective Statement of Facts and Issues within the mentioned period containing such facts and issues as are not agreed by the parties.

9. The parties return for a Pre-Trial Review before His Lordship the Honourable Mr Justice Ian Winder on 1 August, 2019 at 9:30 o'clock in the forenoon;

10. The trial of this action shall take place before His Lordship Mr Justice Ian Winder, sitting alone, for 1 week beginning on 23 September, 2019 at 10:00 o'clock in the fore-noon."

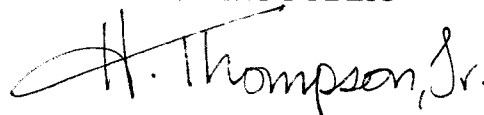
8. I truly believe that the Statement of Claim contains the necessary particulars of all 12 claims contained in it within the meaning of Order 18 Rule 12 of the Rules of the Supreme Court (the "RSC") and it is NOT necessary to give any additional particulars of it taking in account the facts that Defendant had filed a defence on 28th November 2017 and an amended defence on 13th December 2018 with leave of this Honorable Court, in the opinion of which an order under Order 18 Rule 12 of the RSC was NOT necessary or desirable to enable the Defendant to plead its amended defence, having any reason for such an application.
9. I truly believe that the facts and circumstances referred to above the Defendant would at all stages of the proceedings have had full knowledge.

SWORN to at New Providence, The Bahamas)

This 31 day of ~~January~~ MAY, A.D., 2019)



Before Me,
NOTARY PUBLIC



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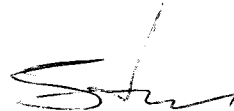
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YURI & IRINA STAROSTENKO

Roofless since 27 February 2018

New Providence, The Bahamas

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Second and Third Plaintiffs Pro Se