

NOTICE AND PROOF OF CLAIM FORM

UNITED STATES DISTRICT COURT DISTRICT OF CONNECTICUT

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

FRANCISCO ILLARRAMENDI, HIGHVIEW
POINT PARTNERS, LLC and MICHAEL
KENWOOD CAPITAL MANAGEMENT, LLC,

Defendants, and

HIGHVIEW POINT MASTER FUND, LTD.,
HIGHVIEW POINT OFFSHORE, LTD.,
HIGHVIEW POINT LP, MICHAEL KENWOOD
ASSET MANAGEMENT, LLC, MK ENERGY
AND INFRASTRUCTURE, LLC, and MKEI
SOLAR, LP

Relief Defendants.

Case No. 1:11-cv-00078

Honorable Janet B. Arterton

**NOTICE OF BAR DATE FOR ASSERTING CLAIMS AND PROOF
OF CLAIM FORM INSTRUCTIONS**

YOU ARE RECEIVING THIS NOTICE BECAUSE YOU ARE A PERSON OR ENTITY WHO MAY POTENTIALLY HAVE A CLAIM IN THIS MATTER BECAUSE OF YOUR AFFILIATION AND/OR BUSINESS RELATIONSHIP WITH ONE OF THE ENTITIES LISTED HEREIN. ENCLOSED YOU WILL FIND A CLAIM/INTEREST FORM (A “PROOF OF CLAIM”) TO BE USED IN ASSERTING A CLAIM AGAINST ANY OF THE FOLLOWING ENTITIES (THE “HVP RECEIVERSHIP ENTITIES”):

**Highview Point Master Fund, Ltd.
Highview Point Offshore, Ltd.
Highview Point LP**

YOU SHOULD FILE THIS PROOF OF CLAIM TO REPORT ANY CLAIM YOU MAY HAVE AGAINST ANY OF THE HVP RECEIVERSHIP ENTITIES.

YOU SHOULD FILE THIS PROOF OF CLAIM TO REPORT ANY EQUITY INTEREST YOU ASSERT YOU MAY HAVE IN ANY OF THE HVP RECEIVERSHIP

ENTITIES.

YOUR ASSERTION OF A CLAIM OR INTEREST IN ANY OF THE HVP RECEIVERSHIP ENTITIES SHOULD INCLUDE, BUT NOT BE LIMITED TO, ANY CLAIM FOR SERVICES PROVIDED AND/OR GOODS SOLD AS WELL AS ANY MONIES PAID TO ANY OF THESE ENTITIES FOR LOAN OR INVESTMENT PURPOSES.

IT IS VERY IMPORTANT THAT YOU COMPLETELY AND ACCURATELY FILL OUT THIS FORM AND FILE IT BY RETURNING IT WITH SUPPORTING DOCUMENTS ON OR BEFORE 5:00 P.M. EASTERN TIME ON JUNE 20, 2013 (THE “BAR DATE”) TO THE COURT-APPOINTED RECEIVER AT THE FOLLOWING MAILING OR EMAILING ADDRESSES:

**Highview Point Funds Receivership Estate
C/O FTI Consulting
3 Times Square
New York, NY 10036
MKGReceivership@fticonsulting.com (PDF FORMAT ONLY)**

IN CALCULATING THE AMOUNT OF YOUR CLAIM, PLEASE INCLUDE ONLY THE PRINCIPAL AMOUNT OWED TO YOU OR INVESTED BY YOU LESS ALL CREDITS, OFFSETS, AND PAYMENTS RECEIVED BY YOU. DO NOT ADD ANY INTEREST, PENALTIES, OR OTHER CHARGES.

SHOULD YOU FAIL TO RETURN THIS PROOF OF CLAIM FORM TO THE RECEIVER ON OR BEFORE 5:00 P.M. EASTERN TIME ON JUNE 20, 2013, YOUR ASSERTION OF A CLAIM OR INTEREST AGAINST ANY OF THE HVP RECEIVERSHIP ENTITIES MAY BE DISALLOWED, MEANING THAT YOU WILL NOT RECEIVE ANY DISTRIBUTION OR PAYMENTS.

YOU MAY DETERMINE THE NAMES OF RELATED ENTITIES THAT WERE PART OF THE RECEIVERSHIP PRIOR TO THE ADDITION OF THE HVP RECEIVERSHIP ENTITIES (THE “RELATED ENTITIES”), OBTAIN A PROOF OF CLAIM FORM, AND REVIEW OTHER INFORMATION ABOUT THE RECEIVERSHIP BY VISITING THE RECEIVERSHIP WEBSITE AT: www.michaelkenwoodgroupreceivership.com.

PLEASE ALSO NOTE THAT THE BAR DATE FOR CLAIMS AGAINST THE RELATED ENTITIES HAS EXPIRED. CLAIMS MAY BE FILED ONLY AGAINST HVP RECEIVERSHIP ENTITIES.

PLEASE ALSO NOTE THAT ALL CLAIM / INTEREST FORMS SUBMITTED ARE SUBJECT TO REVIEW AND OBJECTION BY THE RECEIVER AND THE SUBMISSION OF A CLAIM FORM DOES NOT GUARANTEE ALLOWANCE OF YOUR CLAIM AND/OR INTEREST.

IF YOUR MAILING ADDRESS OR EMAIL ADDRESS CHANGES AFTER SUBMITTING THIS FORM TO THE RECEIVER, PLEASE NOTIFY THE RECEIVER OF YOUR NEW ADDRESS AS SOON AS POSSIBLE. IT IS YOUR RESPONSIBILITY TO KEEP THE RECEIVER ADVISED OF YOUR CURRENT ADDRESS.

DUE TO THE POTENTIALLY LARGE NUMBER OF CLAIMS IN THIS MATTER AND THE NEED TO THOROUGHLY VERIFY EACH ONE, THE PROCESS OF COLLECTING, EVALUATING, AND PRESENTING ALL RELEVANT INFORMATION TO THE COURT MAY BE LENGTHY. YOU CAN FACILITATE THE PROCESS BY FOLLOWING THE INSTRUCTIONS CONTAINED ON THE PROOF OF CLAIM FORM CLOSELY, EXPLAINING ALL RELEVANT INFORMATION AS CLEARLY AS POSSIBLE, AND INCLUDING ALL DOCUMENTS THAT WILL VALIDATE YOUR CLAIM.

ONCE ALL COMPLETED PROOF OF CLAIM FORMS HAVE BEEN PROCESSED, THE RECEIVER WILL MAKE A RECOMMENDATION TO THE COURT CONCERNING THE AMOUNT EACH CLAIMANT IS OWED OR NOT OWED. THE RECOMMENDATION WILL BE BASED ON THE INFORMATION CONTAINED IN THE PROOF OF CLAIM FORMS RECEIVED, INFORMATION OTHERWISE ACQUIRED BY THE RECEIVER, AND INFORMATION KNOWN BY OR PROVIDED TO THE COURT.

SHOULD YOU HAVE ANY QUESTIONS, PLEASE USE THE CONTACT INFORMATION BELOW:

PHONE: 646-485-0566

EMAIL: MKGReceivership@fticonsulting.com

**PROOF OF CLAIM FORM FOR THE
HIGHVIEW POINT FUNDS RECEIVERSHIP ESTATE**

Claimant name: _____

Other Entity name(s) (if different from Claimant name): _____

Address: _____

Email: _____

Telephone number: _____

Social Security Number or Tax ID: _____

Contact name (including Counsel): _____

Address: _____

Email: _____

Telephone number: _____

Indicate entity against which you assert an amount owed by checking the appropriate box below. (Check only one entity per form).

- Highview Point Master Fund, Ltd Highview Point Offshore, Ltd Highview Point LP
 Other: _____ (attach explanation)

1. Claim for money balances:

- a. The Entity owes me a Credit (Cr.) Balance of \$ _____
b. I owe the Entity a Debit (Dr.) Balance of \$ _____

2. Please check all boxes that apply to you and provide the requested information at the end of this Proof of Claim Form or attach separate sheets:

- Trade Creditor.
Claimants who did business with the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP on credit (including consultants, professionals, contractors, and advisors) and have past due payments. Please provide all documents evidencing such an arrangement.
- Unsecured Lenders.
Lenders whose loans and other obligations to the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP were not secured by collateral. Please explain the nature of the obligations, the facts giving rise to the obligation, and all documents evidencing the same.
- Secured Lenders.
Lenders whose loans and other obligations to the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP were secured by collateral. Please explain the nature of the obligation, the facts giving rise to the obligation, a description of the collateral, and all documents evidencing the same.
- Fund or Entity Investors.
Claimants who invested money with the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP and have not been fully reimbursed. Please provide all documents evidencing such an arrangement.
- Taxing and Other Governmental Authorities.
Federal, state, or local taxing or other governmental authorities to which the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP has an outstanding obligation. Please provide all documents evidencing such obligations.
- Other.
Please explain the nature of the obligation, the facts giving rise to the obligation, the amount owed, the date the obligation arose, and all documents evidencing the same.

Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your proceeds to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to your claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the entity, proof of wire transfers, etc.) of your deposits of cash or securities with the entity from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the entity.

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS PROVIDED TO RECEIVER WILL NOT BE RETURNED AND MAY BE DESTROYED AFTER SCANNING.

**PROOF OF CLAIM FORM FOR THE
HIGHVIEW POINT FUNDS RECEIVERSHIP ESTATE**

3. Additional information/questions (if response does not fit in allotted space, please attach additional pages):

a. List any and all lawsuits or other legal proceedings you have participated in related to these cases. Please provide the name and case number of the lawsuit or proceeding, the name of your attorney, and the filing location.

b. If you decided to invest any monies or other items of value with the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP but were unable to actually complete the transaction, please provide any and all information related to such an attempt.

c. How did you learn about the Highview Point Funds Receivership Estate?

d. Did you cause anyone else to deposit funds or invest with the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? If so, please list their names and contact information.

e. Have you ever met personally with the principals of the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? ____NO ____ YES. If so, please explain and include dates and locations.

f. Do you have any written or email correspondence with the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? ____NO ____ YES. If so, please attach a copy to this form.

g. Do you have any information that may assist us in tracing assets of the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP thereby increasing the return to depositors? ____NO ____ YES. If so, please explain.

h. Do you have any knowledge of bank accounts, automobiles, land, cash, long term investments, short term investments, or other assets of the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? If so, please explain.

i. Have you ever worked for the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? ____NO ____ YES. If so, please explain the nature of employment and provide dates of employment.

j. Have you ever been convicted of a crime? If so please explain.

k. Are you holding any assets of or traceable to the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? If so, please explain.

Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your proceeds to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to your claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the entity, proof of wire transfers, etc.) of your deposits of cash or securities with the entity from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the entity. DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS PROVIDED TO RECEIVER WILL NOT BE RETURNED AND MAY BE DESTROYED AFTER SCANNING.

**PROOF OF CLAIM FORM FOR THE
HIGHVIEW POINT FUNDS RECEIVERSHIP ESTATE**

3. Additional information/questions - continued (if response does not fit in allotted space, please attach additional pages):

l. Are you or were you a director, officer, partner, lender to, or capital contributor of the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? Please list the dates of involvement, relevant title, and related entity.

m. Are you or were you a person who, directly or indirectly and through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management of the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? Please explain the relationship and provide supporting detail.

n. Are you related to, or do you have any business venture with, any of the persons who work or have worked for the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP? If so, please give the names of said relatives or business associates.

o. Is this claim being filed by or on behalf of a broker, dealer, or bank? If so, please provide documentation with respect to each public customer on whose behalf you are claiming.

p. Are you aware of whether anyone else has filed a claim form related to the amount listed in Item 1? If so, please attach a copy of the form and any documents detailing particulars.

q. Are there any other documents or information that you would like to bring to the attention of the Receiver? If so, please attach supporting documents or describe below:

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**PROOF OF CLAIM FORM FOR THE
HIGHVIEW POINT FUNDS RECEIVERSHIP ESTATE**

4. Investments in, loans to, and distributions from the Highview Point Master Fund, Ltd, Highview Point Offshore, Ltd, and/or Highview Point LP. Enter the information requested below for ALL AMOUNTS INVESTED IN, AND RECEIVED FROM THE HIGHVIEW POINT MASTER FUND, LTD, HIGHVIEW POINT OFFSHORE, LTD, AND/OR HIGHVIEW POINT LP (applicable to fund investors and secured lenders only).

Investment/Loan Amount	Investment/Loan Date	Account(s) FROM which Your Investment was made	Account(s) and Name(s) of Person or Entity TO which Your Investment was made
\$			
\$			
\$			
\$			
\$			
\$			
\$			
\$			
\$			

Amount of Monies Returned to You or Amount of Loan and/or Interest Repayment	Date Monies Returned	Account(s) FROM which Monies Were Returned to You	Account(s) TO which Monies Returned to You
\$			
\$			
\$			
\$			
\$			
\$			
\$			
\$			
\$			

If you need additional space, please attach additional pages formatted in the same manner as the above tables.

Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your proceeds to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to your claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the entity, proof of wire transfers, etc.) of your deposits of cash or securities with the entity from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the entity.

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**PROOF OF CLAIM FORM FOR THE
HIGHVIEW POINT FUNDS RECEIVERSHIP ESTATE**

5. Claimant Signature

IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR IMPRISONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.

THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF

Date _____ Signature _____
Date _____ Signature _____
Date _____ Signature _____
Date _____ Signature _____
Date _____ Signature _____

(If ownership of the claim is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet).

All claims must be post marked by June 20, 2013. Please return to the address below:

Highview Point Funds Receivership C/O FTI Consulting
3 Times Square
New York, NY 10036

You may also submit your claim in PDF format to the following Email Address:

MKGReceivership@fticonsulting.com

If you would like to receive a proof of receipt, please provide an Email address on the line below:

Email Address: _____

For any questions, please leave a message at the telephone number or email address below:

Telephone: 646-485-0566

Email Address: MKGReceivership@fticonsulting.com

For updated information, please periodically check the following:

Web Site: www.michaelkenwoodgroupreceivership.com

Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your proceeds to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to your claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the entity, proof of wire transfers, etc.) of your deposits of cash or securities with the entity from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the entity.

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