### NOTICE: YOU MAY HAVE A CLAIM FOR PAYMENT **OF MONEY FROM A LAWSUIT**

IF YOU TRANSFERRED FUNDS TO ANY OF THE BINARY OPTIONS TRADING, FOREX TRADING, OR DIGITAL ASSET INVESTMENT PLATFORMS, FIRMS AND/OR WEBSITES MARKETED BY **DEFENDANTS** (THE "INVESTMENT SCHEMES") 1 YOU MAY BE ENTITLED TO RECEIVE A PAYMENT FROM FUNDS RECOVERED IN THIS CFTC ENFORCEMENT ACTION.

DEADLINE FOR ALL CUSTOMERS AND CREDITORS TO **SUBMIT CLAIMS** TO THE **RECEIVER:** 2022.

To learn more, read the "Legal Notice" section below.

**Deadline to submit your claim:** [INSERT], 2022.

If you don't submit your claim by [INSERT], 2022, you will not be able to get money from the lawsuit.

#### **How to Submit a Claim:**

1. Click >>here << or copy and paste this URL into your browser: [INSERT].

2. Fill out your **Proof of Claim Form**, Upload Supporting Documentation, and click "Submit."

<sup>1</sup> A list of the known Investment Schemes marketed by the Defendants is attached at the

bottom of this Notice. You may have an Allowed Claim even if you transferred funds to an investment scheme that is not listed on this Notice. This list may be updated as additional information is discovered. The most current version will be available for claimants to review as part of the online Proof of Claim and Release Form.

# LEGAL NOTICE OF CLAIMS ADMINISTRATION PROCESS AND PLAN OF DISTRIBUTION

Commodity Futures Trading Commission v.

Daniel Fingerhut, Digital Platinum Inc., et al.,

Case No. 1:20-CV-21887-DPG (S.D. Fla.)

What Happened in the Lawsuit? On November 17, 2021, the Court entered the Permanent Injunctions, granting the Receiver the powers of a full equity, Permanent Receiver over Defendants Daniel Fingerhut, Digital Platinum, Inc., Digital Platinum Ltd., Huf Mediya, Tal Valariola and Itay Barak (collectively, "Defendants"). The lawsuit is an enforcement action to stop Defendants from marketing the Investment Schemes and pay restitution to claimants defrauded by the Investment Schemes. The Court approved the Receiver's proposed Claims Process and Distribution Plan, which will allow potential claimants to file a Proof of Claim Form and receive a distribution from the Receiver's Distribution Fund if deemed to have an Allowed Claim.

What Do I Have to Do? To have an Allowed Claim, you have to fill out and submit the **Proof of Claim Form**. When you fill out the Proof of Claim Form, you have to promise under oath that these three things are true:

- 1. You transferred funds to one or more of the Investment Schemes marketed or employed by Defendants,
- 2. You are not affiliated with any of the Defendants, and
- 3. You have not already received a return of funds exceeding the amounts you transferred to the Investment Schemes.

If you do not meet these three requirements, DO NOT submit a Proof of Claim Form. You must submit the Proof of Claim Form by [INSERT], 2022. If you do not submit it by the deadline, you cannot get any money from this lawsuit.

#### **How Do I Submit the Proof of Claim Form?**

- 1. Click >>here<< or copy and paste this URL into your browser: [INSERT].
- 2. Fill out your **Proof of Claim Form**, upload supporting documentation such as credit card statements and bank statements showing each transfer of funds to the Investment Schemes listed on your Proof of Claim Form and disclose any return of funds you received related to those investments.
- 3. Click "Submit."

#### What Happens if I Submit a Proof of Claim Form?

1. The Receiver will calculate how much money you are supposed to get from the lawsuit based on the amount you transferred to the Investment Schemes and

- whether you have already received any return of funds. That will be your Allowed Claim amount.
- 2. A pro rata portion of the money you are owed will be paid to you from the Receiver's Distribution Fund. A pro rata payment means that all claimants will receive the same percentage of their losses based on the total amount of Allowed Claims and the total amount of funds in the Receiver's Distribution Fund.
- 3. You will receive the money in the way you selected on the Proof of Claim Form using the payment information you gave on that Form.

**Technical Support:** For technical support in filling out the online Proof of Claim Form or submitting supporting documentation, please click >>here<< for Frequently Asked Questions or contact the Receiver's Noticing and Claims Agent at <a href="mailto:astretto.com">astretto.com</a>.

You may also obtain information regarding this claims process by:

- Visiting the websites for this Receivership
   (https://www.digitalplatinumreceivership.com) and the Receiver's counsel
   (www.dvllp.com).
- Submitting questions by mail to the Receiver at Damian & Valori LLP, 1000 Brickell Avenue, Suite 1020, Miami, Florida 33131.
- Sending an email to the Receiver at cmurena@dvllp.com.

[LIST OF INVESTMENT SCHEMES ATTACHED HERE]

# **PROOF OF CLAIM FORM**

Commodity Futures Trading Commission v. Daniel Fingerhut, Digital Platinum Inc., et al.,

Case No. 1:20-CV-21887-DPG (S.D. Fla.)

In order to receive a distribution as an Eligible Claimant in this CFTC enforcement action, you
must complete and submit this Proof of Claim Form. If you are NOT an Eligible Claimant, as that
term is defined in the Legal Notice, DO NOT submit a Proof of Claim.

term is	defined in the	e Legal Notice, DO NOT submit a Proof of Claim.
DEAD	LINE TO SU	JBMIT A CLAIM IS, 2022.
Please 1	mark the sta	tement below to attest that you are an Eligible Claimant:
	[] I here	by swear under oath that:
	(i)	I transferred funds to one of the investment schemes listed on this Proof of Claim Form or another investment scheme or campaign that was marketed by Defendants (collectively, the "Investment Schemes");
	AND	
		e total amount of funds that I transferred to the Investment Scheme(s) exceeds tal amount of funds that was returned to me, such that I suffered a net loss;
	AND	
	Defer Defer	am not affiliated with nor an insider of any Defendant, of any affiliate of any indant, or of any Investment Scheme(s), and I did not knowingly assist any indant, affiliate of any Defendant, or Investment Scheme to effectuate, tuate or promote binary options trading, forex trading or digital currency

investment or have knowledge of its fraudulent nature at the time I transferred any

of the funds claimed herein.

Please complete the table below establishing the amount of your claim against Defendants:

Date Transfer	of	Amount Transfer	of	Source of Transfer	Investmen	t Scheme	Currency of Transfer		
Total Amo	unt o	f Your Tran	sfers	to Investment Scheme	e(s): \$				
				Returned/Paid to	You From	Investment	Scheme(s):		
\$Net Amount of Your Claimed Loss: \$									
Click this link < <upload>&gt; to upload documentation supporting your claim. Claims without supporting documentation will be automatically denied.</upload>									
	•	ur preferro owed Clan		yment method, in the	e event that the	Receiver dete	rmines that		
Select only	one	payment n	netho	d and enter the requ	ired informati	on.			
Venmo – provide Venmo username									
PayPal – provide PayPal username									
				l legal name, mailing			er and your		
				<u>.</u>					
If you require another method of payment, contact the Receiver's Distribution Agent at@stretto.com									

## **RELEASE**

Except for the obligations created by this Claims Process, by submitting a Proof of Claim Form, you shall be deemed to fully and irrevocably release and forever discharge the Receiver, the Defendants, and their Receivership Estate (collectively, the "Released Parties") from any and all claims, complaints, demands, actions, charges, allegations, causes of action, suits, liabilities, obligations, promises, contracts, agreements, damages, losses, expenses and costs (including, without limitation, actual court costs and attorneys' fees), which you may now or hereafter have against the Released Parties by reason of your direct or indirect transactions with Defendants or any Investment Scheme marketed by Defendants.

[LINK TO LIST OF INVESTMENT SCHEMES]
[SUBMIT BUTTON AT BOTTOM OF FORM]
[RETURN TO LEGAL NOTICE LINK]
[CLAIMS AGENT OPT-OUT LINK]