

THE MATERIAL RECEIVED BY THE TRIBUNAL

(I) Correspondence and documentary records received in reply/response to SFC demands made prior to the proceedings.

1.

Parties of whom a request was made for the provision of information and/or documents	Date of Reply from the relevant parties
Sidley Austin (on behalf of Chaoda)	12 August 2009
Merrill Lynch	24 July, 7 & 20 August 2009 and 15 September 2009
Fidelity Investment Management (Hong Kong) Limited	13 July, 20 August 2009 and 8 February 2010
Janus Capital Management LLC	12 October 2009
Blackrock	23 October 2009

(II) Correspondence and documentary records received by the Tribunal pursuant to Notices issued by the Tribunal pursuant to section 254(2) of the Ordinance.

2.

Parties of whom a request was made for the provision of information and/or documents	Date of Notice	Date of Response from the relevant parties
Merrill Lynch (Asia-Pacific) Limited	12 January and 8 & 16 February 2012	16, 18 & 20 January and 9 & 23 February 2012
Alliance Bernstein Limited	12 January 2012	27 January 2012
Wellington Management Company LLP	31 January 2012 and 16 February 2012	17 February 2012
Chaoda Modern Agriculture (Holdings) Limited	14 February 2012	15 February 2012

Parties of whom a request was made for the provision of information and/or documents	Date of Notice	Date of Response from the relevant parties
UBS AG	17 February 2012	21 February 2012
FIL Investment Management (H.K.) Ltd.	23 February 2012	24 February 2012

(III) Witness statements and/or records of interview from persons who also gave oral testimony.

3.

Name	General Relevance to the Proceedings	Date of Record of Interview/Statement/ Oral Testimony
Mr Tsang Ling Kay, Rodney	Managing Director, Merrill Lynch (Asia-Pacific) Limited	27 November 2009 (Record of Interview) 6, 7 & 8 February 2012 (Oral Testimony)
Ms Yu Yi Ming, Angela	Research Associate, Blackrock Financial Incorporated	18 May 2010 (Record of Interview) 7 February 2012 (Oral Testimony)
Mr Lee Nicholas Rensselaer	Vice President, Head of Execution, Asia Equity Capital Market, Merrill Lynch (Asia-Pacific) Limited	9 December 2009 (Record of Interview) 9 & 10 February 2012 (Oral Testimony)
Mr Matthew Sigel	Vice President Research Analyst, Alliance Bernstein	19 May 2010 (Record of Interview) 9 February 2012 (Oral Testimony)
Mr Ip Chi Ming	Executive Director, Chaoda Modern Agriculture (Holdings) Limited	9 February 2010 (Record of Interview) 10 February 2012 (Oral Testimony)

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Name	General Relevance to the Proceedings	Date of Record of Interview/Statement/ Oral Testimony
Mr Andrew John Boyd	Investment Adviser, Fidelity Management & Research Company in Boston	10 February 2012 (Statement) 17 February 2012 (Oral Testimony)
Mr Bruce Herring	Group Chief Investment Officer, Fidelity Management & Research Company in Boston	10 February 2012 (Statement) 17 February 2012 (Oral Testimony)
Mr Kwok Ho	Specified Person	21 January 2010 (Record of Interview) 13 February 2012 (Statement) 13, 14, 15, 16, 17, 20, 23 & 24 February 2012 (Oral Testimony)
Mr Chan Chi Po, Andy	Specified Person	21 January 2010 (Record of Interview) 13 February 2012 (Statement) 20 & 21 February 2012 (Oral Testimony)
Mr George William Stairs	Specified Person	14 February 2012 (Statement) 21, 22 & 23 February 2012 (Oral Testimony)

(IV) Witness statements and/or records of interview from persons who did not give oral testimony.

4.

Name	General Relevance to the Proceedings	Date of Record of Interview / Statement
Mr Sabre S Mayhugh	Vice President Global Industry Analyst, Wellington Management Company LLP	17 May 2010 (Record of Interview)
Mr Cheng Kai Sum	Senior Director of the Surveillance Department of the enforcement Division of the SFC, as to facts relevant to the placement by Chaoda in June 2009 but not as to “opinions, views or beliefs” related thereto.	16 June 2011 (Statement)
Ms Jessamyn Larrabee Norton	Equity research Analyst, Fidelity Management & Research Company	9 & 21 February 2012 (Statements)
Mr Richard Arthur Witts	Witness, as to facts relevant to the placement by Chaoda in June 2009 but not as to “opinions, views or beliefs” related thereto, received at the request of Mr. George Stairs.	10 & 21 February 2012 (Statements)

(V) Persons who gave oral testimony only.

5.

Name	General Relevance to the Proceedings	Date of Oral Testimony to Tribunal
Mr Timothy Francis Lynch	Managing Director of Equity Sales, Merrill Lynch in Boston	10 February 2012 (Oral Testimony)

(VI) The Hearings conducted by the Tribunal.

6. The Tribunal conducted hearings on the following dates -

Preliminary Chairman's Conferences : 6 and 28 September 2011.

Preliminary Hearing : 6 January 2012.

Chairman's Conference : 30 January 2012.

Substantive Hearings : 6 to 10, 13 to 17, 20 to 24 February and 2 March 2012.