

Cerrato, Gary

From: Blake, Jim [jblake@mcleankerr.com]
Sent: Sunday, October 17, 2010 1:58 PM
To: Davidson, Blair; Cerrato, Gary
Subject: FW: Follow-Up: Trust Settlement Efforts
Attachments: Winsome Notice 101710.pdf; Winsome Notice - Settlement Response 101710.pdf

Blair and Gary : Herewith materials received today from Robert Andres and the Winsome Investment Trust.

Jim

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This message is privileged, confidential and only intended for the recipient addressed.

From: Robert Andres [<mailto:rja0418@gmail.com>]
Sent: Sunday, October 17, 2010 8:49 AM
To: Robert Andres
Subject: Follow-Up: Trust Settlement Efforts

WINSOME INVESTMENT TRUST

**5644 Westheimer Rd., No. 452
Houston, Texas 77056-4002**

October 17, 2010

Dear Contract Party,

This letter is a follow-up to that previous letter dated September 7, 2010 ("Initial Letter") and is intended only for those Contract Parties ("Participants") ***directly*** with Winsome Investment Trust ("the Trust") and/or ***indirectly*** with proceeds which were directly received by the Trust through third party actions otherwise unknown to the Trust prior to September 7, 2010. The contents of that Initial Letter identify the matters known herein as Settlement Efforts by the Trust.

In said initial Letter, the perceived timing to commence distribution was identified as follows:

Through a third-party, the Trust plans to commence distribution of Principal to the Participants of record within ten (10) days of the availability of the Trust's effective receipt of said funding. The Trust will notify you within three (3) days of the receipt and availability of said funding, which is expected to be within a period not to exceed forty-five (45) days of the date of this letter. The firm date will be identified as promptly as the Trust is made aware of the availability of funds to the third-party as a result of said financial Instruments.

As of this writing, the Trust has received verbal assurances that the above timing is accurate. However, the Trust still awaits written assurance and/or the effective receipt of said funding. Further notification as to precise timing will be made by the Trust as soon as it is made known to the Trust.

In the meantime, accompanying this letter is a "Request for Verification to Contract Party (Participant)" which is respectfully requested to be returned to the Trust after completion by each and every true and correct Participant to which these letters have been intended.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert J. Andres", with a stylized flourish at the end.

Robert J. Andres,
Trustee

It is understood by Participant that the following statements (requested from the Trust) are **made by Participant** under the threat of Perjury and with the further understanding that a copy and/or facsimile transmission of this Request (completed and signed copy by Participant) shall be deemed to be an original for all legal purposes.

Part III

_____ Participant, whether directly and/or indirectly, has neither initiated nor participated in any actions and/or activities of any legal nature against and/or concerning the Trust and/or its Trustee (Robert J. Andres).
[**Note:** If the answer is "Yes", please place your initials on the line provided to the left of this paragraph.]

_____ Participant, directly and/or indirectly, has initiated and/or participated in actions and/or activities of a legal nature against and/or concerning the Trust and/or its Trustee (Robert J. Andres) as identified by the following dates, entities, and types of actions: _____

_____.

[**Note:** If the answer is "Yes", please place your initials on the line provided to the left of this paragraph.]

[**Further Note:** Acknowledgment and Full disclosure under this section of Part III shall cause distributions and settlement to be handled by an Attorney.]

Please take notice that Participant's initials must be made to the left of the proper paragraph of either the first section or second section of this Part III.

EXECUTED AND SUBMITTED AS BEING TRUE AND CORRECT COPY of the Request (consisting of three pages and Attachments, if previously indicated) by the undersigned Participant (and/or its authorized and designated representative) for all legal purposes under the threat of Perjury and with the further understanding that a copy and/or facsimile transmission of this Request (completed and signed copy by Participant) shall be deemed to be an original for all legal purposes.

Signature: _____
Typed or Printed Name: _____

Date: October ____, 2010

WINSOME INVESTMENT TRUST

**5644 Westheimer Rd., No. 452
Houston, Texas 77056-4002**

REQUEST FOR VERIFICATION TO CONTRACT PARTY (PARTICIPANT)

On September 7, 2010, a letter was sent by Winsome Investment Trust ("the Trust") and intended only for those Contract Parties ("Participants") who, prior to September 7, 2010, were either (A) *directly* under contract with the Trust, and/or (B) *indirectly* connected due to proceeds having been directly sent to and received by the Trust through third party actions otherwise unknown to the Trust.

The aforementioned Participants may have received statements from U.S. Ventures, while other Participants may have had funds guaranteed by the Trust.

Prior to distribution of any Principal back to Participants, it will be necessary for the Participants to return a completed and signed copy of this "Request for Verification to Contract Party (Participant)" (i.e., "Request") to the Trust at the following address:

Trustee.WinsomeTrust@gmail.com **OR** **Fax:** (832) 550-2562

It is understood by Participant that the following statements (requested from the Trust) are *made by Participant* under the threat of Perjury and with the further understanding that a copy and/or facsimile transmission of this Request (completed and signed copy by Participant) shall be deemed to be an original for all legal purposes.

Part I

_____ Participant has the following Account Name (_____) with the U.S. Ventures Program. [**Note:** If the answer is "Yes", please place your initials on the line provided to the left of this paragraph, and write the Account Name in the space provided.]

_____ Participant's funds are guaranteed by the Trust under the contract name of _____, and dated _____, 20____. [**Note:** If the answer to this is "Yes", please place your initials on the line provided to the left of this paragraph, and write your contract name and date in the spaces provided.]

_____ If Participant believes it has a contract which differs from either of the immediately two (2) descriptions, please (I-A) place your initials on the line provided to the left of this paragraph, (I-B) write your contract name, date and full description of the arrangement and/or copy of the Agreement on a separate attachment (identified by Participant as being I-C) to this Request.

It is understood by Participant that the following statements (requested from the Trust) are **made by Participant** under the threat of Perjury and with the further understanding that a copy and/or facsimile transmission of this Request (completed and signed copy by Participant) shall be deemed to be an original for all legal purposes.

Part II

_____ Participant states that Participant has not directly or indirectly caused any e-mails and/or any communications (whether by internet, written and/or similar method) of any kind to be written, sent and/or communicated (hereinafter "**Item**") by Participant -- and addressed to any Third-Party on behalf of Participant -- under a name that is not Participant's true and known name and/or regular name, e-mail address and/or other nomenclature (i.e., which differs from the name of the Participant in whose name the contract and/or Agreement was made and/or the representative whose name executed said contract and/or Agreement and/or this Request), and to which said Item concerns perceived actions and/or activities of the Trust and/or its Trustee (Robert J. Andres).
[**Note**: If the answer is "Yes", please place your initials on the line provided to the left of this paragraph.]

_____ Participant has used names and/or e-mail address and or disguised various communications (whether by internet, written and/or similar method) to Third-Parties in an attempt to hide (and/or cause to be hidden) the Participant's true name and/or identity as it concerns perceived actions and/or activities of the Trust and/or its Trustee (Robert J. Andres).
[**Note**: If the answer is "Yes", please place your initials on the line provided to the left of this paragraph and identify those names and/or e-mail addresses to be, as follows: _____]

_____.]

[**Further Note**: Acknowledgment and Full disclosure under this section of Part II shall cause distributions and settlement to be handled by an Attorney.]

Please take notice that Participant's initials must be made to the left of the proper paragraph of either the first section or second section of this Part II.

Cerrato, Gary

From: Davidson, Blair
Sent: Monday, October 18, 2010 1:00 PM
To: 'trustee.winsometrust@gmail.com'
Cc: 'Blake, Jim'; Cerrato, Gary; 'Danny Nunes'
Subject: Winsome Trust and Health & Harmony

You provided an email to Jim Blake with a "Request For Verification To Contract Party" and explanatory correspondence. We have previously provided you the court order dated August 5, 2010 authorizing BDO Canada Limited as Receiver to take possession of any assets of 1725587 Ontario Inc (c.o.b. Health and Harmony) and Harmony Club Inc. Also, in your email to Jim Blake of August 20,2010 you acknowledged the balance owing from Winsome Trust is \$1,133,235 USD plus interest. Based on the forgoing , we have assumed that there is no need to complete the form you provided. Please provide an update to us on the timing of the receipt of funds, regards Blair Davidson

Blair Davidson
President
BDO Canada Limited
Direct: 416 369 3112
bdavidson@bdo.ca
123 Front Street, Suite 1200
Toronto Ontario M5J 2M2
Canada
Tel: 416 865 0210
Fax: 416 865 0904
www.bdo.ca

The information contained in this communication is confidential and intended only for the use of those to whom it is addressed. If you have received this communication in error, please notify me by telephone (collect if necessary) and delete or destroy any copies of it. Thank you.