

**SUPPLEMENTAL NOTICE OF HEARING FOR COURT APPROVAL OF
SETTLEMENT, CLAIMS BAR AND INJUNCTION IN THE “CAPITAL
CONSULTANTS LITIGATION”
THIS NOTICE *ADDS* DELOITTE & TOUCHE LLP AND
PRICEWATERHOUSECOOPERS LLP AS SETTLING DEFENDANTS AND
EXTENDS TIME TO FILE OBJECTIONS AS TO THESE SETTLEMENTS**

I. Summary

The Court-appointed Receiver for failed Investment Adviser Capital Consultants LLC (“CCL”), the Trustees of the Pension and Welfare Funds who invested through CCL, and other investors who invested through CCL have reached additional settlements with each of the following parties subject to approval of the Court¹:

1. Deloitte & Touche LLP - \$1.8 million.
2. PriceWaterhouse Coopers LLP - \$200,000.

These settlements are in addition to the \$109.95 million in settlements outlined in the previous Notice of Hearing For Court Approval of Settlement, Claims Bar and Injunction dated May 13, 2002. The additional settlement agreements will be filed in the United States District Court in Oregon. Proposed settlement agreements will also be available for review at the Receiver’s Website at: www.capitalconsultantsllc.com. The formal settlement agreements can be viewed at the Receiver’s website after they have been completed and filed with the Court.

Interested parties may view this Supplemental Notice on the Receiver’s website:
www.capitalconsultantsllc.com

Deloitte & Touche LLP provided professional services to some of the Wilshire Defendants. PriceWaterhouse Coopers LLP performed an Association of Investment Management Research certification of certain Capital Consultants investments.

These settlements are the result of mediation sessions supervised by Ninth Circuit Court of Appeals Senior Judge Edward Leavy at the request of United States District Judge Garr King.

¹ See the Notice of Hearing for Court Approval of Settlement, Claims Bar and Injunction approved by the Court on May 13, 2002 for information about other settlements.

These settlement agreements are subject to approval by the Court and will not be final unless and until approval is given by the United States District Court and other conditions of the Settlement Agreements are satisfied.

These and other settlements already filed with the Court will be addressed at a public hearing at the Mark O. Hatfield United States Courthouse, 1000 SW Third Avenue in Portland, Oregon on June 19, 2002 at 9:00 a.m. Notice of this hearing is being provided to persons and entities who may be affected by them. If you wish to object see Section II. If you have no objection you do not need to respond to this notice.

A more detailed recitation of the facts alleged against Deloitte & Touche and PriceWaterhouse Coopers is contained in the lawsuits:

Madole v Deloitte Touche et al, 0202-01182 (Multnomah County, Oregon)
Lennon v. Deloitte & Touche LLP et. al. CV 02 627 HA (United States District Court, Portland, Oregon)

II. Court Approval of the Settlements

These settlements also include a Claims Bar and Injunction, which are meant to prohibit the non-settling parties and others from bringing claims for contribution, indemnity or other similar claims against the settling parties, and parties who have settled in the referenced lawsuits, and others relating to the losses in the value of investment suffered by CCL clients. The Claims Bar and Injunction will also prevent the plaintiffs, any plaintiff ERISA plan participant and the settling defendants from bringing claims against any settling party.

However, the settlements are not valid or binding unless and until approved by the Court following the public hearing. Persons who wish to express a view on whether the settlements and the Claims Bar and Injunction should be approved may appear at that hearing or submit their views in writing to the Court with a copy to the Receiver.

**WRITTEN MATERIALS MUST BE FILED WITH THE COURT: CLERK OF COURT
U.S. DISTRICT COURT, 1000 SW 3RD AVE., PORTLAND OR 97204 REF: IN RE
CONSOLIDATED CAPITAL CONSULTANTS LITIGATION CV 00 1290 KI AND
SUBMITTED TO THE RECEIVER C/O JEFF PATTERSON, ALLEN MATKINS**

LECK GAMBLE & MALLORY LLP, 501 WEST BROADWAY, 9TH FLOOR, SAN DIEGO, CA 92101-3547, AND TO STEPHEN F. ENGLISH, BULLIVANT HOUSER BAILEY PC, 888 SW FIFTH AVENUE, PORTLAND, OREGON 97204, AND TO ROBERT A. MEYER, LOEB & LOEB, 10100 SANTA MONICA BLVD., LOS ANGELES, CALIFORNIA 90067-4164, AND TO MICHAEL RUGEN, HELLER EHRMAN WHITE & McAULIFFE LLP, 333 BUSH STREET, SAN FRANCISCO, CALIFORNIA 94104-2878, NO LATER THAN JUNE 14, 2002.

DATED this 4th day of June, 2002.

By


U.S. DISTRICT COURT
JUDGE GARR M. KING

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