

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

ENTESAR OSMAN KASHEF, *et al.*,

*Plaintiffs,*

v.

BNP PARIBAS S.A., BNP PARIBAS S.A.  
NEW YORK BRANCH, BNP PARIBAS  
NORTH AMERICA, INC., and DOES 2-10,

*Defendants.*

No. 1:16-cv-03228-AJN

**DECLARATION OF SHIRA LAUREN FELDMAN**

I, SHIRA LAUREN FELDMAN, make this declaration pursuant to 28 U.S.C. § 1746 and state as follows:

1. I am counsel at Hecht Partners LLP and an attorney of record for Plaintiffs in the above-entitled action. As such, I am familiar with the facts and circumstances of this case.

2. I respectfully submit this declaration in support of Plaintiffs' Memorandum of Law in Opposition to the Supplemental Brief of Defendants BNP Paribas S.A. and BNP Paribas North America, Inc.

3. Attached hereto as Exhibit A is a true and correct copy of Swiss Federal Supreme Court case FSC, Oct. 31, 2003, 5C.125-2003, together with a certified English translation of the same.

4. Attached hereto as Exhibit B is a true and correct copy of Swiss Federal Supreme Court case FSC, Feb. 28, 2020, 4A\_22-2020, together with a certified English translation of the same.

5. Attached hereto as Exhibit C is a true and correct copy of *Haftpflichtrecht* [Tort Law] (2d ed. 2018) by Vito Roberto, together with a certified English translation of relevant excerpts.

6. On June 26, 2020, Plaintiffs took the deposition of Vito Roberto. Attached hereto as Exhibit D is a true and correct copy of the official, certified transcript of this deposition, together with an Errata Sheet received by Plaintiffs on August 26, 2020.

7. On July 31, 2020, Defendants took the deposition of Professor Franz Werro. Attached hereto as Exhibit E is a true and correct copy of the official, certified transcript of this deposition.

8. Attached hereto as Exhibit F are portions of the Swiss Code of Obligations in English, French, and German.

9. Attached hereto as Exhibit G are portions of the Swiss Civil Code in English, French, and German.

10. Attached hereto as Exhibit H are portions of the Swiss Criminal Code in English, French, and German.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: August 31, 2020  
New York, New York



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Shira Lauren Feldman