

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK**

<p>SECURITIES AND EXCHANGE COMMISSION,</p> <p style="text-align:center">Plaintiff,</p> <p style="text-align:center">v.</p> <p>CHINA ENERGY SAVINGS TECHNOLOGY, INC., NEW SOLOMON CONSULTANTS, CHIU WING CHIU, LAI FUN SIM a/k/a Stella Sim, SUN LI, JUN TANG ZHAO,</p> <p style="text-align:center">Defendants,</p> <p style="text-align:center">and</p> <p>AMICORP DEVELOPMENT LIMITED, ESSENCE CITY LIMITED, PRECISE POWER HOLDINGS LIMITED, YAN HONG ZHAO, AI QUN ZHONG, TUNG TSANG,</p> <p style="text-align:center">Relief Defendants.</p>	<p>Civil Action No. 06-CV-6402 (ADS) Related Case No. 13-cv-5364</p>
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**PROOF OF CLAIM FORM**

**I. GENERAL INSTRUCTIONS**

1. To be eligible to recover as an injured investor based on your claims in the China Energy Fair Fund (the "Fair Fund"), you must complete and sign this Proof of Claim Form. If you fail to file a properly addressed (as set forth in paragraph 4 below) Proof of Claim Form, your claim may be rejected and you may be precluded from any recovery from the Fair Fund created in connection with the proposed settlement.

2. The capitalized and defined terms used herein shall have the meanings set forth in the Distribution Plan, unless otherwise noted.

3. Submission of this Proof of Claim Form, however, does not assure that you will share in the proceeds of the Fair Fund.

4. YOU MUST MAIL OR SUBMIT ONLINE YOUR COMPLETED AND SIGNED PROOF OF CLAIM FORM ON OR BEFORE **JUNE 4, 2019**, ADDRESSED AS FOLLOWS:

*China Energy Fair Fund*  
c/o KCC, Distribution Agent  
P.O. Box 404060  
Louisville, KY 40233-4060  
Online Submissions: [www.ChinaEnergyFairFund.com](http://www.ChinaEnergyFairFund.com)

Potentially Eligible Claimants of the Fair Fund are defined as all persons (other than Excluded Parties) who purchased Eligible Securities during the Recovery Period.

**IF YOU ARE NOT A POTENTIALLY ELIGIBLE CLAIMANT, DO NOT SUBMIT A PROOF OF CLAIM FORM.**

**II. CLAIMANT IDENTIFICATION**

If you purchased or otherwise acquired China Energy Savings Technology, Inc. ("China Energy") common stock shares during the period from July 1, 2004 through February 15, 2006, inclusive, and held the shares in your name, you are the beneficial purchaser, acquirer or seller as well as the record purchaser, acquirer or seller. If, however, you purchased, otherwise acquired or sold shares that were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial purchaser, acquirer or seller and the third party is the record purchaser, acquirer or seller.

Use Part I of this form entitled "CLAIMANT IDENTIFICATION" to identify each purchaser, acquirer or seller of record ("nominee"), if different from the beneficial purchaser which forms the basis of this claim. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL PURCHASER(S), ACQUIRER(S) OR SELLER(S) OR THE LEGAL REPRESENTATIVE OF SUCH PURCHASER(S) OF THE CERTIFICATE(S) UPON WHICH THIS CLAIM IS BASED.

All joint purchasers must sign the Proof of Claim Form. Executors, administrators, guardians, conservators, and trustees must complete and sign this claim on behalf of persons represented by them and their authority must accompany this claim and their titles or capacities must be stated. The Social Security (or taxpayer identification) number and telephone number of the beneficial owner may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim. If you are acting in a representative capacity on behalf of a Potentially Eligible Claimant (for example, as an executor, administrator, trustee, or other representative), you

must submit evidence of your current authority to act on behalf of that Potentially Eligible Claimant. Such evidence would include, for example, letters testamentary, letters of administration, or a copy of the trust documents.

### III. CLAIM FORM

Use Part II of the Proof of Claim Form entitled "Schedule of Transactions in China Energy Savings Technology, Inc." to supply all required details of your purchase(s) of China Energy common stock shares during the Recovery Period. If you need more space to list your transactions, make a copy of the applicable page. Additional copies of the schedules can also be found on the Fair Fund website, [www.ChinaEnergyFairFund.com](http://www.ChinaEnergyFairFund.com). Fill the circle at the bottom of the transaction page, sign and print or type your name on each additional schedule.

On the schedules, provide all of the requested information with respect to **all** of your purchases and sales of China Energy common stock shares during the period from July 1, 2004 through December 6, 2006, inclusive, whether such transactions resulted in a profit or a loss. You must also provide all of the requested information with respect to all of the shares of China Energy common stock you held at the Close of Trading on June 30, 2004 and December 6, 2006. Failure to report all such transactions may result in the rejection of your claim.

List these transactions separately and in chronological order, by trade date, beginning with the earliest. You must accurately provide the month, day and year of each transaction you list.

The date of covering a "short sale" is deemed to be the date of purchase of China Energy common stock. The date of a "short sale" is deemed to be the date of sale of China Energy common stock.

Copies of broker confirmations or other documentation of your transactions should be attached to your Proof of Claim Form. If any such documents are not in your possession, please obtain a copy or equivalent documents from your broker because these documents are necessary to prove and process your claim. Failure to provide this documentation could delay verification of your claim or result in rejection of your claim.

**NOTICE REGARDING ELECTRONIC FILES:** Certain claimants with large numbers of transactions may request, or may be requested, to submit information regarding their transactions in electronic files. All claimants **MUST** submit a manually signed paper Proof of Claim Form whether or not they also submit electronic copies. If you wish to file your claim electronically, you must contact the Distribution Agent at [edata@kccllc.com](mailto:edata@kccllc.com) to obtain the required file layout. No electronic files will be considered to have been properly submitted unless the Distribution Agent issues to the claimant a written acknowledgment of receipt and acceptance of electronically submitted data.

You are required to provide a certification of your tax identification number and potential exceptions. The interest component of any potential distribution payment is U.S. source income. To ensure that the China Energy Fair Fund can comply with its reporting and/or withholding obligations, please complete this section of the Proof of Claim Form or include with your submission one (1) of the following forms, as applicable:

- IRS Form W-9; OR
- IRS Form W-8BEN, W-8BEN-E, or other W-8 series form

If you are a U.S. person, as that term is defined below, then you should complete Part IV entitled "Substitute Form W-9" on page three of the Proof of Claim Form.

If you are not a U.S. person, then you should not complete the Substitute Form W-9 included with the Proof of Claim Form. Instead, you should complete IRS Form W-8BEN, W-8BEN-E, or other W-8 series form, which can be found by visiting the following IRS website: <https://www.irs.gov/forms-instructions>

The term "U.S. person" means:

- A citizen or resident of the United States,
- A partnership created or organized in the United States or under the law of the United States or of any State, or the District of Columbia,
- A corporation created or organized in the United States or under the law of the United States or of any State, or the District of Columbia,
- Any estate or trust other than a foreign estate or foreign trust (see Internal Revenue Code § 7701(a)(31) for the definition of a foreign estate and a foreign trust), or
- Any other person that is not a foreign person.

If the China Energy Fair Fund does not receive a valid and complete Form W-9 or W-8 from you, the China Energy Fair Fund may be required under the Internal Revenue Code to make certain presumptions about you for purposes of tax reporting and, as applicable, withholding. The China Energy Fair Fund may be required to presume the interest is being paid to: (1) a payee subject to 30% withholding under the Foreign Account Tax Compliance Act ("FATCA") and reporting on Form 1042-S; (2) a nonresident alien of the U.S. ("NRA") subject to reporting and 30% NRA withholding and reporting on Form 1042-S; or (3) a U.S. person subject to 24% backup withholding and reporting on Form 1099-INT.

Official  
Office  
Use  
Only

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

*Securities and Exchange Commission v.  
China Energy Savings Technology, Inc., et al.,*

Civil Action No. 06-cv-6402 (ADS)

**PROOF OF CLAIM FORM**

Please Type or Print in the Boxes Below  
Do NOT use Red Ink, Pencil, or Staples

**Must Be Postmarked (if  
Mailed) or Received (if  
Submitted Online) No Later  
Than June 4, 2019**

**CGY**

**PART I:**

**CLAIMANT IDENTIFICATION**

Last Name		M.I.	First Name	
<input type="text"/>		<input type="text"/>	<input type="text"/>	
Last Name (Co-Beneficial Owner)		M.I.	First Name (Co-Beneficial Owner)	
<input type="text"/>		<input type="text"/>	<input type="text"/>	
<input type="radio"/> IRA	<input type="radio"/> Joint Tenancy	<input type="radio"/> Employee	<input type="radio"/> Individual	<input type="radio"/> Other _____
Company Name (Beneficial Owner - If Claimant is not an Individual) or Custodian Name if an IRA				(specify)
<input type="text"/>				
Trustee/Asset Manager/Nominee/Record Owner's Name (If Different from Beneficial Owner Listed Above)				
<input type="text"/>				
Account#/Fund# (Not Necessary for Individual Filers)				
<input type="text"/>				
Social Security Number		Taxpayer Identification Number		
<input type="text"/> — <input type="text"/> — <input type="text"/>		or <input type="text"/> — <input type="text"/>		

**CONTACT INFORMATION**

Telephone Number (Primary Daytime)		Telephone Number (Alternate)	
<input type="text"/> — <input type="text"/> — <input type="text"/>		<input type="text"/> — <input type="text"/> — <input type="text"/>	
Email Address			
<input type="text"/>			

**MAILING INFORMATION**

Address											
<input type="text"/>											
Address											
<input type="text"/>											
City						State		Zip Code			
<input type="text"/>						<input type="text"/>		<input type="text"/>			
Foreign Province				Foreign Postal Code				Foreign Country Name/Abbreviation			
<input type="text"/>				<input type="text"/>				<input type="text"/>			

FOR CLAIMS PROCESSING ONLY	OB <input type="text"/>	CB <input type="text"/>	<input type="radio"/> ATP	<input type="radio"/> BE	<input type="radio"/> FL	<input type="radio"/> OP	MM / DD / YYYY	FOR CLAIMS PROCESSING ONLY
			<input type="radio"/> KE	<input type="radio"/> DR	<input type="radio"/> ME	<input type="radio"/> RE		
			<input type="radio"/> ICI	<input type="radio"/> EM	<input type="radio"/> ND	<input type="radio"/> SH		



**PART II. SCHEDULE OF TRANSACTIONS IN CHINA ENERGY SAVINGS TECHNOLOGY, INC.**

A. Number of China Energy common stock shares held as of the Close of Trading June 30, 2004:           Proof Enclosed?  Y  N

B. Shares of China Energy common stock shares purchased between July 1, 2004 and December 6, 2006, inclusive:

PURCHASES				Total Purchase or Acquisition Price (Excluding Commissions, Taxes and Fees) Please round off to the nearest whole dollar.	Proof of Purchase Enclosed?																
Trade Date(s) of Shares (List Chronologically)				Number of Shares Purchased or Acquired																	
M	M	D	D	Y	Y	Y	Y														
1.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
2.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
3.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
4.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
5.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N

IMPORTANT: (i) If any purchase listed covered a "short sale," please mark Yes:  Yes

(ii) If you received shares through an acquisition or merger, please identify the date, the share amount and the company acquired:

M M D D Y Y Y Y Merger Shares: Company:

/   /

C. Shares of China Energy common stock shares sold between July 1, 2004 and December 6, 2006, inclusive:

SALES				Total Sales Price (Excluding Commissions, Taxes and Fees) Please round off to the nearest whole dollar.	Proof of Sales Enclosed?																
Trade Date(s) of Shares (List Chronologically)				Number of Shares Sold																	
M	M	D	D	Y	Y	Y	Y														
1.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
2.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
3.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
4.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N
5.	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	\$	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="radio"/> Y <input type="radio"/> N

D. Number of China Energy common stock shares held as of the Close of Trading February 15, 2006:           Proof Enclosed?  Y  N

E. Number of China Energy common stock shares held as of the Close of Trading December 6, 2006:           Proof Enclosed?  Y  N

IF YOU NEED ADDITIONAL SPACE TO LIST YOUR TRANSACTIONS PLEASE PHOTOCOPY THIS PAGE,  
WRITE YOUR NAME ON THE COPY AND FILL THIS CIRCLE:

IF YOU DO NOT FILL IN THIS CIRCLE THESE ADDITIONAL PAGES MAY NOT BE REVIEWED.

YOU MUST READ AND SIGN THE CERTIFICATION ON PAGE 4. FAILURE TO SIGN THE CERTIFICATION  
MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.



**IV. Substitute W-9 Form  
Taxpayer Identification Number Certification**

Social Security Number:    -   -

Or

Employer Identification Number:   -

Your name (as it appears on your federal income tax return):

First and last name for individuals or entity Name for businesses, trusts, etc.

Tax Classification:

Fill appropriate circle for federal tax classification of the claimant below

Individual    C Corporation    S Corporation    Partnership    Trust/Estate    Other \_\_\_\_\_

Limited Liability Company

Choose tax classification of LLC:    C Corporation    S Corporation    Partnership

Exemptions:

Codes apply only to certain entities, not individuals; see [www.irs.gov/pub/irs-pdf/iw9.pdf](http://www.irs.gov/pub/irs-pdf/iw9.pdf) for additional information

Exempt Payee Code (if any)

Exemption from FATCA reporting code (if any)

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number; **and**
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; **and**
3. I am a U.S. citizen or other U.S. person (including a U.S. resident alien); **and**
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Note: If you have been notified by the IRS that you are subject to backup withholding, you must cross out item 2 above.**

\_\_\_\_\_  
Signature of U.S. Person

\_\_\_\_\_  
Dated

**V. SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGMENTS**

I submit this Proof of Claim Form and Certification under the terms of the Distribution Plan. I also submit to the jurisdiction of the United States District Court for the Eastern District of New York with respect to my claim as a Potentially Eligible Claimant and for purposes of enforcing the release set forth herein. I further acknowledge that I am bound by and subject to the terms of any judgment that may be entered in the Fair Fund. I agree to furnish additional information to the Distribution Agent to support this claim if requested to do so. I have not submitted any other claim covering the same purchases, acquisitions or sales of China Energy Savings Technology, Inc. ("China Energy") common stock shares during the Recovery Period and know of no other person having done so on my behalf.



**VI. CERTIFICATION**

1. Defined terms used herein shall have the meaning ascribed to them in the Distribution Plan.
2. I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any matter released pursuant to this release or any other part or portion thereof.
3. I (We) hereby warrant and represent that I (we) have included information about all of my (our) transactions in China Energy common stock shares which occurred during the Recovery Period as well as the number of shares of China Energy common stock shares held by me (us) at the Close of Trading on June 30, 2004 and December 6, 2006.
4. I (We) hereby warrant and represent that we are not excluded from participation in the Fair Fund based on the definition of an Eligible Claimant as defined in the Distribution Plan.

I (We) declare under penalty of perjury under the laws of the United States of America that the foregoing information supplied by the undersigned is true and correct.

Executed this \_\_\_\_\_ day of \_\_\_\_\_ in \_\_\_\_\_  
(Month/Year) (City/State/Country)

\_\_\_\_\_  
(Sign your name here)

\_\_\_\_\_  
(Sign your name here)

\_\_\_\_\_  
(Type or print your name here)

\_\_\_\_\_  
(Type or print your name here)

\_\_\_\_\_  
(Capacity of person(s) signing, e.g.,  
Beneficial Purchaser or Acquirer, Executor or Administrator)

\_\_\_\_\_  
(Capacity of person(s) signing, e.g.,  
Beneficial Purchaser or Acquirer, Executor or Administrator)

**ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME.  
THANK YOU FOR YOUR PATIENCE.**

Reminder Checklist:

1. Please sign the above certification and declaration.
2. If this claim is being made on behalf of Joint Potentially Eligible Claimants, then both must sign.
3. Remember to attach copies of supporting documentation, if available.
4. **Do not send** originals of documents as they will not be returned.
5. Keep a copy of your claim form and all supporting documentation for your records.
6. If you desire an acknowledgment of receipt of your claim form, please send it Certified Mail, Return Receipt Requested.
7. If you move, please send your new address via mail to the address below or via email to [info@ChinaEnergyFairFund.com](mailto:info@ChinaEnergyFairFund.com).
8. **Do not use red pen or highlighter** on the Proof of Claim Form or supporting documentation.

**THIS PROOF OF CLAIM FORM MUST BE SUBMITTED ONLINE AT [WWW.CHINAENERGYFAIRFUND.COM](http://WWW.CHINAENERGYFAIRFUND.COM) OR MAILED TO THE BELOW ADDRESS NO LATER THAN JUNE 4, 2019:**

*China Energy Fair Fund*  
c/o KCC, Distribution Agent  
P.O. Box 404060  
Louisville, KY 40233-4060

