



NOTICE

To: - The Chief Executive Officer, A.R.T. Modaraba Management (Pvt.) Ltd.
CC: - Executive Director (SMD) - South, Securities and Exchange Commission of Pakistan
- Managing Director, The Karachi Stock Exchange (Guarantee) Limited
- Managing Director, Lahore Stock Exchange (Guarantee) Limited
- The Chief Executive Officer, National Clearing Company of Pakistan Limited

From: Kamran Qazi
CFO & Company Secretary

Date: November 16, 2007

Subject: **NOTICE OF INTENTION TO SUSPEND CDS ELIGIBILITY OF CERTIFICATES OF FIRST TRI-STAR MODARABA UNDER THE CDC REGULATIONS**

This notice is issued pursuant to Regulation 14.12.1 (d) of the Central Depository Company of Pakistan Limited Regulations (the "CDC Regulations") for notifying the intention to suspend the Central Depository System Eligibility ("CDS Eligibility") of First Tri-Star Modaraba (hereinafter referred to as the "said Securities") managed by A.R.T. Modaraba Management (Pvt.) Ltd. (hereinafter referred to as the "Issuer") on account of its failure to pay the fee and charges in accordance with the Schedule of Fees and Deposits of the CDC Regulations (hereinafter referred to as the "Schedule").

In this regard please note that:

- The Issuer has failed to discharge its obligations to pay the fee and charges of CDC as per Invoice No. 46313 amounting to Rs. 67,500 dated July 27, 2007.
- Regulation 3.8.2 of the CDC Regulations provides that in consideration for the facilities and services provided to it by CDC, each CDS Element (including the Issuer) shall pay fees and charges to CDC in accordance with the Schedule. Further, as per the Issuer Agreement the CDC Regulations constitute a contractual obligation between CDC and the Issuer and are to be read as an integral part of the said Agreement.
- The Issuer is contractually obligated to settle the invoice without raising any objection however, the Issuer has withheld the payment under the Invoice despite CDC's reminder thereby causing loss to CDC.

In view of the afore going facts and circumstances arising due to the conduct of the Issuer, the Issuer is hereby required to settle the invoice within ten (10) Business Days from the date of this notice, failing which CDS Eligibility of the said Securities of the Issuer shall stand suspended with effect from **Wednesday, November 28, 2007.**

Further, as required under Regulation 14.12.1(d), a copy of this notice is being sent to the Stock Exchanges on which the Securities of the Issuer are listed.

Regards,

Note: CDS Participants are required to forthwith inform their relevant Sub-Account Holders regarding issuance of this notice.

