

Republic of Panama
Superintendency of Banks

RESOLUTION SBP-FID-0016-2019
(dated 9 August 2019)

THE SUPERINTENDENT OF BANKS
in use of his legal powers, and

WHEREAS:

By means of Law 21 dated 10 May 2017, whereby Law 1 dated 5 January 1984 was amended, the rules for the regulation and supervision of trustees and the trust business were established and other provisions were prescribed;

Article 131 of Law 21 of 2017 establishes that whoever holds a trust license at the time this Law entered into force must certify compliance with the new requirements provided [in this Law] to the Superintendency of Banks in order to continue acting as a trustee;

At the same time, Article 6 of Trust Rule 1-2017 dated 11 July 2017, published in Official Gazette 28334-A dated 1 August 2017, provides that trust companies that choose not to submit to the certification process must inform the Superintendency of Banks in writing, presenting a liquidation plan, in order to start a voluntary liquidation process;

Chapter VIII of Law 21 of 2017 establishes the procedure for the voluntary liquidation of a trust business;

COOPERATIVA DE SERVICIOS MÚLTIPLES PROFESIONALES, R.L. is an entity authorized to engage in the trust business in and from the Republic of Panama under a Trust License granted by Resolution **FID 10-98** dated 7 September 1998;

COOPERATIVA DE SERVICIOS MÚLTIPLES PROFESIONALES, R.L., chose not to submit itself to the certification process to comply with the provisions of Law 21 of 2017 and Trust Rule 1-2017 dated 11 July 2017, for which it has submitted a request to the Superintendency of Banks for the voluntary liquidation of its trust license;

By means of Resolutions SBP-FID-0023-2017 dated 14 December 2017, SBP-FID-0010-2018 dated 27 March 2018, SBP-FID-0023-2018 dated 16 August 2018, SBP-FID-0035-2018 dated 19 December 2018 and SBP-FID-0006-2019 dated 16 April 2019, **COOPERATIVA DE SERVICIOS MÚLTIPLES PROFESIONALES, R.L.** was granted extensions to meet the provisions of Law 21 of 2017;

By means of Resolution SBP-FID-0012-2019 dated 26 June 2019, **PROFESSIONAL TRUST, S.A.** was granted a Trust License to engage in the Trust Business in and from the Republic of Panama. **COOPERATIVA DE SERVICIOS MÚLTIPLES PROFESIONALES, R.L.** is the sole owner of this subsidiary;

The Superintendency must verify that the Voluntary Liquidation Process is completed following all of the legal requirements, as well as the standards in the Fiduciary Law;

In those cases in which there are loans subject to disputes or litigation in which the Trust Corporation is the defendant, the liquidator will be responsible for setting aside the assets required by Article 52 of Law 21 of 2017 for each of the processes, as well as for any lawsuits that arise during the execution of the voluntary liquidation;

Once the request submitted by **COOPERATIVA DE SERVICIOS MÚLTIPLES PROFESIONALES, R.L.** was analyzed and evaluated, it was determined that it raises no objections;

Pursuant to Article 6 of Law 21 dated 10 May 2017, the Superintendent is the approving authority for requests such as this one;

RESOLVES:

- ONE:** To authorize **COOPERATIVA DE SERVICIOS MÚLTIPLES PROFESIONALES, R.L.** to start the voluntary liquidation process of its operations under its trust license in accordance with the terms stated in the liquidation plan submitted to the Superintendency.
- TWO:** To appoint Messrs. **LUIS ALBERTO SMITH PEDROZA**, a Panamanian male holding personal identification card 8-734-2291, and **JOSE LUIS RIVERA ALVARADO**, a Panamanian male holding personal identification card 8-779-1685, as Liquidators of all of the operations of the trust company.
- THREE:** This Resolution can be challenged by means of a Recourse of Reconsideration that must be substantiated within five (5) business days after the notification of the Resolution. It can also be appealed to the Board of Directors of the Superintendency, substantiated within five (5) business days after notification of this Resolution or the Resolution deciding on the Recourse of Reconsideration.

LEGAL GROUNDS: Law 21 dated 10 May 2017, whereby Law 1 dated 5 January 1984 was amended; Trust Rule 1-2017 dated 11 July 2017.

Given in the city of Panama on the ninth (9th) day of August, two thousand nineteen (2019).

FOR COMMUNICATION, PUBLICATION, AND ENFORCEMENT,

THE SUPERINTENDENT OF BANKS,

Ricardo G. Fernandez D.

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