

IN THE GRAND COURT OF THE CAYMAN ISLANDS

2016
CAUSE NO: OF 2009

IN THE MATTER OF THE COMPANIES LAW (2007 REVISION)

AND IN THE MATTER OF PALM BEACH STRATEGIC OFFSHORE LIMITED



PETITION



TO THE GRAND COURT OF THE CAYMAN ISLANDS

The Humble Petition of Palm Beach Strategic Offshore Limited (In Voluntary Liquidation) c/o Kinetic Partners (Cayman) Limited of Harbour Centre, 1st Floor, PO Box 10387, Grand Cayman, KY1-1004, Cayman Islands shows that:

1. Palm Beach Strategic Offshore Limited (the "Company") is an exempted limited liability company registered by way of continuation in the Cayman Islands under the Companies Law of the Cayman Islands.
2. The registered office of the Company is Kinetic Partners (Cayman) Limited of Harbour Centre, 1st Floor, PO Box 10387, Grand Cayman, KY1-1004, Cayman Islands.
3. By special resolution of Citco Global Custody NV Ref Peak Partners, the sole shareholder of the Company, made on 14th May 2009, the Company was placed into Voluntary Liquidation and Nicolas Matthews and Geoffrey Varga of Kinetic Partners (Cayman) Limited of Harbour Centre, 1st Floor, PO Box 10387, Grand Cayman, KY1-1004, Cayman Islands were appointed as Joint Voluntary Liquidators of the Company.
4. David Bree, Blair Brinkley and Don Seymour of DMS House, 2nd Floor, 20 Genesis Close, P.O. Box 31910, Grand Cayman KY1-1208, Cayman Islands and Scott Olson of Palm Beach Links Capital LP, 2911 Turtle Creek Blvd, Suite 1200, Dallas, Texas 75219, United States of America were the Directors of the Company on the date of the commencement of the Voluntary Liquidation.

5. The Directors of the Company have indicated to the Joint Voluntary Liquidators that they do not intend to swear a declaration of solvency in respect of the Company pursuant to s124 of the Companies (Amendment) Law, 2007, on the ground that the Company is at best of doubtful solvency.
6. The Joint Voluntary Liquidators of the Company are qualified insolvency practitioners and consent to being appointed as Joint Official Liquidators of the Company.

YOUR PETITIONER THEREFORE HUMBLY PRAYS THAT:

1. Palm Beach Strategic Offshore Limited's Voluntary Liquidation be continued, subject to supervision by this Honourable Court pursuant to section 124 of the Companies (Amendment) Law, 2007.
2. Geoffrey Varga and Nicolas Matthews of Kinetic Partners (Cayman) Limited of Harbour Centre, 1st Floor, 42 North Church Street, P.O. Box 10387, Grand Cayman KY1-1004, Cayman Islands be appointed as Official Liquidators of the Company.
3. In addition to their powers prescribed in Part II of the Third Schedule to the Companies (Amendment) Law 2007 which are exercisable without sanction of this Court, the Official Liquidators be sanctioned:
 - (a) to exercise the powers set out in Part I of the Third Schedule to the Companies (Amendment) Law, 2007; and
 - (b) to take any such action as may be necessary or desirable to obtain the recognition of their appointment in any other relevant jurisdiction and to make applications to the courts of such jurisdictions for that purpose, including, without limitation, the filing of a petition under Chapter 15 of the United States Bankruptcy Code (for which purpose the Official Liquidators be designated as the foreign representative of the Company),

and for the avoidance of doubt, the powers bestowed on the Official Liquidators may be exercised by them within and outside the Cayman Islands.

4. The Voluntary Liquidators' costs of this petition be paid out of the assets of the Company as an expense of the liquidation, such costs to be taxed if not agreed with the Official Liquidators.

AND your Petitioner will ever pray etc.

DATED the 10th day of June 2009



Appleby

NOTE: This Petition is intended to be served on the Registrar of Companies

THIS PETITION was presented by Appleby, attorneys for the Petitioner, whose address for service is that of their said attorneys, namely Clifton House, 75 Fort Street, P.O. Box 190 GT, Grand Cayman, Cayman Islands.