

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: <sup>368</sup> OF 2009

IN THE MATTER OF THE CONFIDENTIAL RELATIONSHIPS  
(PRESERVATION) LAW (2009 REVISION)

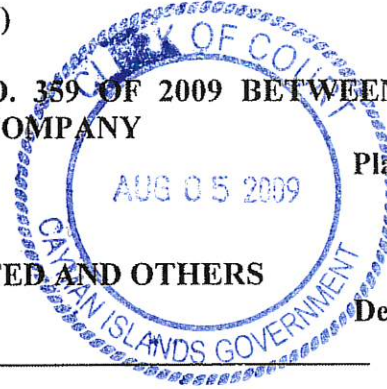
AND IN THE MATTER OF CAUSE NO. 359 OF 2009 BETWEEN AHMAD  
HAMAD ALGOSAIBI AND BROTHERS COMPANY

AND:

SAAD INVESTMENTS COMPANY LIMITED AND OTHERS

Plaintiff

Defendants



---

EX-PARTE ORIGINATING SUMMONS

---

LET ALL PARTIES CONCERNED attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the      day of      2009 on the hearing of an application by Barclays Private Bank and Trust (Cayman) Ltd. (as trustee of the SAAD Settlement) for directions pursuant to Section 4 of the above-mentioned Law.

The Applicant is required to give evidence in accordance with an *ex parte* Order of the Grand Court of the Cayman Islands made on 24 July 2009 ("the Order") by the Honourable Mr. Justice Henderson within the above mentioned proceedings ("the Proceedings") and to disclose confidential information by means of written disclosure to Messrs. Mourant Du Feu & Jeune, attorneys acting on behalf of the Plaintiff in the Proceedings, and seeks:-

1. An Order that this Ex Parte Originating Summons be heard, and determined, on an expedited basis;
2. An Order that until such time as this Ex Parte Originating Summons is determined, the Applicant be excused from making disclosure pursuant to the

Order, to the extent such disclosure would require the disclosure of confidential information;

3. A Direction that the Applicant disclose in writing to Messrs. Mourant Du Feu & Jeune:-
  - (a) the identity of all trusts or similar entities of which the Applicant acts as trustee and in which (so far as the Applicant is aware) the settlor(s) include any of the following, or (so far as the Applicant is aware) in which any of the following have a beneficial interest: (i) Mr. Al Sanea (ii) any of the Cayman Saad Companies (as defined in the Order) (iii) any member of Mr. Al Sanea's family or (iv) any company or entity connected with Mr. Al Sanea; and
  - (b) in the case of any trust identified under (a), by giving the name of the trust, the trustee(s), the settlor(s) name, and identifying the assets held by the trust (as known to the Applicant).
4. Such other or further Orders or Directions as this Honourable Court deems necessary.

Dated this 5<sup>th</sup> day of August 2009

Higgs Johnson Truman Bodden & Co  
~~Higgs Johnson Truman Bodden & Co.~~

TIME ESTIMATE: The estimated length of the hearing of this summons is 30 minutes

This Originating Summons was issued by Higgs Johnson Truman Bodden & Co. whose address for service is Queensgate House, South Church Street, P.O. Box 1234, Grand Cayman KY1-1108, Cayman Islands