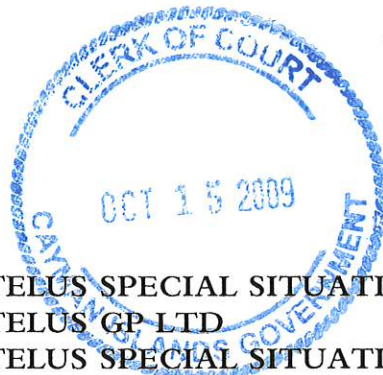


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 513 OF 2009



BETWEEN:



- (1) FORTELUS SPECIAL SITUATIONS FUND, LTD.
- (2) FORTELUS GP LTD
- (3) FORTELUS SPECIAL SITUATIONS FUND, L.P.
- (4) FORTELUS CAPITAL MANAGEMENT LTD.
- (5) FORTELUS CAPITAL MANAGEMENT LLP

Plaintiffs

AND

- (1) PROTÉGÉ PARTNERS QP FUND, LTD.
- (2) PROTÉGÉ PARTNERS, LP
- (3) PROTÉGÉ PARTNERS, LLC

Defendants

WRIT OF SUMMONS

To: (1) **PROTÉGÉ PARTNERS QP FUND, LTD.**, the registered office of which is PO Box 30464, 5th Floor Harbour Place, 103 South Church Street, George Town, Grand Cayman; and (2) **PROTÉGÉ PARTNERS, LP**, the registered office of which is 2711 Centreville Road, Suite 400, Wilmington, Delaware, USA 19808; and (3) **PROTÉGÉ PARTNERS, LLC**, the registered office of which is 25 West 53rd Street, 15 Floor, New York, NY 10019.

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiffs in respect of the claim set out herein.

Within 14 days after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court office, P.O. Box 495 GT, George Town, Grand Cayman, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 15th day of October 2009

NOTE - This Writ may not be served later than 4 calendar months (*or, if leave is required to effect service out of the jurisdiction, 6 months*) beginning with the date of issue unless renewed by order of the Court.

IMPORTANT

Directions for Acknowledgement of Service are given with the accompanying form.

The Plaintiffs' claim against the Defendants is for:

1. Declarations that:
 - a. The investment contracts made pursuant to Subscription Agreements dated 30 January 2008 as between the First and Second Plaintiffs and the First Defendant for Series C shares in the First Plaintiff, and as between the Second to Fifth Plaintiffs and the Second Defendant for Series C limited partner interests in the Third Plaintiff, are and remain binding and enforceable.
 - b. The First and Second Defendants are respectively bound by the Class C Lock Up Period as defined in the Prospectus issued on 3 December 2007 by the First Plaintiff (the "Prospectus"), and the Lock Up Period as set out in both the Limited Partnership Agreement between (inter alia) the Second Plaintiff and Second Defendant (the "Limited Partnership Agreement") and the Offering Memorandum of the Third Plaintiff dated July 2008 (the "Offering Memorandum"), and accordingly the First and Second Defendants are not entitled to redeem their interests in the First and Second Plaintiffs.
 - c. The redemption requests submitted by the First and Second Defendants dated 7 April 2009 and 18 September 2009 concerning the aforementioned investments and interests are not valid under the terms of any of the Prospectus, the Limited Partnership Agreement or the Offering Memorandum, are of no effect and are unenforceable.
 - d. Neither the Prospectus nor the Offering Memorandum contain any misrepresentations which could give rise to a right of rescission on the part of the Defendants, or alternatively any right of rescission has been waived.
2. Costs.

3. Such further or other relief as the Court thinks fit.

Dated the 15th day of October 2009



APPLEBY

This Writ is issued by Appleby, Attorneys-at-Law for the Plaintiffs, all of whose addresses for service are Clifton House, 75 Fort Street, P.O. Box 190 GT, Grand Cayman, Cayman Islands, and whose individual addresses are: Fortelus Special Situations Fund, Ltd at Uglan House, South Church Street, George Town, Grand Cayman; Fortelus GP Ltd at Uglan House, South Church Street, George Town, Grand Cayman; Fortelus Special Situations Fund, L.P. at Uglan House, South Church Street, George Town, Grand Cayman; Fortelus Capital Management Ltd. at Uglan House, South Church Street, George Town, Grand Cayman; and Fortelus Capital Management LLP at Kingbury House, 15/17 King Street, London SW1Y 6QU, United Kingdom. (Ref. JW/ML/18824.001)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. _____ OF 2009

B E T W E E N:

- (1) FORTELUS SPECIAL SITUATIONS FUND, LTD.
- (2) FORTELUS GP LTD
- (3) FORTELUS SPECIAL SITUATIONS FUND, L.P.
- (4) FORTELUS CAPITAL MANAGEMENT LTD.
- (5) FORTELUS CAPITAL MANAGEMENT LLP

Plaintiff

- and -

- (1) PROTÉGÉ PARTNERS QP FUND, LTD.
- (2) PROTÉGÉ PARTNERS, LP
- (3) PROTÉGÉ PARTNERS, LLC

Defendant

ACKNOWLEDGMENT OF SERVICE OF
WRIT OF SUMMONS

If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY.

Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

Delay may result in judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

1. State the full name of the Defendant by whom or on whose behalf the service of the Writ is being acknowledged:

2. State whether the Defendant intends to contest the proceedings (tick appropriate box)
 YES NO

3. If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (tick box)
 YES

Service of the Writ is acknowledged accordingly.

Signed _____
Attorneys for Defendant:
Address for service:

Dated:

Please complete overleaf

Notes on address for service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered or principal office.

Endorsement by Plaintiff's Attorney (or by Plaintiff if suing in person) of his name, address and reference, if any, in the box below.

Appleby
Attorneys-at-Law
Clifton House
75 Fort Street
PO Box 190
George Town
Grand Cayman KY1-1104

Ref: JW/MAL/18824,001
Attention: Jeremy Walton/Michael Loberg

Endorsement by Defendant's Attorney (or by Defendant if suing in person) of his name, address and reference, if any, in the box below.

**DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE
OF WRIT OF SUMMONS**

1. The accompanying form of Acknowledgement of Service should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person.

After completion it must be delivered or sent by post to the Law Courts, PO BOX 495, GRAND CAYMAN KY1-1106.

2. A Defendant who states in his Acknowledgement of Service that he intends to contest the proceedings must also serve a Defence on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (i.e. the words of "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his Defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A Stay of Execution against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgement of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgement, but he must, within that time, issue a Summons for a Stay of Execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

See over for notes for guidance

Please complete overleaf

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement of Service and return it to the Courts Office.
2. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
3. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words “sued as (*the name stated on the Writ of Summons*)”.
4. Where the Defendant is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description “Partner in the firm of (.....)” after his name.
5. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description “trading as (.....)” after his name.
6. Where the Defendant is a Limited Company the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.