

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**FINANCIAL SERVICES DIVISION**

**FSD NO. 45 OF 2012 - ACJ**

**IN THE MATTER OF THE COMPANIES LAW (2011 REVISION)**

**AND IN THE MATTER OF ARCAPITA INVESTMENT HOLDINGS LIMITED  
(IN PROVISIONAL LIQUIDATION) (THE "COMPANY")**

**ORDER**



**UPON** the application by summons dated 18 May 2012 by Gordon MacRae and Simon Appell in their capacity as joint provisional liquidators (the **JPLs**) of the Company

**AND UPON** reading the sworn but unfiled confidential third affidavit of Simon Appell and exhibit SA3 dated 22 May 2012

**AND UPON** Counsel for the JPLs undertaking to file the confidential third affidavit of Simon Appell immediately following the making of this order

**AND UPON** Counsel for the JPLs and Counsel for the Company consenting to this order being made without the need for a hearing

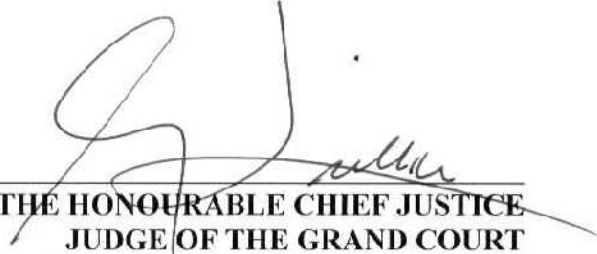
**IT IS HEREBY ORDERED THAT:**

1. pursuant to Order 24 r. 6 of the Companies Winding Up Rules 2008 (as amended) the confidential third affidavit of Simon Appell and exhibit SA3 shall be sealed up in an envelope on the Court file and shall not be open to inspection by any person until further order of this Court;

2. the JPLs' costs of this application shall be paid out of the assets of the Company as an expense of the provisional liquidation; and
3. the Company's costs of this application shall be paid out of the assets of the Company as an expense of the provisional liquidation.

Dated this <sup>20<sup>th</sup></sup> day of June 2012  
Filed this <sup>27<sup>th</sup></sup> day of June 2012



  
THE HONOURABLE CHIEF JUSTICE  
JUDGE OF THE GRAND COURT  
FINANCIAL SERVICES DIVISION

AGREED AS TO FORM AND TO CONTENT:

Mourant Ozannes  
Counsel for the Company  
**MOURANT OZANNES**

Campbells  
Counsel for the JPLs  
**CAMPBELLS**

