

IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION

The Hon Mr Justice Andrew J. Jones QC  
In Chambers, 10<sup>th</sup> October 2012



Cause No. FSD 82 of 2010 (AJJ)  
Cause No. FSD 269 of 2010 (AJJ)

IN THE MATTER OF THE COMPANIES LAW (2010 REVISION)

AND IN THE MATTER OF ICP STRATEGIC CREDIT INCOME FUND LTD. – IN  
LIQUIDATION

AND IN THE MATTER OF ICP STRATEGIC CREDIT INCOME MASTER FUND  
LTD. – IN LIQUIDATION

ORDER

UPON re-hearing the Summonses dated 30 January 2012 of Hugh Dickson and Stephen Akers (the "Liquidators") on the question (not previously considered at the hearing on 3 February 2012) on the whether the Court has power to make an Order pursuant to Section 103 of the Companies Law (2011 Revision) against KPMG LLP of 150 John F. Kennedy Parkway, Short Hills, New Jersey, NJ 07078, United States on the ground that it was an "officer" of the Companies within the meaning of Section 103(1)(b) of the Law;

AND UPON hearing counsel for the Liquidators and reading his written submissions;

AND UPON the Court being satisfied that KPMG LLP has been duly served;

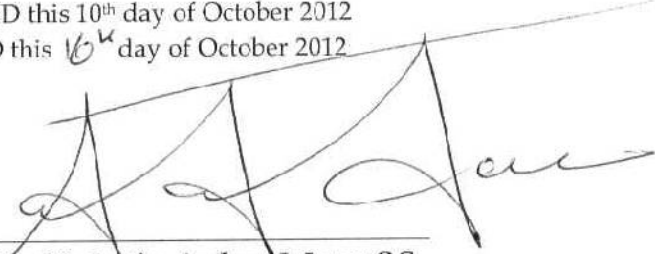
AND UPON READING the Second Affidavit of Hugh Dickson sworn on 16 January 2012, the Seventh Affidavit of Hugh Dickson sworn on 1 August 2012, the First Affidavit of Ben Hobden sworn on 6 September 2012 and the Affidavit of Service of Michael Riccardi dated 10 September 2012, all filed on behalf of the Liquidators;

AND UPON concluding that KPMG LLP was not appointed as an officer of the Companies within the meaning of Section 103(1)(b) of the Law

IT IS ORDERED that:

1. The Summonses be dismissed.
2. The Liquidators' costs of this application be paid as an expense of the liquidation.

DATED this 10<sup>th</sup> day of October 2012  
FILED this 16<sup>th</sup> day of October 2012

  
The Hon Mr. Justice Andrew J. Jones QC  
Judge of the Grand Court



This Order is filed by Conyers Dill & Pearman, Attorneys-at-Law for and on behalf of the Official Liquidator herein whose address for service is c/o Cricket Square, Hutchins Drive, P.O. Box 2681, Grand Cayman KY1-1111.