

**IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION**

**FSD NOs. 165 & 166 of 2012 (AJEF)  
(Consolidated Proceedings)**

**IN THE MATTER OF THE COMPANIES LAW (2012 REVISION) (AS AMENDED)**

**AND IN THE MATTER OF JP SPC 1 & JP SPC 4**



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**ORDER**

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UPON the Summons dated 19 July 2013 of the Receivers ("the Receivers") of the Axiom Legal Financing Fund, a segregated portfolio of JP SPC1 and the Axiom Legal Financing Master Fund SP, a segregated portfolio of JP SPC (together "the Portfolios")

AND UPON reading the Fourth Affidavit of Michael Edward George Saville sworn on 19 July 2013 and Exhibit MS-4 thereto;

AND UPON HEARING Counsel for the Receivers

IT IS HEREBY ORDERED:-

1. That paragraph 3 of the Orders of 19 December 2012 in the above Cause Numbers sealing the Affidavits of Ronan Guilfoyle and Graham Hampson and their exhibits be discharged.
2. That paragraph 6 of the Orders of 12 February 2013 in the above Cause Numbers sealing the First Affidavit of Ronan Guilfoyle and its exhibit RG-1 be discharged.
3. The compromise by the Receivers of the debt owing by PLF 1 to Axiom Legal Financing Fund Master SP, on the same or substantially the same terms as the draft Deed of Settlement exhibited to the said Fourth Affidavit of Mr. Saville and as provided by the Receivers (through their lawyers) to PLF 1 on 19 July 2013, is hereby sanctioned.

4. The compromise by the Receivers of the debt owing by PLF 2 to Axiom Legal Financing Fund Master SP, on the same or substantially the same terms as proposed by PLF 2 in an email to the Receivers dated 18 July 2013 exhibited to the said Fourth Affidavit of Mr. Saville is hereby sanctioned PROVIDED THAT such sanction is conditional upon:

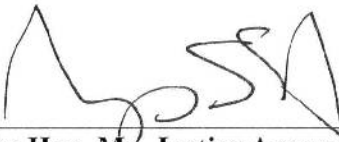


- (a) the Receivers undertaking a satisfactory due diligence in respect of (i) the contingencies upon which the various payments are proposed to be made by PLF 2, and (ii) the financial position of PLF 2 and its ability to make such payments; and
  - (b) the agreement of a majority in number of the Receivership Committee to the terms of the said compromise.
5. The following actions and the bringing and prosecution of the following proceedings by the Receivers is hereby sanctioned:
- (a) An application to the High Court of Justice of England for the provision to the Receivers of documents from the court file in the proceedings brought by The Law Society of England & Wales (Solicitors Regulation Authority) ("the SRA") in the said High Court of Justice in Claim No. HC13E02604 against Rohrer & Co Limited, Rachel Hutson, Mulberry Finch Limited, and others ("the SRA Proceedings");
  - (b) To instruct the Swiss lawyers LALIVE to act on behalf of the Portfolios in filing and prosecuting a claim as a victim in proceedings before the Swiss Court (reference SV 13 0087 - SCF);
  - (c) Such application(s) as may be advised by the Receivers' Leading Counsel in England in respect of Andrew Andronikou of UHY Hacker Young LLP, as administrator of Rohrer & Co Limited:
    - i. to preserve property, assets, monies, files, records, data, and information belonging to Rohrer & Co Limited; and/or
    - ii. to remove Andrew Andronikou as administrator of Rohrer & Co Limited and have suitable insolvency practitioner(s) appointed in his place, and
    - iii. if required, to make application to intervene in the SRA Proceedings.

- (d) Recognition proceedings in Canada so as to ensure that the real property owned by Loret Investments Limited and located at 118 Chemin St Andrews, Mont-Tremblant, Quebec, cannot be sold without the consent of the Receivers; and
  - (e) An application in the High Court of Justice in England and/or in the appropriate Court in the Isle of Man (as may be advised) for a freezing injunction against the assets of Synergy (IOM) Limited, or alternatively, for the appointment of receivers of the assets of that company.
6. The Receivers are permitted to engage attorneys and counsel generally in whichever jurisdiction they deem necessary for the purpose of advising (but not bringing proceedings, other than as sanctioned) in respect of matters concerning the Portfolios.
  7. The Fourth Affidavit of Michael Edward George Saville and Exhibit MS-4 be sealed.
  8. The Receivers shall use reasonable endeavours to negotiate and agree with the SRA a protocol for the mutual exchange of documents and information relating to their respective investigations into the Portfolios and the named defendants in the SRA Proceedings, with a view to minimising duplication of time and cost.
  9. The costs of this application shall be paid out of the assets of the Portfolios.

DATED this 24<sup>th</sup> day of July 2013

FILED this 30<sup>th</sup> day of July 2013



**The Hon. Mr. Justice Angus Foster**  
**JUDGE OF THE GRAND COURT**



THIS ORDER was FILED by HARNEY WESTWOOD & RIEGELS, Attorneys-at-Law for the Receivers, whose address for service is 4<sup>th</sup> Floor, Harbour Place, 103 South Church Street, PO Box 10240, Grand Cayman KY1-1002, Cayman Islands (Ref: DWH/JNW/044475.0001).