

IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION

CAUSE NO. FSD107 OF 2012 (AJEF)

BETWEEN:

SAAD INVESTMENTS COMPANY LIMITED  
(IN OFFICIAL LIQUIDATION)

PLAINTIFF

AND

MAAN AL SANEA

DEFENDANT



ORDER

UPON THE APPLICATION by the Plaintiff by its summons dated 21 June 2013 for an order that the Defendant do make an interim payment to the Plaintiff on account of damages pursuant to Order 29, rule 10 of the Grand Court Rules.

AND UPON reading the First Affidavit of Stephen John Akers sworn on 10 October 2012 and the Third Affidavit of Stephen John Akers sworn on 25 June 2013

AND UPON hearing Leading Counsel for the Plaintiff

AND UPON the Court being satisfied that the Defendant has been duly served with the Summons for Interim Payment, dated 21 June 2013 and the First Affidavit of Stephen John Akers sworn on 10 October 2012 and the Third Affidavit of Stephen John Akers, sworn on 25 June 2013, including by service upon Appleby, the Defendant's attorneys in the Cayman Islands

AND UPON the Court being satisfied that the Defendant has had proper opportunity to appear on the hearing of the Summons and to make submissions and to defend himself

AND UPON the Court being satisfied, pursuant to Order 29, rule 11(1)(b) of the Grand Court Rules, that the Plaintiff has obtained judgment dated 9 April 2013 against the Defendant for damages to be assessed

AND UPON the Court being satisfied, pursuant to Order 29, rule 11(1) of the Grand Court Rules, that the Defendant should be ordered to make an interim payment of US\$931,200,075 plus CHF23,000,000, such amount being a just amount and a sum that does not exceed a

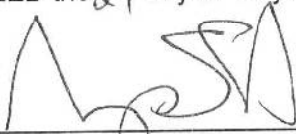
reasonable proportion of the damages which, in the opinion of the Court, are likely to be assessed as payable by the Defendant to the Plaintiff in these proceedings (taking into account any relevant contributory negligence and any set off, cross-claim or counterclaim on which the Plaintiff may be entitled to rely), such sum representing actual, direct damages and not including any amount comprising interest or indirect or consequential damages.

IT IS ORDERED THAT:

1. The Defendant do make an interim payment to the Plaintiff on account of damages in the amount of US\$931,200,075 plus CHF23,000,000 (approximately US\$20,509,000) which amounts do not include interest.
2. The Defendant shall pay the Plaintiff's costs of this application, such costs to be taxed on the standard basis if not agreed.

DATED the 26 day of July 2013

FILED the 29 day of July 2013



**The Hon. Mr Justice Angus Foster**  
Judge of the Grand Court

