

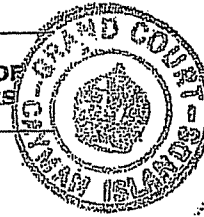
**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**CAUSE NO. 287 OF 2009**

**IN THE MATTER OF THE COMPANIES LAW (2007 REVISION)**

**AND IN THE MATTER OF FOUNDING PARTNERS GLOBAL FUND, LTD**

**ORDER FOR APPOINTMENT OF  
PROVISIONAL LIQUIDATORS**



UPON hearing counsel for Founding Partners Global Fund, Inc. of Ugland House, PO Box 309, George Town, Grand Cayman, Cayman Islands, (the "Petitioner") upon the Summons for an order that David Walker and Ian Stokoe of PWC Corporate Finance & Recovery (Cayman) Limited be appointed Provisional Liquidators of Founding Partners Global Fund, Ltd (the "Company");

AND UPON reading the petition and the other documents on the Court file;

AND UPON the Petitioner undertaking by its counsel to pay any damage suffered by the Company as a result of this order and/or the appointment of Provisional Liquidators in the event that the winding up petition is ultimately withdrawn or dismissed;

IT IS ORDERED that:-

1. David Walker and Ian Stokoe of PWC Corporate Finance & Recovery (Cayman) Limited, PO Box 258, Strathvale House, George Town, Grand Cayman KY1-1104, Cayman Islands (the "Provisional Liquidators") be appointed Provisional Liquidators of the Company.
2. The Petition shall forthwith be served on the Company at its registered office, Ugland House, PO Box 309, George Town, Grand Cayman, Cayman Islands.
3. The Provisional Liquidators shall not be required to give security for their appointment;
4. The Provisional Liquidators are hereby authorised to take such steps as may be necessary or expedient for the protection of the Company's assets, and for that purpose may exercise any of the powers set out below at (a) to (g) without further sanction of the Court, within and outside the Cayman Islands:

- a) to bring or defend any action, suit, prosecution or other legal proceedings, whether criminal or civil, by way of court process or arbitration in the name and on behalf of the Company including commencing proceedings for recognition and/or ancillary relief in Bermuda.
- b) to take possession of, collect and get in all property or assets (of whatever nature) to which the Company is or appears to be entitled;
- c) to do all things as may be necessary or expedient for the protection of the Company's assets;
- d) to do all things (including the carrying on of the business of the Company) so as may be necessary or expedient for the beneficial realisation of the property or assets of the Company (including power to borrow money);
- e) to appoint attorneys, solicitors, counsel and other professional advisers both in the Cayman Islands and elsewhere to assist in the performance of their duties;
- f) to appoint agents both in the Cayman Islands and elsewhere to do any business which they are unable to do themselves or which can more conveniently be done by an agent and power to employ and dismiss officers and employees of the Company;
- g) to open and maintain bank accounts in the name of the Company or themselves anywhere in the world as may be necessary for the better performance of their duties.




- 5. The Provisional Liquidators shall be at liberty to apply for further directions concerning their functions and the exercise or proposed exercise of their powers.
- 6. The Provisional Liquidators shall within 7 business days notify all known creditors and shareholders of their appointment and there shall be no other requirement to advertise the petition.
- 7. The Provisional Liquidators are directed to prepare a report about the financial condition of the Company to this Honourable Court within 60 days of the date of this order or, if sooner, 14 days prior to the hearing of the Petition.
- 8. No suit, action or other proceeding shall be proceeded with or commenced against the Company except with the leave of the Court and subject to such terms as the Court may impose.

9. No disposition of the Company's property by or with the authority of the Provisional Liquidators in carrying out of their duties and functions and exercise of their powers under this Order shall be voided by virtue of section 99 of the Companies Law (2007 Revision).
10. The remuneration and expenses of the Provisional Liquidators shall be paid out of the assets of the Company.
11. The Court will issue a request to the Supreme Court of Bermuda in the terms of the draft appended to this Order.
12. The costs of and incidental to these applications shall be paid from the assets of the Company as expenses within the liquidation.

Dated this 11<sup>th</sup> day of June 2009

Filed this 12<sup>th</sup> day of June 2009



  
The Honourable Mr Justice Foster  
JUDGE OF THE GRAND COURT

**This Order was filed by Mourant du Feu & Jeune, Attorneys-at-Law for the Petitioner, whose address for service is 2<sup>nd</sup> Floor Harbour Centre, 42 North Church Street, George Town, P.O. Box 1348 Grand Cayman KY1-1108 (Ref: 2044866/HAYDP/MdFJ/1968445/2**