

COMMONWEALTH OF THE BAHAMAS

IN THE SUPREME COURT

Commercial Division

SUPREME COURT

DEC 05 2011

NASSAU, BAHAMAS

2011

COM /bnk / 00083

IN THE MATTER OF Montaque Capital Partners Ltd (in Liquidation).

AND IN THE MATTER OF the Companies Act, 1992

*M.M.J. W.  
29 Dec 2011*

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**ORDER**

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UPON THE APPLICATION by the Liquidators by Summons filed herein on the 29<sup>th</sup> November, 2011

AND UPON READING the Second Affidavit of Edmund Rahming filed herein on the 30<sup>th</sup> November, 2011 in support thereof

AND UPON HEARING Brian C. Simms with Metta MacMillan-Hughes of Counsel for the Joint Liquidators

IT IS ORDERED that the Liquidators' application for a Request for aid and recognition in the form annexed hereto is hereby granted

AND THAT the Liquidators' costs of this application be paid in the liquidation.

Dated this 2<sup>nd</sup> day of December, 2011

BY ORDER OF THE COURT

REGISTRAR

**COMMONWEALTH OF THE BAHAMAS**

**2011**

**IN THE SUPREME COURT**

**COM /bnk / 00083**

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**IN THE MATTER OF Montaque Capital Partners Ltd. (in Liquidation).**

**AND IN THE MATTER OF the Companies Act, 1992**

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**REQUEST FOR AID AND RECOGNITION**

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THIS COURT HEREBY REQUESTS the aid and recognition of any court, tribunal, regulatory or administrative body having jurisdiction in Canada (including, without limitation, the Superior Court of Quebec, the Superior Court of Ontario, the Autorité des Marchés Financiers (AMF) and the Ontario Securities and Exchange Commission), the Court of the United States; Ireland; the Cayman Islands; Belize and Switzerland or elsewhere to give effect to the powers of the Liquidators as contained in the Orders of this Court dated 2<sup>nd</sup> December, 2011 annexed hereto and to assist the Liquidators and their agents in carrying out the terms of the said Orders and such further orders as are made. All courts, tribunals, regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance to the Liquidators, as officers of this Court, as may be necessary or desirable to give effect to the said Orders or to assist the Liquidators and their agents in carrying out the terms thereof, including without limitation, to assist the Liquidators to take possession of or to control the assets of Montaque Capital Partners Ltd (In Liquidation)

("Montaque"), including those held by third parties or parties affiliated or related to Montaque, as well as to enforce the stay of proceedings in relation to Montaque and its assets that exists pursuant to sections 248 and 194 of the Companies Act 1992, Chapter 308 of the Statutes of the Commonwealth of the Bahamas, annexed hereto.

Dated this 2<sup>nd</sup> day of December, 2011

**Sir Michael L Barnett**  
**Chief Justice of the Supreme Court**  
**Commonwealth of The Bahamas**

**COMMONWEALTH OF THE BAHAMAS**

**IN THE SUPREME COURT**

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**IN THE MATTER OF Montaque Capital Partners Ltd.**

**AND IN THE MATTER OF the Companies Act, 1992**

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**REQUEST FOR AID AND RECOGNITION**

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**2011**

**COM /bnk / 00083**

**LENNOX PATON**  
Chambers  
Fort Nassau Centre  
Marlborough Street  
Nassau, Bahamas  
Attorneys for the Liquidators

**COMMONWEALTH OF THE BAHAMAS**

**IN THE SUPREME COURT**

**Commercial Division**

**IN THE MATTER OF Montaque Capital Partners  
Ltd. ( in voluntary liquidation)**

**AND IN THE MATTER OF the Companies Act, 1992**

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**ORDER**

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**2011**

**COM /bnk / 00083**

*LENNOX PATON*  
**LENNOX PATON**

Chambers  
Fort Nassau Centre  
Marlborough Street  
Nassau, Bahamas  
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