

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: :
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BANCREDIT CAYMAN LIMITED (IN LIQUIDATION) : Chapter 15
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Debtor, : Case No. 06-11026 (SMB)
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ORDER (1) GRANTING RECOGNITION OF FOREIGN MAIN PROCEEDING PURSUANT TO 11 U.S.C. § 1517; (2) GRANTING RELIEF AS OF RIGHT PURSUANT TO 11 U.S.C. § 1520; (3) GRANTING RELATED RELIEF; AND (4) SCHEDULING CONTINUED HEARING WITH RESPECT TO CERTAIN RELIEF REQUESTED UNDER 11 U.S.C. § 1521

Upon the Application and Verified Petition filed May 10, 2006 (the “Chapter 15 Petition”) seeking recognition and related relief pursuant to Chapter 15 of title 11 of the United States Code (the “Bankruptcy Code”), of a foreign proceeding pending under cause number 171 of 2004 in the Grand Court of the Cayman Islands (the “Foreign Proceeding”), by Richard Fogerty and G. James Cleaver (“Petitioners”), as Joint Official Liquidators of Bancredit Cayman Limited (in Liquidation) (“Bancredit”); and due and timely notice of the filing of the Chapter 15 Petition and the hearing thereon having been given by Petitioners to the United States Trustee, any creditors in the United States, and to all parties to U.S. litigations in which Bancredit is a party (and their counsel, if known) by U.S. mail, and to the members of the Creditors Committee¹ by hand delivery, and to all other creditors by publication on the official Website at <http://www.bancreditcayman-liquidation.ky/>, in accord with this Court’s Order approving notice provisions, entered May 12, 2006; and the Court having considered the Chapter 15 Petition and the exhibits attached thereto, and the Affidavit of Richard Fogerty and Affidavit of Aristotelis

¹ Capitalized terms not otherwise defined herein have the meaning given in the Chapter 15 Petition.

Galatopoulos; and a limited objection having been filed by GFN Corporation, Ltd. and its affiliates; and upon the record of the initial hearing held before this Court on June 15, 2006; and after due deliberation and sufficient cause appearing therefore, the Court makes the following findings of fact and conclusions of law:

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334, and 11 U.S.C. §§ 109 and 1501.

2. Venue of this proceeding is proper in this judicial district pursuant to 28 U.S.C. § 1410.

3. This is a core proceeding under 28 U.S.C. § 157(b)(2)(P).

4. The Petitioners are persons pursuant to 11 U.S.C. § 101(41) and are the duly appointed foreign representatives of Bancredit pursuant to 11 U.S.C. § 101(24).

5. The Chapter 15 case was properly commenced pursuant to 11 U.S.C. §§ 1504, 1509, and 1515.

6. Petitioners have met the requirements of 11 U.S.C. § 1515(b), § 1515(c), and Rule 1007(a)(4) of the Interim Federal Rules of Bankruptcy Procedure.

7. The Foreign Proceeding pending under cause number 171 of 2004 in the Grand Court of the Cayman Islands, and the provisions made thereunder for the protection, administration and distribution of assets pursuant to the Liquidation Order, is a foreign proceeding pursuant to 11 U.S.C. § 101(23).

8. The Foreign Proceeding is entitled to recognition by this Court pursuant to 11 U.S.C. § 1517.

9. The Foreign Proceeding is pending in the country where the center of main interests of Bancredit is located and accordingly the Foreign Proceeding is a foreign main

proceeding pursuant to 11 U.S.C. § 1502(4), and is entitled to recognition as a foreign main proceeding pursuant to 11 U.S.C. § 1517(b)(1).

10. The Petitioners are entitled to the relief provided pursuant to 11 U.S.C. § 1520 and related relief to the extent set forth in this Order.

NOW, THEREFORE, IT IS HEREBY:

ORDERED, that the Foreign Proceeding is granted recognition pursuant to 11 U.S.C. § 1517(a); and it is further

ORDERED, that the Foreign Proceeding is granted recognition as a foreign main proceeding pursuant to 11 U.S.C. § 1517(b)(1); and it is further

ORDERED, that the Petitioners are granted the relief provided pursuant to 11 U.S.C. § 1520; and it is further

ORDERED, that Petitioners are authorized to continue the Remington Lawsuit and the Morales Lawsuit within the United States in furtherance of their activities as JOLs, and it is further

ORDERED, that Petitioners are authorized to operate the business of Bancredit that is the subject of the Foreign Proceeding and may exercise the powers of a trustee under and to the extent provided by 11 U.S.C. § 1520; and it is further

ORDERED, that this hearing shall be continued until **June 27, 2006 at 10:00 a.m.** for consideration of that portion of the Chapter 15 Petition which requests certain relief pursuant to 11 U.S.C. § 1521 and the GFN Objection thereto; and it is further

ORDERED, that this Court shall retain jurisdiction with respect to the enforcement, amendment or modification of this Order; and it is further

ORDERED, that a copy of this Order, conformed to be true and correct, shall be served:

(a) by United States mail, first class postage prepaid, on or before **June 16, 2006**, upon the Debtor, all administrators in foreign proceedings of the Debtor, the Office of the United States Trustee, any creditors in the United States, and upon all parties to lawsuits currently pending in the United States to which Bancredit is a party (and their counsel, if known); and

(b) by international courier to an agent in the Dominican Republic that will deliver by hand to each of the members of the Committee of Creditors; and

(c) by posting on the official Website: <http://www.bancreditcayman-liquidation.ky/> on or before **June 21, 2006**; and it is further

ORDERED, that such service shall be good and sufficient service and adequate notice for all purposes.

Dated: New York, New York
June 15, 2006

/s/ STUART M. BERNSTEIN
STUART M. BERNSTEIN
CHIEF UNITED STATES BANKRUPTCY JUDGE

Issued at: 3:45 p.m.