

**IN THE SUPREME COURT
PROVIDENCIALES, TURKS & CAICOS ISLANDS**

No W4/10

The Hon. Richard Williams J
Friday 13 August, 2010

**IN THE MATTER OF TCI BANK LIMITED
IN THE MATTER OF THE COMPANIES ORDINANCE 1981**

ORDER

UPON THE APPLICATION by Originating Summons dated 13 August, 2010 of the above-named TCI Bank Limited, whose registered office is situated at Butterfield Square, Providenciales, Turks & Caicos Islands.

AND UPON HEARING Norman Saunders, Counsel for the Applicant; Jonathan Katan, Counsel for the Turks and Caicos Islands Financial Services Commission; Ariel Misick QC, Counsel for the National Insurance Board of the Turks and Caicos Islands; Martin Greene, Counsel for Seven Creditors; Guy Chapman, Counsel for ECIC Holdings Limited; Clayton Greene, Counsel for the Joint Provisional Liquidators of the Company; and Mrs Tecla Henry-Benjamin on behalf of the Crown at the Courthouse, Dr. Malcolm's Building, Leeward Highway, Providenciales on Friday 13th August 2010.

AND UPON READING the said Originating Summons and the evidence in support of the application

IT IS ORDERED that the above-named Company do convene separate Meetings of its Creditors (as defined in the attached Scheme of Arrangement) and Shareholders to be held:

- (1) In Grand Turk on Tuesday the 31 day of August, 2010 at 5:30 pm at Dillion Hall, in respect of Creditors with bank accounts at the Company's branch in Grand Turk;
- (2) In North Caicos, on Wednesday 1 September 2010 at 5:30 pm at Horse Stable Beach pavilion, in respect of Creditors with bank accounts at the Company's branch in North Caicos;
- (3) In Providenciales, on Thursday the 2nd September 2010 at 5:30 pm at Tropicana Club, The Bight, Providenciales, in respect of Creditors with bank accounts at the Company's branches in Providenciales, and with

the Shareholders of the Company immediately after the above meetings, at the meeting that is most convenient to each Shareholder at which place and respective times all the aforesaid Creditors and Shareholders are requested to attend for the purpose of considering and if

thought fit approving (with or without modification) a Scheme of Arrangement proposed to be made between the said Company and its Creditors and the holders of its Shares


AND IT IS ORDERED that at least fourteen (14) clear days before the day appointed for the said Meetings, an Advertisement convening the same and stating that copies of the said Scheme of Arrangement, forms of proxy, and copies of the Statement required to be furnished pursuant to this Order can be obtained at the registered office of the said Company, on the web site of the Provisional Liquidators at www.tcibpliquidation.com, and at the office of its Attorneys Saunders & Co., Town Centre, Providenciales and with the said Advertisement to be inserted once in "The Turks & Caicos Weekly News", "the Free Press", and "the TCI Sun" newspapers, and published once in "The Gazette", and also submitted for posting on the TCI Journal, with the Advertisement sent as a release to "WIV4" and "PTV8", with the first publication of such Advertisement to be at least fourteen clear days before the day appointed for such Meetings and with none being published with less than seven clear days before the day appointed for such Meetings and with all indicating where a copy of the said Scheme and Statement and the form of proxy can be collected.

AND IT IS ORDERED that the costs of this application and the costs and disbursements in the Scheme of Arrangement shall be costs in the provisional liquidation (to be taxed if not agreed with the Provisional Liquidators on an attorney and own client basis) if the Scheme of Arrangement fails and the Company's costs if the Scheme of Arrangement succeeds.

AND THE COURT HEREBY APPOINTS Anthony S. Kikivarakas or failing him Mark Munnings, the Provisional Liquidators of the Company, and Norman Hamilton or failing him Andrew Newlands, directors of the Company, to act as Co-Chairmen of each of the said Meetings and has directed the Co-Chairmen to report the results thereof to the Court AND ORDERS that the said Co Chairmen do report the results of such Meetings respectively to the Court.

That the Co-Chairmen report to the Court on 9th September 2010 on the results of the meetings and that this matter be listed for hearing on that date.

Dated the 13 August, 2010.


By Order of the Court