

JS 44C/SDNY REV. 7/2012

CIVIL COVER SHEET

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13CV5756 Cash

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS: Captain Hani Alsohaibi (appellant)
DEFENDANTS: Arcapita Bank B.S.C.(c), Arcapita Investment Holdings Limited, Arcapita LT Holdings Limited, WindTurbine Holdings Limited, AEID II Holdings Limited, RailInvest Holdings Limited (appellees)
ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER): Law Offices of Tally M. Wiener, Esq. 119 West 72nd Street, PMB 350, New York, NY 10023 212.574.7975
ATTORNEYS (IF KNOWN): Gibson, Dunn & Crutcher LLP 200 Park Avenue, New York, NY 10166 212.351.4000

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE) (DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)
Appeal from financing order entered on the 26th day of June, 2013 in case no. 12-11076 filed under chapter 11 of title 11 of the U.S. Code

Has this or a similar case been previously filed in SDNY at any time? No [] Yes [X] Judge Previously Assigned
If yes, was this case Vol. [] Invol. [] Dismissed. No [] Yes [] If yes, give date & Case No.

IS THIS AN INTERNATIONAL ARBITRATION CASE? No [X] Yes []

(PLACE AN [x] IN ONE BOX ONLY) NATURE OF SUIT

Table with columns: CONTRACT, PERSONAL INJURY, TORTS, ACTIONS UNDER STATUTES, LABOR, IMMIGRATION, REAL PROPERTY, BANKRUPTCY, OTHER STATUTES. Includes various legal categories and codes for selection.

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE:

DEMAND \$ OTHER JUDGE DOCKET NUMBER

Check YES only if demanded in complaint JURY DEMAND: [] YES [] NO NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding
- 2 Removed from State Court
 - a. all parties represented
 - b. At least one party is pro se.
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from (Specify District)
- 6 Multidistrict Litigation
- 7 Appeal to District Judge from Magistrate Judge Judgment

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

- 1 U.S. PLAINTIFF
- 2 U.S. DEFENDANT
- 3 FEDERAL QUESTION (U.S. NOT A PARTY)
- 4 DIVERSITY

IF DIVERSITY, INDICATE CITIZENSHIP BELOW. (28 USC 1332, 1441)

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF DEF []1 []1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF DEF []3 []3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF DEF []5 []5
CITIZEN OF ANOTHER STATE	[]2 []2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[]4 []4	FOREIGN NATION	[]6 []6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Captain Hani Alsohaibi
P.O. Box 805
Jeddah, 21421
Saudi Arabia

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Arcapita Bank B.S.C.(c), P.O. Box 1406, Manama, Bahrain
c/o Gibson Dunn & Crutcher LLP, 200 Park Avenue, New York, NY 10166
[New York County]

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN
(DO NOT check either box if this a PRISONER PETITION/PRISONER CIVIL RIGHTS COMPLAINT.)

DATE: 2nd day of August, 2013
SIGNATURE OF ATTORNEY OF RECORD: Sally M. Wiener

ADMITTED TO PRACTICE IN THIS DISTRICT
[] NO
 YES (DATE ADMITTED Mo. Sept. Yr. 2007)
Attorney Bar Code # TW0215

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)