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*Attorneys for HSH Nordbank AG, acting through its  
New York Branch, as Lead Arranger, Administrative  
Agent and Collateral Agent on behalf of Itself and a  
Group of Lenders.*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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<b>In re</b>	:	<b>Chapter 11</b>
	:	
<b>ARCAPITA BANK B.S.C.(C), et al.</b>	:	<b>Case No. 12-11076 (SHL)</b>
	:	
<b>Debtors.</b>	:	<b>(Jointly Administered)</b>
	:	
-----X		

**NOTICE OF APPEARANCE AND REQUEST  
FOR SERVICE OF NOTICES AND DOCUMENTS**

PLEASE TAKE NOTICE that Kaye Scholer LLP (“Kaye Scholer”), pursuant to section 1109 of title 11 of the United States Code, 11 U.S.C. § 101 *et seq.*, and Rules 2002, 3017, 9007 and 9010 of the Federal Rules of Bankruptcy Procedure, hereby appears as counsel for HSH Nordbank AG, acting through its New York Branch, as Lead Arranger, Administrative Agent and Collateral Agent on behalf of Itself and a Group of Lenders. Kaye Scholer requests service of all notices and documents herein upon the following attorneys:

Andrew A. Kress, Esq.  
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PLEASE TAKE FURTHER NOTICE that the foregoing request for service includes all pleadings of any kind, including, without limitation, all notices, motions, complaints, and orders, whether written or oral, formal or informal, however transmitted, related in any way to the Debtors, their property, or their estates.

PLEASE TAKE FURTHER NOTICE that neither this *Notice of Appearance and Request for Service of Notices and Documents* (the "Notice") nor any later appearance, pleading, proof of claim, claim, or suit shall constitute a waiver of (i) the right to have final orders in non-core matters entered only after *de novo* review by a District Judge, (ii) the right to trial by jury in any proceeding triable in these cases or any case, controversy, or proceeding related to these cases, (iii) the right to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal, (iv) any objection to the jurisdiction of this Bankruptcy Court for any purpose other than with respect to this Notice, (v) any election of remedy, or (vi) any other rights, claims, actions, defenses, setoffs, or recoupments as appropriate, in law or in equity, under any agreements, all of which rights, claims, actions, defenses, setoffs, and recoupments are expressly reserved.

Dated: New York, New York  
April 3, 2012

KAYE SCHOLER LLP

/s/Andrew A. Kress

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