

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

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In re: : Chapter 11  
: :  
ARCAPITA BANK B.S.C.(c), et al., : Case No. 12-11076 (SHL)  
: :  
Reorganized Debtors. : Confirmed  
: :  
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**NOTICE OF (I) AUTHORIZATION TO TRANSFER  
ALLOWED CLAIMS, (II) DEADLINE FOR TRANSFERRING  
ALLOWED CLAIMS, AND (III) FORFEITURE DATE**

**If you hold a claim against the above-captioned Debtors, please read this notice carefully. It describes your right to sell your claim and the deadline for doing so. If you have not already submitted all applicable verification materials and you do not act by January 24, 2015, your claim may be forever forfeited and waived.**

**PLEASE TAKE NOTICE OF THE FOLLOWING:**

**AUTHORIZATION TO TRANSFER ALLOWED CLAIMS**

By order dated, December 9, 2014 (the “*Plan Implementation Order*”) [Docket No. 2073], the United States Bankruptcy Court for the Southern District of New York (the “*Bankruptcy Court*”) approved the *Motion for Order in Aid of Implementation of the Plan* (including all exhibits thereto and as amended, modified or supplemented, the “*Implementation Motion*”).<sup>1</sup>

The Plan Implementation Order authorizes the Reorganized Debtors to honor transfers by Holders of Allowed Claims of their rights to receive distributions of securities under the *Confirmed Second Amended Joint Plan of Reorganization of Arcapita Bank B.S.C.(c) and*

<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Implementation Motion.

*Related Debtors Under Chapter 11 of the Bankruptcy Code (with First Technical Modifications)*  
[Docket No. 1265] (the “*Plan*”) in the above captioned chapter 11 cases.

## **PERSONS AUTHORIZED TO TRANSFER CLAIMS**

Holders of Allowed Claims who have not elected to receive convenience class treatment under the Plan are authorized to transfer such Allowed Claims.

## **HOW TO TRANSFER YOUR CLAIM**

Holders of Allowed Claims may sell such Allowed Claims to any other person on such terms as those parties agree with one another.

If you intend to transfer your claim, you must submit either a Distribution Transfer Request or a Notice of Intent to Transfer by **January 24, 2015**. If you submit a Distribution Transfer Request on or prior to January 24, 2015, the deadline to transfer your Claims will be extended by sixty (60) days from the date such Distribution Transfer Request is received by the Reorganized Debtors to allow you to complete your trade. If you submit a Notice of Intent to Transfer by January 24, 2015, but not a Distribution Transfer Request, you must submit your Distribution Transfer Request by **February 9, 2015**.

In order for the transfer to be effective, the seller must submit a completed Distribution Transfer Request form in accordance with the procedures described below. A blank Distribution Transfer Request form and a blank Notice of Intent to Transfer form are included in this packet and are being simultaneously distributed in English and Arabic.

## **NOTICE OF FORFEITURE DATE AND DEADLINE TO TRANSFER CLAIMS**

Pursuant to the Plan, any holder of an Allowed Claim that has not submitted the applicable verification materials by the “Forfeiture Date” will forever waive and forfeit all rights to a distribution from the Reorganized Debtors. The “Forfeiture Date” is defined in the Plan as “the date that is the later of (i) the one-year anniversary of the Effective Date, or (ii) the one-year

anniversary of the date on which such Distribution is made available to the applicable Claimant by the Disbursing Agent.” The Bankruptcy Court has clarified that the Forfeiture Date will occur for most claimants (*i.e.*, those other than Non-Eligible Claimants) on **January 24, 2015**.

### **POTENTIAL PURCHASERS OF CLAIMS**

The parties listed in the below table have contacted the RA Group and expressed their interest in purchasing Claims. If a Holder of an Allowed Claim would like to sell its Claim, these parties have identified themselves as prospective purchasers, and they invite Holders to contact them. Please note that this list is provided for the convenience of Holders of Allowed Claims. Neither the RA Group nor Arcapita can provide a guarantee regarding the price that any of these parties will offer for Claims.

<b>Prospective Purchaser</b>	<b>Contact Information</b>
Alta Fundamental Advisers	Jeremy Carton jcarton@altafundamental.com
Aristeia Capital LLC	Steve Robinson robinson@aristeiacapital.com
Barclays Bank Plc	Please email: arcapitaclaims@barclays.com Please copy: Fahmi Anar fahmi.anar@barclays.com David DeHorn david.dehorn@barclays.com
Credit Suisse Securities (Europe) Limited	Matt Ryder matthew.ryder@credit-suisse.com
Halcyon Asset Management LLC	Pratik Desai pdesai@halcyonllc.com
Morgan Stanley & Co., LLC	Colin M. Adams colin.adams@ms.com

SC Lowy	David Beckett david.beckett@sclowy.com
Venor Capital Management LP	Jonathan Krautmann jk@venorcapital.com
VR Capital	Sina Toussi stoussi@vr-capital.com

**PROCEDURE FOR SUBMITTING DISTRIBUTION TRANSFER REQUESTS AND NOTICES OF INTENT TO TRANSFER**

All Distribution Transfer Requests and Notices of Intent to Transfer must be submitted as follows:

(a) If by first class mail or courier:

RA Holding Corp.  
c/o FTI Consulting  
3 Times Square, 10<sup>th</sup> Floor  
New York, NY 10036  
USA

(b) If by electronic mail:

ArcapitaClaims@FTIConsulting.com

## **CONTACT INFORMATION**

Should any Holder of Allowed Claims have any questions regarding this Notice or the Plan Implementation Motion, or require additional Distribution Transfer Request Forms or Notice of Intent to Transfer forms or any proposals received by the Reorganized Debtors for the purchase of Claims, please contact the RA Group or AIM using the following contact information:

**RA Group:**

Tim Gaines  
FTI Consulting  
Telephone: +1 212-499-3649  
E-mail: [ArcapitaClaims@FTIConsulting.com](mailto:ArcapitaClaims@FTIConsulting.com)

**AIM:**

Amin Jawad  
Telephone: +973 39778997  
E-mail: [ajawad@arcapita.com](mailto:ajawad@arcapita.com)