

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MASSACHUSETTS  
EASTERN DIVISION

In re:

SAFE HARBOR BANK, LTD.,

Debtor in a Foreign  
Proceeding.

Case No. 11-13629 (WCH)

Chapter 15

**NOTICE OF FILING AND HEARING ON PETITION UNDER  
CHAPTER 15 OF THE UNITED STATES BANKRUPTCY CODE**

**PLEASE TAKE NOTICE**, that on April 21, 2011, Graham Crabtree, duly appointed Liquidator (“Liquidator” or “Petitioner”) of Safe Harbor Bank, Ltd. (“Safe Harbor” or the “Foreign Debtor”), a company undergoing liquidation in St. Vincent and the Grenadines pending as Claim No. 9 of 2011 before the Eastern Caribbean Supreme Court, High Court of Justice (the “SVG Proceeding”), filed an Official Form Petition and a *Verified Petition For Recognition of Foreign Insolvency Proceeding and Application For Related Provisional Relief Pursuant to Sections 1504, 1507, 1509, 1515, 1517, 1520 and 1521 of the Bankruptcy Code* (the “Verified Petition”) and exhibits thereto [Docket Nos. 1 and 2, respectively] (collectively, the “Petition”) in the United States Bankruptcy Court for the District of Massachusetts (the “Bankruptcy Court”) requesting that the SVG Proceeding be recognized as a foreign main proceeding and for other related relief under chapter 15 of title 11 of the United States Code (the “Bankruptcy Code”).

**PLEASE TAKE FURTHER NOTICE**, that on April 22, 2011, the Bankruptcy Court entered an order granting provisional relief (the “Provisional Relief Order”) in connection with the *Emergency Motion For Provisional Order Pursuant To Sections 105(A) And 1519 of The Bankruptcy Code And Request For Emergency Hearing* [Docket No. 3] (the “Emergency Motion”) filed by the Petitioner.

**PLEASE TAKE FURTHER NOTICE**, that on May 6, 2011, the Petitioner filed an *Assented to Expedited Motion for Order (i) Scheduling Hearing on Recognition, (ii) Rescheduling May 13, 2011 Hearing Regarding Provisional Relief, (iii) Specifying Deadline for Filing Objections, and (iv) Specifying the Form and Manner of Service of Notice* (the “Motion”).

**PLEASE TAKE FURTHER NOTICE**, that, pursuant to the *Order (i) Scheduling Hearing on Recognition, (ii) Rescheduling May 13, 2011 Hearing Regarding Provisional Relief, (iii) Specifying Deadline for Filing Objections, and (iv) Specifying the Form and Manner of Service of Notice* granting the Motion, which was entered on May 9, 2011 (the “Order”), the Bankruptcy Court has scheduled a final hearing regarding the Petition on **June 3, 2011 at 9:30 a.m. (EST)** before the Honorable Judge William C. Hillman, Barnstable Town Hall, 367

Main Street, Hyannis, Massachusetts 02601-3917, to consider approval of the Petition (the “Recognition Hearing”).

**PLEASE TAKE FURTHER NOTICE**, that the continued hearing presently scheduled for May 13, 2011 regarding the Emergency Motion has been rescheduled to the same date as the Recognition Hearing and the relief requested in the Provisional Relief Order remains in effect through the conclusion of the Recognition Hearing.

**PLEASE TAKE FURTHER NOTICE**, that copies of the Petition, Declarations, and Provisional Relief Order are attached hereto. Copies of the same, along with this Notice, have also been published to Safe Harbor’s public website and are available for review without charge at <http://www.safeharborbank.com>. Copies of the Petition and the supporting documents also will be made available upon request by contacting Diane N. Rallis, Holland & Knight LLP, by e-mail ([diane.rallis@hklaw.com](mailto:diane.rallis@hklaw.com)).

**PLEASE TAKE FURTHER NOTICE**, that any party in interest wishing to submit a response or objection to the Petition or the relief requested by the Liquidator must do so pursuant to the Bankruptcy Code and the Local and Federal Rules of Bankruptcy Procedure, in writing and setting forth the basis therefor with specificity. Such response or objection must be filed with the Office of the Clerk of the Bankruptcy Court, 5 Post Office Square, Suite 1150, Boston, Massachusetts 02109-3945, and served on Holland & Knight LLP, Attn: John J. Monaghan, 11 St. James Avenue, Boston, Massachusetts 02116, **so as to be received no later than 4:30 p.m. (EST) on June 1, 2011.**

**PLEASE TAKE FURTHER NOTICE**, that the Recognition Hearing may be adjourned from time to time without further notice other than an announcement in open court at the Recognition Hearing of the adjourned date or dates or any further adjourned hearing.

**PLEASE TAKE FURTHER NOTICE**, that if no response or objection is timely filed and served as provided above, the Bankruptcy Court may grant the recognition and relief requested by the Liquidator without further notice or hearing.

Dated: May 10, 2011

Respectfully submitted,

GRAHAM CRABTREE, IN HIS CAPACITY AS  
LIQUIDATOR OF SAFE HARBOR BANK, LTD.

By his Attorneys

HOLLAND & KNIGHT LLP

/s/ John J. Monaghan

John J. Monaghan (Mass Bar 546454)

Lynne B. Xerras (Mass Bar 632441)

Diane N. Rallis (Mass Bar 652203)

10 St. James Avenue

Boston, MA 02116

Ph: (617) 523-2700/Fax: (617) 523-6850

E-mail: [bos-bankruptcy@hklaw.com](mailto:bos-bankruptcy@hklaw.com)