

GLC 48/09

IN THE HIGH COURT OF JUSTICE

No. 7942 of 2008

CHANCERY DIVISION

COMPANIES COURT

**IN THE MATTER OF LEHMAN BROTHERS INTERNATIONAL
(EUROPE) (in administration)**

AND IN THE MATTER OF THE INSOLVENCY ACT 1986



ORDINARY APPLICATION

TAKE NOTICE that Anthony Lomas, Steven Anthony Pearson, Michael John Andrew Jervis and Dan Yoram Schwarzmann, the joint administrators (the "**Administrators**") of Lehman Brothers International (Europe) (in administration) ("**LBIE**"), intend to apply to the Judge, pursuant to paragraph 63 and/or paragraph 68(2) of Schedule B1 of the Insolvency Act 1986, on:

Date: 16 March 2009

Time: 10:30am

Place: Court 56, Royal Courts of Justice, Strand, London.

FOR directions, such being consistent with the proposals approved by LBIE's creditors at the initial creditors' meeting held on 14 November 2008, that:

- (1) the Administrators be at liberty to propose a scheme of arrangement under Part 26 of the Companies Act 2006 between LBIE and persons who are its creditors in relation to Trust Property (as that term is defined in paragraph 9 of the second witness statement of Steven Anthony Pearson ("the Second Pearson Statement") dated 25 February 2009 and filed in support of this Application ("Trust Property")), for the purposes described in the Second Pearson Statement; and

(2) to the extent that the Administrators are unable to recover out of the Trust Property their reasonable remuneration, costs and expenses, incurred in performing the tasks set out in the Schedule to the Order of Mr Justice Blackburne made herein on 7 October 2008, whether pursuant to the proposed scheme of arrangement or otherwise, they shall be so paid and indemnified out of the assets of LBIE.

AND FOR such other directions as the Court considers appropriate.

AND FOR an Order that the Administrators' costs of the Application be paid as an expense of the administration of LBIE

Signed: 

Applicants' Solicitors: Linklaters LLP

Position held: Partner

Address for service:
Linklaters LLP
One Silk Street
London
EC2Y 8HQ
Ref: David Ereira/Nick Porter

Notice of this Application is being given to the Financial Services Authority, 25
The North Colonnade, Canary Wharf, London E14 5HS

It is not intended to serve any person with this application.

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INTERNATIONAL (EUROPE) (in administration)

AND IN THE MATTER OF THE INSOLVENCY ACT
1986

ORDINARY APPLICATION

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