



**IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION**

**CAUSE NO: FSD 24 OF 2021 (RPJ)**

**IN THE MATTER OF THE COMPANIES ACT (2021 REVISION)  
AND IN THE MATTER OF BAF LATAM CREDIT FUND**

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**CONSENT ORDER**

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**UPON** the winding up petition presented on 28 January 2021 by Amissima Assicurazioni Multi-Strategy Fund, a Sub-Fund of Amissima Diversified Income ICAV, Amissima Vita Multi-Credit Strategy Fund, a Sub-Fund of Amissima Diversified Income ICAV, Multi Credit Strategy, a compartment of Athora Lux Invest S.C.Sp and Tranquilidade Multi-Credit Strategy Fund, a Sub-Fund of Tranquilidade Diversified Income ICAV (together the "**Former Petitioners**") seeking an order that BAF Latam Credit Fund (the "**Fund**") be wound up (the "**Petition**")

**AND UPON** the Former Petitioners having been substituted by BNP Paribas Securities Services Luxembourg (the "**Petitioner**") and the Petition having been amended in the form of an amended petition exhibited to the second affidavit of Brigitte Posch sworn in these proceedings on 12 February 2021 ("**Posch 2**") (the "**Amended Petition**")

**AND UPON** the Summons issued by the Petitioner on 6 September 2021 seeking, *inter alia*, an order that the Amended Petition be further amended in the form of the reamended petition exhibited to the fifth affidavit of Brigitte Posch sworn on 6 September 2021 (the "**Reamended Petition**", "**Posch 5**"), pursuant to Order 24, rule 1 of the Companies Winding Up Rules, 2018 (the "**CWR**") and Order 20, rules 5(1) and 7 of the Grand Court Rules (as revised); (the "**Summons**")

**AND UPON** the Petitioner and the Fund having indicated, by the signatures of their respective counsel hereto that they consent to the terms of this Order

**BY CONSENT IT IS ORDERED THAT:**

1. The Amended Petition be reamended in the form of the Reamended Petition.
2. The requirement to serve the Reamended Petition on BAF Latam Credit Fund (the "**Fund**") be dispensed with.

3. The requirement to advertise the Reamended Petition be dispensed with.
4. The Petitioner shall file and serve Posch 5 (and any exhibit thereto) on the Fund by no later than 12.00pm on 6 September 2021, with the evidence in Posch 5 being limited to verification of the Reamended Petition and any evidence relating to the matters referred to in the reamendments (viz. new paragraphs 90-93 of the Reamended Petition).
5. The Fund shall file and serve the affidavit evidence upon which it intends to rely in response to the Reamended Petition by no later than 12.00pm on 20 September 2021.
6. The Petitioner shall file and serve any reply evidence by no later than 12.00pm on 4 October 2021.
7. The costs of and incidental to the Summons be reserved.

**DATED** the 21 day of September 2021

**FILED** the 22 day of September 2021



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**THE HONOURABLE JUSTICE PARKER**  
JUDGE OF THE GRAND COURT

We agree to a consent order in the terms above

*Walkers*

Walkers, attorneys-at-law for the Former  
Petitioners and the Petitioner

*Campbells (LP)*

Campbells, attorneys-at-law for the Fund

This **ORDER** is filed by Walkers, Attorneys at Law, 190 Elgin Avenue, George Town, Grand Cayman KY1-9001, for the Former Petitioners and the Petitioner whose address for service is care of its said Attorneys at Law.