

District Court at Amsterdam

<sp>Civil Section, Insolvency Division

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R.J. Schimmelpenninck
B.F.M. Knüppe,
Administrators in the insolvency of DSB Bank N.V.

Date: 26 October 2010
Case number: 09.798 F
Insolvent entity: DSB Bank NV

Dear Administrators,

Pursuant to the decision given on 11 October 2010 by the undersigned, supervisory judge in the above insolvency, the first meeting of creditors at which submitted claims will be allowed or disallowed will be held on 10 December 2010.

You have informed me that there are two groups of creditors that are the subject of negotiations or possible legal proceedings and that it will save the creditors concerned, the insolvent entity and the court time, costs and effort if the outcome of those negotiations or a number of test cases is awaited before the claims in question are considered in a meeting of creditors.

This concerns the group of creditors comprising existing and former borrowers from the bank with duty-of-care claims and the group of creditors with subordinated claims who are arguing that they have ordinary claims.

For these two groups, if said creditors decide for the reasons given not to submit their claims at this stage, I will, when negotiations or proceedings have made further progress, call one or more separate creditors' meetings as provided by Section 178 of the Insolvency Act ('FW') in order to give the creditors concerned the opportunity to have their claims allowed. This obviously leaves open the possibility of these or other creditors submitting late claims being able to seek to have their claims allowed by filing an objection to a distribution list pursuant to the provisions of Section 186 of the FW.

Kind regards,

M L.D. Akkaya
supervisory judge

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CLERK TO THE DISTRICT COURT AT AMSTERDAM