

and generally engage in any kind of commercial or investment banking or other business with, such Obligor, the Issuer or any of their respective affiliates, and may act with respect to such business in the same manner as if holders of the Initial Facility did not exist, regardless of whether such relationship or action might have an adverse effect on the Obligor, the Issuer or their respective affiliates. In addition, Barclays Entities may from time to time possess rights to exercise voting or consent rights that may be adverse to the Preferred Shares. A Barclays Entity may, whether by reason of such types of relationships or otherwise, at the date hereof or any time hereafter, be in possession of material non-public information in relation to the Initial Facility, the intended Refinancing, a Collateral Obligation, an Obligor thereunder, the Issuer or their respective affiliates or other obligations. Such Barclays Entity will have no obligation to disclose any such information to investors or to use such information for the benefit of investors and may be prohibited from doing so.

One or more of the Barclays Entities may provide investment banking, commercial banking, asset management, financing and financial advisory services and products to the Portfolio Advisor, its affiliates and funds managed by the Portfolio Advisor and its affiliates, and purchase, hold and sell, both for their respective accounts or for the account of their respective clients, on a principal or agency basis, loans, securities and other obligations and financial instruments of the Portfolio Advisor, its affiliates and funds managed by the Portfolio Advisor and its affiliates. As a result of such transactions or arrangements, one or more of the Barclays Entities may have interests adverse to those of the Issuer and the holders of the Initial Facility.