

**JAMS ARBITRATION
NEW YORK, NEW YORK**

FORTRESS VRF I LLC and
FORTRESS VALUE RECOVERY FUND I LLC,
Claimants,

v.

JEEPERS, INC.

Respondent,

and

FINANCIAL TRUST COMPANY, INC., and
JEEPERS, INC.,

Counter-Claimants and
Third-Party Claimants,

v.

D.B. ZWIRN SPECIAL OPPORTUNITIES FUND, L.P.
k/n/a FORTRESS VALUE RECOVERY FUND I LLC,

Counter-Respondent,

and

D.B. ZWIRN PARTNERS, LLC,
D.B. ZWIRN & CO, L.P.,
DBZ GP, LLC,
ZWIRN HOLDINGS, LLC,
and DANIEL ZWIRN,

Third-Party Respondents.

*Per Mr. Siffert's
letter of 5/11*

Ref. No.: 1425006537

Arbitrator:
Hon. Anthony J. Carpinello

ORDER

If, in connection with this arbitration, a party discloses information subject to a claim of attorney-client privilege or attorney work-product protection ("Disclosed Protected Information"), the disclosure of the Disclosed Protected Information shall not constitute or be deemed a waiver or forfeiture of any claim of privilege or work-product protection that the

disclosing party would otherwise be entitled to assert with respect to the Disclosed Protected Information and its subject matter.

Dated: May 16, 2011


Hon. Anthony J. Carpinello (Ret.)
Arbitrator