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*Counsel for the Appellant Captain Hani Alsohaibi*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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<b>IN RE:</b>	:	<b>Chapter 11</b>
	:	
<b>ARCAPITA BANK B.S.C.(c), et al.,</b>	:	<b>Case No. 12-11076 (SHL)</b>
	:	
<b>Debtors.</b>	:	<b>Jointly Administered</b>
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**APPELLANT’S STATEMENT OF ISSUES  
AND DESIGNATION OF RECORD ON APPEAL FROM  
MEMORANDUM OF DECISION AND ORDER [DOCKET NO. 1685]  
ENTERED IN THE ABOVE-CAPTIONED CHAPTER 11 PROCEEDINGS  
ON THE 21<sup>ST</sup> DAY OF NOVEMBER, 2013**

Captain Hani Alsohaibi by and through his undersigned counsel, the Law Offices of Tally M. Wiener, Esq., respectfully appeals under 28 U.S.C. § 158(a) from the *Memorandum Of Decision And Order* [Docket No. 1685] entered in the above-captioned chapter 11 proceedings on the 21st day of November, 2013. In accordance with the requirements of Federal Rule of Bankruptcy Procedure 8006, the Appellant respectfully submits the following statement of issues to be presented, and designation of record items to be included, in the record on appeal in connection with the Notice of Appeal filed by the Appellant on the 26<sup>th</sup> day of November, 2013.

**STATEMENT OF ISSUES ON APPEAL**

Did the Bankruptcy Court err as a matter of law and as a matter of fact in granting the objection of Arcapita Bank B.S.C.(c) f/k/a First Islamic Investment Bank B.S.C.(c) and its affiliated debtors to the claim of Captain Hani Alsohaibi?

**DESIGNATION OF RECORD ITEMS FOR APPEAL**

11/26/2013	Docket 1696	No.	Notice of Appeal under 28 U.S.C. § 158(a) from the Memorandum Of Decision And Order Docket No. 1685 entered in the above-captioned chapter 11 proceedings on the 21st day of November, 2013
11/21/2013	Docket 1685	No.	Memorandum Of Decision Signed On 11/21/2013, Regarding Claim Number 280 Filed By Captain Hani Alsohaibi
9/11/2013	Docket 1485	No.	Order vacating entry of prior order [Docket No. 1480]
9/6/2013	Docket 1480	No.	Order sustaining Debtors' objection to claim of Hani Alsohaibi
8/21/2013	Docket 1451	No.	Debtors' Reply in Support of Objection to Proof of Claim of Hani Alsohaibi
8/7/2013	Docket 1417	No.	Response of Captain Hani Alsohaibi to the Debtors' Second Omnibus Objection to Claims (Investment Account Claims; Financial Institution Claims) [Docket No. 1050]
8/6/2013	Docket 1416	No.	Stipulation And Agreed Order Signed On 8/6/2013, Amending Briefing Dates In Scheduling Order Re: Debtors' Objection To Proof Of Claim Of Hani Alsohaibi
7/22/2013	Docket 1372	No.	So Ordered Stipulation And Agreed Order Signed On 7/22/2013, Re: Scheduling And Hearing On Debtor's Objection To Proof Of Claim Of Hani Alsohaibi
7/15/2013	Docket 1351	No.	Supplement to Debtors' Omnibus Claim Objections
4/26/2013	Docket 1050	No.	Debtors' Second Omnibus Objection to Claims

12/10/2012	Docket 699	No.	Debtors' Opposition to Motion of Captain Hani Alsohaibi to Dismiss the Chapter 11 Cases
9/24/2012	Docket 525	No.	Motion to Dismiss Case filed by Hani Alsohaibi

Dated: New York, New York  
December 10, 2013

Respectfully submitted on behalf of  
Captain Hani Alsohaibi by:

/s/ Tally M. Wiener

Tally M. Wiener

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