



Cheyne Capital Management (UK) LLP

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Form of Adherence Letter

20th January 2010

Send to: japancacprotocol@isda.org

Dear Sirs,

ISDA Japan Corporate Calculation Agent City Protocol - Adherence

The purpose of this letter is to confirm our adherence to the ISDA Japan Corporate Calculation Agent City Protocol as published by the International Swaps and Derivatives Association, Inc. on 12 January 2010 (the **Protocol**). This letter constitutes an Adherence Letter as referred to in the Protocol. The definitions and provisions contained in the Protocol are incorporated into this Adherence Letter, which will supplement and form part of each Governing Master Agreement between us and each other Adhering Party.

1. Specified Terms

The amendments in the Annex to the Protocol shall apply to each Governing Master Agreement to which we are a party in accordance with the terms of the Protocol and this Adherence Letter.

2. Appointment as Agent and Release

We hereby appoint ISDA as our agent for the limited purposes of the Protocol and accordingly we waive, and hereby release ISDA from, any rights, claims, actions or causes of action whatsoever (whether in contract, tort or otherwise) arising out of or in any way relating to this Adherence Letter or our adherence to the Protocol or any actions contemplated as being required by ISDA.

3. Contact Details

Our contact details for purposes of this Adherence Letter are:

Name: Deborah Field

Address: Stornoway House, 13 Cleveland Row, SW1A 1DH

Telephone: 0207 968 7312

Fax: 0207 968 7650

E-mail: Deborah.field@cheynecapital.com

We consent to the publication of a conformed copy of this letter by ISDA and to the disclosure by ISDA of the contents of this letter.

Yours faithfully,

Cheyne Capital Management (UK) LLP, acting on behalf of the clients, investors, funds, accounts and/or other principals listed in the relevant Governing Master Agreement (or other agreement which deems a Governing Master Agreement to have been created) entered into between it (as Agent) and another July 2009 Adhering Party on or prior to January 31, 2011

By:

Name: Tara Mulholland

Title: Operations Manager

Signature: Tara Mulholland