

COMMONWEALTH OF THE BAHAMAS

2012

IN THE COURT OF APPEAL

SCCiv App Side

No. 1

B E T W E E N

KPMG INC.

APPELLANT

AND

**L. Jeffrey Pogacher
Paola Lombardi
Lexington Consulting Inc.
Amarcord International Inc.**

RESPONDENT

CERTIFICATE OF THE ORDER OF THE COURT

Appeal from the judgment of the **Honourable Mr. Justice K. Neville Adderley** in the Supreme Court dated the **30th day of November 2011**.

This appeal coming on for hearing on the **19th day of July 2012** before the Court of Appeal, in the presence of **Mr. Moree, QC**, with **Mrs. Diane Stewart** and **Mrs. Justine Smith**, Counsel for the Appellant and **Mr. Darron Ellis**, with **Mr. Ian Winder**, Counsel for the Respondents.

I HEREBY CERTIFY that an Order was made as follows:

The appeal is allowed and the decision of the learned judge is set aside in full. Costs of the appeal and costs in the court below is granted to the Appellants, to be taxed if not agreed. We certify costs fit for two counsel.

Given under my hand and Seal of the Court this **19th day of July 2012**



Registar

SCANNED