

UNITED STATES BANKRUPTCY COURT
 SOUTHERN DISTRICT OF NEW YORK

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 In re : Chapter 11
 :
 GARRETT MOTION, INC., *et al.*, : Case No. 20-12212 (MEW)
 :
 Debtors. : (Jointly Administered)
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**DECLARATION OF PETER POOLE IN SUPPORT OF MOTION BY
 NOMIS BAY, LTD. AND BPY, LTD. TO COMPEL COMPLIANCE
 WITH THE DEBTORS’ AMENDED JOINT PLAN OF
 REORGANIZATION UNDER CHAPTER 11 OF THE BANKRUPTCY CODE**

I, Peter Poole, hereby declare that the following statements are true and correct to the best of my knowledge after due inquiry as described herein:

1. I am a Director at Nomis Bay, Ltd. (“**Nomis Bay**”) and BPY, Ltd. (“**BPY**,” and with Nomis Bay, collectively, the “**Investors**”), with their principal offices located at Wessex House, 3rd Floor, 45 Reid Street, Hamilton, Bermuda, HM12. I am familiar with the matters set forth herein and make this declaration in support of the *Motion by Nomis Bay, Ltd. and BPY, Ltd. to Compel Compliance with the Debtors’ Amended Joint Plan of Reorganization under Chapter 11 of the Bankruptcy Code*, dated November 4, 2021 (the “**Motion**”), and the reply filed in further support of the Motion.¹

2. Unless otherwise indicated herein, all facts set forth in this Declaration are based upon (a) my personal knowledge; (b) information learned from my review of relevant documents and information concerning the Investors; and/or (c) information I have received from the investors sub-advisor.

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Motion.



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3. Both Nomis Bay and BPY had assets in excess of \$100 million at all relevant times. The Investors have participated in other transactions over the past three years as accredited investors, and their submissions and status as accredited investors were never challenged.

4. The Investors received the April 28 KCC E-Mail and the *Notice and Questionnaire to Accredited Investors* on April 28, 2021. See Motion, Exh. “C.” These documents stated that the Investors were accredited investors and were eligible to become a party to the Registration Rights Agreement. The Investors received these documents from the Debtors and reasonably believed that they pertained to them. The April 28 KCC E-mail attached to the Motion demonstrates that the e-mail was sent to “#NA KCC Garrett Rights Offering”; there was no specific information tying the e-mail to a specific holder. In addition, the April 28 KCC E-mail received by the Investors had no “bcc” line.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief on this 7th day of December, 2021.

/s/ Peter Poole
Peter Poole