



**IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION**

**CAUSE No. FSD 162 of 2019 (RPJ)**

**BETWEEN:**

**RAIFFEISENBANK INTERNATIONAL AG  
(a company incorporated in the Republic of Austria)  
APPLICANT / PLAINTIFF**

**AND:**

**(1) SCULLY ROYALTY LTD.  
(a company incorporated in the Cayman Islands)  
FIRST RESPONDENT / FIRST DEFENDANT**

**(2) LTC PHARMA (INT) LTD.  
(a company incorporated in the Marshall Islands)  
SECOND RESPONDENT / SECOND DEFENDANT**

**(3) MERKANTI HOLDING P.L.C.  
(formerly MFC Holding Ltd, a company incorporated in Malta)  
THIRD RESPONDENT / THIRD DEFENDANT**

**(4) 1178936 B.C. LTD.  
(a company incorporated in British Columbia, Canada)  
FOURTH RESPONDENT / FOURTH DEFENDANT**

**(5) MFC 2017 II LTD.  
(a company incorporated in the Cayman Islands)  
FIFTH RESPONDENT / FIFTH DEFENDANT**

**(6) 1128349 B.C. LTD.  
(a company incorporated in British Columbia, Canada)  
SIXTH RESPONDENT / SIXTH DEFENDANT**

**(7) IEM SERVICES CO. LTD.  
(a company incorporated in the Marshall Islands)  
SEVENTH RESPONDENT / SEVENTH DEFENDANT**

**(8) LTCM ASSETS PRIVATE LIMITED  
(a company incorporated in the Marshall Islands)  
EIGHTH RESPONDENT / EIGHTH DEFENDANT**

**(9) MICHAEL JOHN SMITH  
NINTH RESPONDENT / INTENDED NINTH DEFENDANT**

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**ORDER**

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**UPON** the Plaintiff's Summons dated 14 July 2021 (the "**Amendment and Joinder Application**")

**AND UPON** the Plaintiff's application by letter dated 3 December 2021 seeking an adjournment of the Amendment and Joinder Application (the "**Adjournment Application**")

**AND UPON** the Court reading (a) the letter dated 9 December 2021 from Mourant Ozannes, attorneys for the First, Third, Fourth, Fifth and Sixth Defendants to Ogier, attorneys for the Plaintiff, (b) the email from Mourant Ozannes to the Court dated 9 December 2021 and (c) the email from Ogier to the Court dated 9 December 2021

**AND UPON** the Court being satisfied that the Adjournment Application is suitable to be determined administratively on the papers

**IT IS ORDERED THAT:**

1. The Adjournment Application is granted.
2. The Amendment and Joinder Application is adjourned to the first available date convenient to the Court and the parties.
3. No order as to costs.

DATED this 12<sup>th</sup> day of December 2021

FILED this 22 day of December 2021



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**THE HONOURABLE MR JUSTICE PARKER  
JUDGE OF THE GRAND COURT**