



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

**FSD: 146, 147, 148 and 196 OF 2018 (IKJ)  
(Consolidated Proceedings)**

**IN THE MATTER OF THE COMPANIES ACT (2022 REVISION)**

**AND IN THE MATTER OF THE EXEMPTED LIMITED PARTNERSHIP ACT (2018 REVISION)  
AND IN THE MATTER OF INVESTAR GENERAL PARTNER LIMITED  
AND IN THE MATTER OF WAFR HOLDINGS LIMITED  
AND IN THE MATTER OF INVESTAR FOF PORTFOLIO L.P.  
AND IN THE MATTER OF OSAN INVESTMENT PARTNERS, L.P.**

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**ORDER**

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**UPON** the Application by Michael John Pearson (the **Administrator**) in his capacity as the court-appointed Administrator of the Cayman Islands estate (the **Cayman Estate**) of the late Sheikh Osama Ismail Abudawood by summons dated 26 June 2020 (the **Summons**)

**AND UPON** the order of the Honourable Mr Justice Kawaley dated 5 November 2020 in respect of the Summons

**AND UPON** the order of the Honourable Justice Ramsay-Hale dated 28 May 2021 in respect of the Administrator's application under section 48 of the Trusts Act (2021 Revision) and GCR Order 85, Rule 2 (the **Beddoe Order**)

**AND UPON** the Certificate of Order of the Cayman Islands Court of Appeal dated 26 October 2021 in Civil Appeal No. 3 of 2021 between WAFR Holdings Limited (**WAFR**) as appellant and the Administrator as respondent (the **Appeal**), remitting for hearing before the Grand Court the issue whether the documents of WAFR's subsidiary companies are within WAFR's custody, power or possession for the purpose of GCR, Order 24 Rule 7 (the **Remitted Issue**)

**AND UPON** reading the Seventh Affidavit of Michael John Pearson dated 19 November 2021 and the Fourth Affidavit of Ayman Ismail Abudawood dated 10 December 2021

**AND UPON** hearing Counsel for the Administrator and Counsel for WAFR at the hearing of the Remitted Issue on 27 May 2022

**AND UPON** the delivery of this Court's judgment on the Remitted Issue on 27 July 2022

**IT IS ORDERED THAT:**

1. The Remitted Issue is resolved by dismissing the Administrator's application under GCR O.24 rule 7(1) for specific discovery of documents belonging to WAFR's subsidiary companies on the grounds set out in paragraph 53 of the said judgment.
2. The following costs shall be raised, retained and paid by the Administrator out of the assets comprised in the Cayman Estate:
  - 2.1 the Administrator's costs of (i) the above-recited proceedings in Civil Appeal No. 3 of 2021 and (ii) the Remitted Issue, on an indemnity basis; and
  - 2.2 WAFR's costs of the Remitted Issue such costs to be taxed on the standard basis if not agreed.

DATED: 11th day of July 2022  
FILED: 15 day of September 2022



**THE HONOURABLE JUSTICE KAWALEY**  
**JUDGE OF THE GRAND COURT**

Approved as to form and content



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**Harney, Westwood & Riegels**

Attorneys-at-Law for the Administrator

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**Travers Thorp Alberga**

Attorneys-at-Law for WAFR