



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

**FSD CAUSE NO. 188 OF 2022 (DDJ)**

**IN THE MATTER OF SECTION 94 OF THE COMPANIES ACT (2022 REVISION)**

**AND IN THE MATTER OF HOODS BAY LIMITED**

**In Chambers  
21 October 2022  
Before the Honourable Justice David Doyle**

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**ORDER**

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**UPON** the Summons for directions dated 6 September 2022 and issued by Fargan Worldwide Properties Ltd. ("**Petitioner**") in respect of the winding up petition in these proceedings ("**Petition**") concerning Hoods Bay Limited ("**Company**")

**AND UPON** reading the affidavits in the hearing bundle and the exhibits thereto

**AND UPON** hearing Counsel for the Petitioner and there being no appearance by or on behalf of Ms Sandra Regina Bonifacio Pestana E Silva ("**Respondent**")

**AND UPON** the Company not appearing and not being represented

**IT IS ORDERED THAT:**

1. The Company should be treated merely as the subject-matter of the proceeding.

2. The proceeding should be treated as an *inter partes* proceeding between the Petitioner and the Respondent as members of the Company.
3. No further service of the Petition be required.
4. No advertisement of the Petition be required.
5. The Petition shall stand as the Petitioner's particulars of claim.
6. The Respondent do file and serve her Defence to the Petition by 18 November 2022.
7. The Petitioner do file and serve its Reply to the Defence (if so advised) by 2 December 2022.
8. Discovery be dispensed with.
9. Evidence shall be given by affidavit with liberty to apply to cross-examine any deponent.
10. The Petitioner shall file and serve any evidence it intends to rely on by 16 December 2022.
11. The Respondent shall file and serve any evidence she intends to rely on in answer by 13 January 2023.
12. The Petitioner shall file and serve any evidence it intends to rely on in reply by 27 January 2023.
13. The Petition shall be listed for hearing at 10 a.m. on 16 February 2023 (one day allocated).

14. The parties shall file all the hearing materials, including hearing bundles and skeleton arguments with the Court before 3pm on 8 February 2023.

15. Costs in the cause.

16. Liberty to apply.

DATED the 21<sup>st</sup> day of October 2022

FILED the 21<sup>st</sup> day of October 2022



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**The Hon. Justice David Doyle**  
**Judge of the Grand Court**

This Order was filed by Carey Olsen, attorneys-at-law for the Petitioner, whose address for service is Level I, Willow House, Cricket Square, Grand Cayman, KY1-1001, Cayman Islands.