



IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

CAUSE NO: FSD 152 OF 2022 (CRJ)

IN THE MATTER OF THE ARBITRATION ACT 2012

AND IN THE MATTER OF THE FOREIGN ARBITRAL AWARDS
ENFORCEMENT ACT (1997 REVISION)

AND IN THE MATTER OF AN ARBITRATION BETWEEN (1) QINGDAO
CONSON FINANCIAL HOLDINGS CO., LTD., (2) HAITIAN (BVI)
INTERNATIONAL INVESTMENT DEVELOPMENT LIMITED (CLAIMANTS) AND
(1) FENG YUANHONG (BEIJING) HOLDING GROUP CO., LTD (2) FORTUNE
ANCHOR LIMITED AND (3) YANG WENYUE (RESPONDENTS)

BETWEEN:

- (1) Qingdao Conson Financial Holdings Co., Ltd.
- (2) Haitian (BVI) International Investment Development Limited

Plaintiffs

AND

- (1) Fortune Anchor Limited
- (2) Yang Wenyue

Defendants

CHARGING ORDER ABSOLUTE

UPON reading the Fourth Affirmation, Fifth and Sixth Affirmations of Mr Huang Xingyu dated 14 September 2022, 22 September 2022 and 18 November 2022 respectively,



whereby it appears that by an order made on the 11th day of August 2022 ("**Order**") that leave was granted to the Plaintiffs to enforce the final arbitration award dated 21 June 2022 (the "**Award**") made by a Hong Kong seated tribunal administered by the Hong Kong International Arbitration Centre as case number A21099 (the "**Arbitration**"), pursuant to which, the First Defendant was ordered to pay to the Plaintiffs the sums of (i) a repurchase amount to be calculated in accordance with the formula as set out in the Award; (ii) a penalty to be calculated in accordance with the formula as set out in the Award; and (iii) costs of HK\$921,645 and RMB935,268

AND UPON the Order providing that judgment being entered in the terms of the Award (together with interest accruing at a daily rate thereafter on the outstanding sums due under the Award which are currently not subject to interest such as the Plaintiffs' outstanding legal fees) and the judgment debt remaining due and unpaid

AND UPON the Second Defendant filing a letter to Court and the First Affirmation of on 1 September 2022 purporting to oppose the 12th August Order 2022.

AND UPON the Court directing that the matter be set down for an *inter partes* hearing listed for 23 November 2022 and the Defendants failing to make an appearance, despite being duly notified of the hearing

AND UPON the Defendants being duly served with the Order and the Defendants failing to file a summons apply to set aside the Order within 28 days as provided by the Order or otherwise make an appearance, the Court deemed it appropriate to proceed to the next stage.

AND UPON hearing the Plaintiffs' amended *Ex Parte* Motion (originally dated 14 September 2022) against the First Defendant.

AND UPON the evidence on the Court file being deemed as read.



IT IS ORDERED that the First Defendant's beneficial interest in the asset specified in the schedule hereto shall, stand charged as security for the following debts payable by the First Defendant under the Award:

1. a repurchase amount, calculated in accordance with the below formula, owing to the Plaintiffs (the "**Repurchase Amount**");

Repurchase Amount = US\$49 million + [US\$49 million x 20% x (number of days between 12 February 2018 (inclusive) and the date of full payment of the Repurchase Amount by Feng Yuanhong (Beijing) Holding Group Co., Ltd and/or the First Defendant (inclusive)) / 365] - US\$1,558,602.74 - the fixed return to be actually paid by the Second Defendant in the future out of US\$ 13,302,493.15 as awarded in paragraph 93(ii) of the Award

2. a penalty amount calculated in accordance with the below formula, as set out in the Award, owing to the Second Plaintiff:

amount of penalty = US\$49 million x 0.05% x (the number of days from 4 January 2019 (exclusive) to the date the full payment of the Repurchase Amount);

3. the Plaintiffs' costs in relation to the Arbitration in the amounts of HK\$921,645 and RMB935,268 owing to the Plaintiffs ("**Arbitration Costs**");
4. judgment interest accruing on the Arbitration Costs at a daily rate from when judgment was entered on the terms of the Order and;
5. the costs of and incidental to this application, together with all expenses and other fees (with interest accruing on such costs from the date of this order) and the previous application to obtain the Order granting leave to enforce the Award (with interest accruing on such costs from the date of the Order), shall be added to the judgment debt but shall be reserved pending further consideration by the Court,


save that for the avoidance of doubt the Plaintiffs shall have liberty to apply for costs without being required to commence fresh proceedings.

IT IS FURTHER ORDERED AND DIRECTED THAT

6. A copy of this order and supporting evidence shall be served on the First Defendant by way of service upon its registered office located at c/o Vistra (Cayman) Limited, P.O. Box 31119, 68 Fort Street, Grand Cayman KY1-1207, Cayman Islands.

7. A copy of this order and supporting evidence shall be served on the Second Defendant by way of service through any of the following methods: Vistra Cayman Trust Limited, Grand Pavilion, Hibiscus Way, 802, West Bay Road, P.O. Box 31119 Grand Cayman, KY1-1205 Cayman Islands and/or williamyangwenyue@gmail.com and/or pa.junfun@live.com, and/or to the Second Defendant's WeChat account (WeChat ID: William_Yang_WeChat) and/or to Flat B, 17/F, Blk 2, Amalfi, Discovery Bay, HK (with a Hong Kong mobile number of +852 60975857).

DATED this 23rd day of November 2022
FILED this 28th day of November 2022



The Honourable Ms Justice Cheryl Richards K.C.
Judge of the Grand Court

THIS Order was filed by Conyers Dill & Pearman LLP, attorneys for the Plaintiffs, whose address for service is SIX, Cricket Square, P.O. Box 2681, Grand Cayman KY1-1111, Cayman Islands.

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ANCHOR LIMITED AND (3) YANG WENYUE (RESPONDENTS)

BETWEEN:

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- (2) Haitian (BVI) International Investment Development Limited

Plaintiffs

AND

- (1) Fortune Anchor Limited
- (2) Yang Wenyue

Defendants

SCHEDULE

The following interest shall stand charged: all of Fortune Anchor Limited's interest as a limited partner of Hillhouse GL Fund, L.P. and any interest or dividend, or any form of payment or other income or associated benefit

THIS Order was filed by Conyers Dill & Pearman LLP, attorneys for the Plaintiffs, whose address for service is SIX, Cricket Square, P.O. Box 2681, Grand Cayman KY1-1111, Cayman Islands.

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STOP NOTICE

To:

1. Hillhouse GL Fund, L.P. c/o Walkers Corporate Limited, 190 Elgin Avenue, George Town, Grand Cayman, KY1-9008, Cayman Islands
2. Hillhouse GL Fund, GP, Ltd in its capacity as general partner of Hillhouse GL Fund, L.P. c/o Walkers Corporate Limited, 190 Elgin Avenue, George Town, Grand Cayman, KY1-9008, Cayman Islands

TAKE NOTICE that, in relation to the securities specified in the schedule to this Order, you may not, without notice to (1) Qingdao Conson Financial Holdings Co., Ltd. and (2) Haitian (BVI) International Investment Development Limited, c/o Conyers Dill & Pearman LLP, SIX, Cricket Square, P.O. Box 2681, Grand Cayman KY1-1111, Cayman Islands. (Attn: Erik Bodden and Jordan McErlean) register any transfer, or make any redemption payment, or, in the case of a unit trust, deal with the units, or, where dividends or interest are included in the order, pay any dividend or interest.

THIS Order was filed by Conyers Dill & Pearman LLP, attorneys for the Plaintiffs, whose address for service is SIX, Cricket Square, P.O. Box 2681, Grand Cayman KY1-1111, Cayman Islands.