



COURT OF THE CAYMAN ISLANDS

CAUSE NO: FSD 263 OF 2021 (DDJ)

FINANCIAL SERVICES DIVISION

BETWEEN: ASPECT PROPERTIES JAPAN GODO KAISHA PLAINTIFF

AND: JONATHAN CHENG FIRST DEFENDANT

YICHENG CHEN SECOND DEFENDANT

LC CAPITAL LIMITED THIRD DEFENDANT

INFINITY CAPITAL GROUP LIMITED FOURTH DEFENDANT

LC CAPITAL LIMITED FIFTH DEFENDANT

ICG I SIXTH DEFENDANT

ORDER

UPON the Directions Order dated 21 July 2022 (the “**Order**”), the order dated 17 October 2022, the order dated 10 November 2022, the order dated 13 December 2022 the order dated 19 January 2023 and the order dated 21 March 2023 amending the trial timetable directed under the Order so that (i) witness statements, and hearsay notices where required, be exchanged not later than 1 May 2023, (ii) expert reports be exchanged not later than 15 May 2023 and (iii) supplemental expert reports (if any) be exchanged not later than 22 May 2023.

This **ORDER** is filed by Campbells LLP, Attorneys-at-law for the Plaintiff whose address for service is Floor 4 Willow House, Cricket Square, George Town, Grand Cayman KY1-1104, Cayman Islands (SRF/LMF/19230-33949)

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AND UPON the Plaintiff and the Sixth Defendant reaching agreement to settle all claims as between them in these proceedings on terms confidential as between them, which terms include the transfer of the apartments described as Units 201 and 203 at Aspect Niseko, 169-32 Aza-Yamada, Kutchan-cho, Abuta-gun, Hokkaido, Japan (the "**Properties**") from the Sixth Defendant to the Plaintiff.

AND UPON the Plaintiff and the Sixth Defendant reaching agreement to suspend the trial timetable pending completion of the transfer of the Properties.

AND UPON reading the letter of the Attorneys for the Plaintiff dated 1 May 2023.

AND UPON the Judge considering that the application is suitable to be disposed of on the papers without the need for an oral hearing.

IT IS HEREBY ORDERED THAT:

- 1 The trial timetable directed under the Order as to the future course of these proceedings be suspended until further determination by the Court.
- 2 The Plaintiff shall take out a Summons for Directions to seek further directions as to the future course of the proceedings as may be necessary to secure their just, expeditious and economical disposal within 21 days from the date of completion of the transfer of the Properties from the Sixth Defendant to the Plaintiff and the Plaintiff's attorneys are to update the court in this respect before 3pm on 30 June 2023.
- 3 Costs shall be in the cause.

Dated this 12 day of May 2023

Filed this 12 day of May 2023



The Honourable Justice David Doyle
Judge of the Grand Court

Agreed as to content and form

Campbells LLP

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Campbells LLP, Attorneys-at-law for the Plaintiff

Carey Olsen

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Carey Olsen, Attorneys-at-law for the Sixth Defendant