



GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

FSD CAUSE NO: OF 2023

IN THE MATTER OF AND THE ARBITRATION ACT, 2012 AND THE FOREIGN ARBITRATION AWARDS ENFORCEMENT ACT (1997 REVISION)

AND IN THE MATTER OF AN APPLICATION TO ENFORCE AN ARBITRAL AWARD OF THE LONDON COURT OF INTERNATIONAL ARBITRATION SITTING IN LONDON

BETWEEN:

WHITE CRYSTALS LTD

Plaintiff

-AND-

IGCF GENERAL PARTNER LIMITED

Defendant

EX PARTE ORIGINATING SUMMONS

LET ALL PARTIES CONCERNED attend before Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the day of 202 , at o'clock, on the hearing of an application by the Plaintiff for orders that:

1. Pursuant to section 5 of the Foreign Arbitral Awards Enforcement Act (1997 Revision) leave be granted to the Plaintiff to enforce an arbitration award dated 13 December 2023 made by the London Court of International Arbitration ("LCIA") tribunal consisting of Alan Steinfeld KC (President), Hussein Haeri and Robert Pè (the "Award") appointed on 3 August 2023 to determine a dispute arising under an Amended and Restated Deed of Limited Partnership dated 17 November 2006 ("LP Deed") of the Infrastructure and Growth Capital Fund L.P. ("IGCF Fund") and sections 22, 29, 30 and 31 of the Exempted Limited Partnership Act (2021 Revision) ("Act") in the Cayman Islands in the same manner

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THIS SUMMONS was FILED by **Bedell Cristin Cayman Partnership**, attorneys for the Plaintiff, whose address for service is 18 Forum Lane, Suite 5305, Camana Bay, Grand Cayman, KY1-1104, Cayman Islands

as a judgment or order of this Court to the same effect.

2. Judgment be entered in the terms of the said Award as follows:
 - 2.1. It is ordered that the Defendant do specifically perform its obligations under clause 9.1 of the LP Deed of IGCF in compliance with the clause 9 access notice served by the Plaintiff on 26 May 2023 by granting the Plaintiff by its authorised agent(s) access to the Defendant's books and records within 5 days of the date of the Judgment;
 - 2.2. It is ordered that the Defendant do respond fully and truthfully to the letter dated 4 June 2023 from the Plaintiff within 5 days of the date of the Judgment and that it thereafter do comply with its duties under Section 22 of the Act in regard to any subsequent request(s) by the Plaintiff for true and full information regarding the state of the business and financial condition of the IGCF Fund;
 - 2.3. It is ordered that the Defendant do comply with Section 29 of the Act by granting the Plaintiff by its authorised representative(s) access to the s.29 register within 5 days of the date of the Judgment;
 - 2.4. It is ordered that the Defendant do comply with Section 31 of the Act by granting the Plaintiff by its authorised representative(s) access to the s.31 register within 5 days of the date of the Judgment; and
 - 2.5. It is ordered that the Defendant do pay to the Plaintiff within 7 days of the date of this Judgment the sum of £728,414.17 towards the Plaintiff's Legal Costs (as defined in the LCIA Rules) and the sum of £47,191.51 by way of reimbursement of the Plaintiff's Arbitration Costs (as also so defined) already paid by the Plaintiff.

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3. The Defendant be served with this Order as soon as practicable together with copies of the *Ex Parte* Originating Summons, the Affidavit of Richard Parry and Exhibit RP 1 and the Plaintiff's Skelton Argument.
4. The Defendant be at liberty to apply for variation or discharge of this Order on not less than 14 days' notice to the Plaintiff's Attorneys.
5. The Defendant pay the Plaintiff's costs of this application on the standard basis, including the costs of any judgment which may be entered hereunder, such costs to be taxed if not agreed.

DATED the 19th December 2023.



BEDELL CRISTIN
PLAINTIFF'S ATTORNEY-AT-LAW

TIME ESTIMATE: The estimated length of the hearing of this summons is 1 hour

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