



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

FSD CAUSE NO. 268 OF 2021 (IKJ)

**IN THE MATTER OF THE COMPANIES ACT (2021 REVISION)
AND IN THE MATTER OF PRINCIPAL INVESTING FUND I LIMITED**

CREDIT SUISSE LONDON NOMINEES LTD

Petitioner

-and-

**(1) PRINCIPAL INVESTING FUND I LIMITED
(2) FLOREAT PRINCIPAL INVESTMENT MANAGEMENT LIMITED**

Respondents

ORDER

UPON the Court by its Order dated 27 July 2023 having directed that the Second Respondent shall make a payment to the Petitioner on account of the costs that it has been ordered to pay in these proceedings.

AND UPON the Court having given directions for the amount and timing of such payment to be determined on the papers following the filing of evidence and written submissions.

AND UPON the Court considering the affidavit evidence and written submissions filed by the Petitioner and the Second Respondent in relation to the amount and timing of the interim payment.

AND UPON the Court determining the amount and timing of the interim payment on the papers (**Payment on Account Determination**).

AND UPON the Court ruling that, subject to hearing from counsel if required as to costs, there is to be no order made as to the costs of the Payment on Account Determination

IT IS ORDERED THAT:

1. The Second Respondent shall make a payment in the sum of US\$5,600,000 on account of the costs that it has been ordered to pay in these proceedings, such payment to be made in cleared funds to the Petitioner's attorney by the date 28 days from the date of this Order.
2. In relation to the costs of the Payment on Account Determination, the following directions shall apply:
 - a. Should the Petitioner wish to contend for a different order for costs to that indicated by the Court, the Petitioner shall file and serve on the Second Respondent brief written submissions (limited to 5 pages) in relation to the alternative costs order to be contended for in respect of the Payment on Account Determination by 4pm on the date 7 days from the date of this Order.
 - b. Should the Petitioner serve the Second Respondent with submissions pursuant to paragraph (a) above, the Second Respondent shall be at liberty to file and serve on the Petitioner brief written reply submissions (limited to 5 pages) by 4pm on the date 7 days from the date of such service.
 - c. The Court shall determine the costs of the Payment on Account Determination on the papers following receipt of the written submissions directed above.
 - d. In the event that the Petitioner does not file and serve written submissions in accordance with paragraph 2(a) above, then there shall be no order as to the costs of the Payment on Account Determination.

DATED this 29 day of January 2024

FILED this 29 day of January 2024



The Honourable Justice Ian Kawaley
JUDGE OF THE GRAND COURT

This **Order** was filed by Appleby (Cayman) Limited, Attorneys-at-Law for the Petitioner, whose address for service is 9th Floor, 60 Nexus Way, PO Box 190, Camana Bay, Grand Cayman KY1-1104, Cayman Islands.

APPROVED AS TO FORM AND CONTENT

Appleby (Cayman) Limited

Appleby (Cayman) Limited
Attorneys for the Petitioner

Forbes Hare

Forbes Hare
Attorneys for the Second Respondent