



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

CAUSE NO: FSD 300 of 2023 (RPJ)

IN THE MATTER OF THE COMPANIES ACT (2023 REVISION)

BETWEEN:

ASCENTRA HOLDINGS, INC. (IN OFFICIAL LIQUIDATION)

Plaintiff

-and-

- (1) RYUNOSUKE YOSHIDA**
- (2) SHANG PENG GAO KE, INC. SEZC**
- (3) SPGK PTE LTD**
- (4) GROWTH TODAY INC.**
- (5) SCUDERIA BIANCO PTE LTD**

Defendants

CONSENT ORDER

UPON the Plaintiff’s Amended Writ of Summons and Statement of Claim served on the Second and Fourth Defendants on 11 October 2023 and on the First, Third and Fifth Defendants on 13 October 2023

AND UPON the Consent Order dated 7 November 2023 in respect of the timetable for the delivery of the Defendants’ Defence and Counterclaim and the Plaintiff’s Reply and Defence to Counterclaim (the “**First Consent Order**”)

AND UPON the Defendants serving a Defence and Counterclaim on 22 December 2023

This **Order** was filed by Campbells LLP, attorneys for Ascentra Holdings, Inc. (in Official Liquidation), whose address for service is Floor 4, Willow House, Cricket Square, George Town, Grand Cayman, KY1-9010, Cayman Islands (GCX/NLI/KXL).
2973608-1

AND UPON the Consent Order dated 23 January 2024 in respect of the timetable for the delivery of the Plaintiff's Reply and Defence to Counterclaim (the "**Second Consent Order**")

AND UPON the Plaintiff serving a Reply and Defence to Counterclaim on 2 February 2024

AND UPON the Consent Order dated 4 March 2024 in respect of the timetable for the delivery of the Defendants' Reply to Defence to Counterclaim and orders for the parties to seek to agree pre-trial directions or in the absence of agreement, file respective proposed directions orders and subsequently attend a directions hearing before the court (the "**Third Consent Order**")

AND UPON the Defendants serving a Reply to Defence to Counterclaim on 8 March 2024

AND UPON the parties desiring to vary the timetable set in the Third Consent Order in respect of pre-trial directions

AND UPON the parties agreeing to the terms of this Order by consent (the "**Fourth Consent Order**")

It is **ORDERED** by CONSENT that:

1. The Parties are to seek to agree pre-trial directions by the later of (i) the date falling 42 days after the date of this Order, (ii) the date falling 14 days after the handing down of judgment in relation to the injunction application heard on 23 and 24 April or (iii) the date falling 14 days after the handing down of the judgment of the Court of Appeal in Civil Appeal no 17 of 2023 (on appeal from cause no FSD 318 of 2021 (DDJ)) (the "**Directions Deadline**");
2. Insofar as the parties cannot agree pre-trial directions by the Directions Deadline, and subject to any further extension ordered by the Court:
 - a. the parties are to file their respective proposed directions orders with the Court by 4pm, 7 days after the date of the Directions Deadline;
 - b. the parties shall attend before the court for a directions hearing, to be listed for half a day on the first available date falling 21 days after the date of the Directions Deadline (the "**Directions Hearing**"), taking into account the parties' availability;
 - c. the Plaintiff shall file and serve a hearing bundle by 4:00pm no later than five business days before the Directions Hearing; and

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- d. the parties shall file and serve their skeleton arguments and authorities bundles by noon no later than three business days before the Directions Hearing.
- 3. Liberty to apply.
- 4. Costs in the cause.

Dated this 22 day of May 2024

Filed this 22 day of May 2024



The Honourable Mr Justice Parker
JUDGE OF THE GRAND COURT

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Approved as to form and content:



Campbells LLP
Attorneys for the Plaintiff



Harney Westwood & Riegels
Attorneys for the Defendants

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