



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

CAUSE NO. FSD OF 2025 ()

BETWEEN:

**(1) SPECTRA SPC (IN OFFICIAL LIQUIDATION)
(2) SPECTRA SPC (IN OFFICIAL LIQUIDATION) FOR AND ON BEHALF POWERFUND
SEGREGATED PORTFOLIO**

Plaintiffs

-and-

PricewaterhouseCoopers (a firm)

Defendant

WRIT OF SUMMONS

TO: The Defendant, PricewaterhouseCoopers (a member firm of PricewaterhouseCoopers International Limited) of 18 Forum Lane, Camana Bay, Grand Cayman, Cayman Islands, KY1-1104

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiffs in respect of the claim set out on the next page.

Within 14 days after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495G, George Town, Grand Cayman, the accompanying ACKNOWLEDGMENT OF SERVICE stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 17th day of June 2025.

Note – This Writ may not be served later than 4 calendar months (or, if leave is required to effect service out of this jurisdiction, 6 months) beginning with the date of issue unless renewed by order of the Court.

IMPORTANT

Directions for Acknowledgement of Service are given with the accompanying form.

GENERAL INDORSEMENT

The Plaintiffs' claims against the Defendant are for:

1. Damages to be assessed in respect of loss and damage suffered, equitable compensation and/or accounts of profits as a result of:
 - a. breaches of contracts made between the Plaintiffs and the Defendant, pursuant to which the Defendant acted as the auditor of the Plaintiffs, in the course of, in connection with and/or incidental to the auditing and/or certification of the Plaintiffs' audited and other financial statements for the years ended 31 December 2018, 31 December 2019, 31 December 2020 and 31 December 2021 (collectively, the "**Accounts**");
 - b. breaches of statutory, regulatory, fiduciary, tortious, equitable, common law and/or other duties in the course of, in connection with and/or incidental to the auditing and/or certification of the Accounts;
 - c. breaches of contracts made between the Plaintiffs and the Defendant in the course of, in connection with and/or incidental to the giving of auditing, tax, accounting, business advisory, regulatory advice and/or other services to the Plaintiffs during the years ended 31 December 2018, 31 December 2019, 31 December 2020 and 31 December 2021;
 - d. breaches of statutory, regulatory, fiduciary, tortious, equitable, common law and/or other duties in whatever capacity in the course of, in connection with and/or incidental to the giving of auditing, tax, accounting, business advisory, regulatory advice and/or other services to the Plaintiffs during the years ended 31 December 2018, 31 December 2019, 31 December 2020 and 31 December 2021;
 - e. the wilful neglect, wilful blindness, negligent misstatements and/or

misrepresentations of the Defendant in the course of, in connection with and/or incidental to, the auditing and/or certification of the Accounts, the giving of auditing, tax, accounting, business advisory, regulatory advice and/or other services to the Plaintiffs during the years ended 31 December 2018, 31 December 2019, 31 December 2020 and 31 December 2021;

2. Interest pursuant to the Judgement Debts (Rates of Interest) Rules or otherwise, at such rates and/or for such period as the Court thinks just.
3. Compound interest pursuant to the Court's equitable jurisdiction.
4. Costs.
5. All such other accounts and enquires.
6. Further or other relief, as the Court deems fit.

Dated this 17th day of June 2025

Conyers Dill & Pearman LLP

CONYERS DILL & PEARMAN LLP
Attorneys-at-law for the Plaintiffs

THIS **WRIT OF SUMMONS** was issued by CONYERS DILL & PEARMAN LLP, Attorneys-at-Law for and on behalf of the Plaintiffs (acting by the Joint Official Liquidators of the First Plaintiff) whose address for service is SIX, 2nd Floor, Cricket Square, 171 Elgin Ave, George Town, Grand Cayman, Cayman Islands.

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE OF
WRIT OF SUMMONS**

1. The accompanying form of *Acknowledgment of Service* should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495 GT, George Town, Grand Cayman KY1-1106, Cayman Islands.
2. A Defendant who states in his Acknowledgment of Service that he intends to contest the proceedings *must* also serve a defence on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (ie., the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant. If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant. If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A *Stay of Execution* against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e., a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, *issue a Summons* for a stay of execution, supported by an Affidavit of his means. The Affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

See over for notes for guidance

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. For the purpose of calculating the period of 14 days for acknowledging service on the Defendant, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
3. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (*the name stated on the Writ of Summons*)".
4. Where the Defendant is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition of paragraph 1 of the description "Partner in the firm of _____" after his name.
5. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as _____" after his name.
6. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on his behalf.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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Plaintiffs

-and-

PricewaterhouseCoopers (a firm)

Defendant

**ACKNOWLEDGMENT OF SERVICE OF
WRIT OF SUMMONS**

If you intend to instruct an Attorney to act for you, give him this form **IMMEDIATELY**.

Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

Delay may result in judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

1. State the full name of the Defendant by whom or on whose behalf the service of the Writ is being acknowledged.

2. State whether the Defendant intends to contest the proceedings (tick appropriate box)

☐ yes ☐ no

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3. If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (tick box)
- ☐ yes ☐ no
-

(Signed) _____

[Attorney] for

[Defendant in person]

Address for service:

Please complete overleaf

Notes on address for Service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered principal office.

Indorsement by Plaintiffs' Attorney of his name, address and reference, if any, in the box below.

Conyers Dill & Pearman LLP
Attorneys at Law
SIX, 2nd Floor, Cricket Square, 171 Elgin Ave,
George Town, Grand Cayman, KY1-1111
FAO: Jonathon Milne / Tonicia Williams
(Ref: 838211)

Indorsement by Defendant's Attorneys (or by Defendant if defending in person) of his name, address and reference, if any, in the box below.