

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 0305 OF 2009

IN THE MATTER OF THE CONFIDENTIAL RELATIONSHIPS (PRESERVATION) LAW (1995) REVISION

AND IN THE MATTER OF PROCEEDINGS BEFORE THE LONDON COURT OF INTERNATIONAL ARBITRATION, UNITED KINGDOM



EX PARTE ORIGINATING SUMMONS



**LET ALL PARTIES CONCERNED** attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman, on \_\_\_\_\_ the \_\_\_\_ day of \_\_\_\_\_ 2009, at \_\_\_\_\_ on the hearing of an application by Basis Yield Alpha Fund (Master) (In Official Liquidation) of Second Floor, Commerce House, 7 Dr Roy's Drive, George Town, Grand Cayman, Cayman Islands ("the Applicant") who is required by Order of the Arbitral Tribunal made in Arbitration Number 7935 on 27 March 2009 to give evidence in a matter pending in the London International Court of Arbitration ("the Proceedings") for direction pursuant to the above mentioned law.

The Applicant intends to give in evidence in the Proceedings confidential information belonging to Citigroup Global Markets Limited (the "Confidential Information") by means of production of documents and seeks:

- 1) a direction pursuant to s.4 of the Law, as to whether the Applicant ought to disclose the Confidential Information in evidence in the Proceedings, by means of the production of documents pursuant to the Order of the Arbitral Tribunal made in Arbitration Number 7935 in the London International Court of Arbitration;
- 2) an order sealing the affidavit filed in support of the Originating Summons.
- 3) Such further or other Directions, Declarations or Orders as the Court shall think fit.

DATED the 25<sup>th</sup> day of June 2009

*Walkers*

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**WALKERS**  
Attorneys at Law for the Applicant

**TO:** The Clerk of the Court

**AND TO:** The Attorney General

**TIME ESTIMATE:** The estimated length of this hearing is 20 minutes

This Originating Summons is issued by Walkers, Attorneys-at-Law, Walker House, 87 Mary Street, George Town, Grand Cayman KY1-9001, for the Applicant, whose address for service is care of its said Attorneys at Law.