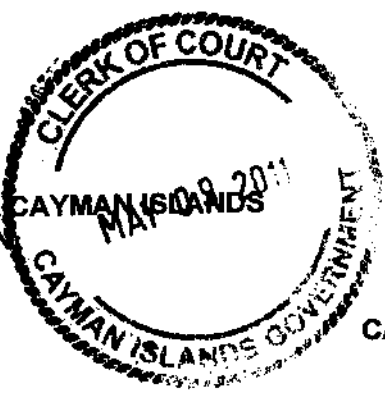
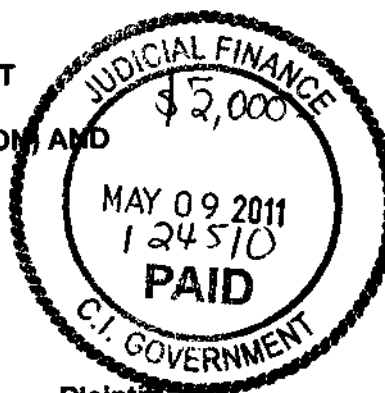


IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION



CAUSE NO: FSD ⁸⁴ OF 2011

IN THE MATTER OF A DEED OF TRUST KNOWN AS THE EK FAMILY TRUST
AND IN THE MATTER OF SECTION 48 OF THE TRUSTS LAW (2009 REVISION) AND
GCR Order 85, Rule 7



BETWEEN

HSBC International Trustee Limited

AND

Edward Kong



ORIGINATING SUMMONS

LET THE DEFENDANTS attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the day of 2011 at on the hearing of an application by HSBC International Trustee Limited of PO Box 71, Craigmuir Chambers, Road Town, Tortola, British Virgin Islands ("HITL"), as the original trustee of a Cayman Islands trust, known as the "EK Family Trust" (the "Trust"), for the following directions:

- (1) Whether HITL should act without further inquiry on a Deed dated 20 November 2009 (the "November 2009 Deed"), the Notice of Removal of Trustee dated 5 January 2010 (the "Notice of Removal") and the Deed of Removal and Appointment dated 5 January 2010 (the "Deed of Removal and Appointment") by causing the Trust Fund (subject to the indemnity of HITL in respect of its costs and fees as trustee or former trustee), to be transferred

into the name of or under the control of HSBC Trustee (Hong Kong) Limited upon its appointment as trustee of the Trust as proposed by the Defendant (and settlor of the Trust), Mr Kong.

- (2) If further inquiry is to be made, directions as to what steps should now be taken by HITL in relation to all or any of the November 2009 Deed, the Notice of Removal, the Deed of Removal and Appointment and the Deed of Change of Proper Law dated 5 January 2010 (the "Deed of Change of Proper Law") and consequently the manner in which the Trust Fund should be administered and managed by HITL.
- (3) If sub-paragraph (2) applies, directions in relation to the interim management and administration of the Trust Fund and the costs and fees of HITL in connection therewith.
- (4) That directions may be given as to whether Roanna Kong and Clement Kong, or Advance Beyond Limited, or any other persons, should be joined as parties to these proceedings, or whether notice of these proceedings should be given to any other and if so what persons.
- (5) That such further or other directions or orders are made as the Court thinks fit.
- (6) That provision is made for HITL's costs of and ancillary to these proceedings out of the Trust Fund on an indemnity basis.

AND LET THE DEFENDANT within 14 days (or, if leave is required to effect service of the jurisdiction, such other period as the Court may order) after service of this summons on him counting the day of service, return the accompanying Acknowledgement of Service to the Courts office.

DATED this 6 May 2011



Ogier

NOTES:-

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

(2) If a defendant does not attend personally or by his attorney at the time and place above-mentioned such order will be made as the Court may think just and expedient.

IMPORTANT

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

This Originating Summons was issued by Ogier, attorneys for the Plaintiff, whose address for service is 89 Nexus Way,
Camana Bay, Grand Cayman, KY1-9007, Cayman Islands
(Ref: CRU/TZA/423114.00001)

LITI-3663787-1

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE OF ORIGINATING SUMMONS

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 495GT, George Town, Grand Cayman.

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. If you wish to defend claims made in the Originating Summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the Acknowledgment of Service.
3. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
4. 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 Originating Summons*)".
5. 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 in paragraph 1 of the description "Partner in the firm of _____" after his name.
6. 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.
7. 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 its behalf.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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

CAUSE NO: FSD OF 2011

**IN THE MATTER OF A DEED OF TRUST KNOWN AS THE EK FAMILY TRUST
AND IN THE MATTER OF SECTION 48 OF THE TRUSTS LAW (2009 REVISION) AND
GCR Order 85, Rule 7**

BETWEEN

HSBC International Trustee Limited

Plaintiff

AND

Edward Kong

Defendant

**ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING 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.

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

2. State whether the Defendant intends to contest or otherwise participate in the proceedings (*tick appropriate box*).

yes

no

Service of the Originating Summons is acknowledged accordingly.

Attorney for the Defendant
Address for service:

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 Plaintiff's Attorney (or by Plaintiff is suing in person) of his name, address and reference, if any, in the box below.

OGIER
Attorneys-at-Law
89 Nexus Way
Cayman Bay
Grand Cayman KY1-9007
CAYMAN ISLANDS

Ref:LIT/CRU/TZA/423114.00001
T: 1 (345).949.9876
F: 1 (345).949.1987

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

A large, empty rectangular box with a thin black border, intended for the indorsement by the defendant's attorney or the defendant.