

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 306 OF 2012

IN THE MATTER of an Application by Cayman Water Company Limited

AND IN THE MATTER of the Water Authority 2011 and the Water (Production and Supply) Law 2011

BETWEEN:

CAYMAN WATER COMPANY LIMITED

Applicant

AND

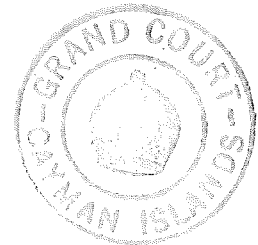
(1) GOVERNMENT OF THE CAYMAN ISLANDS  
(2) WATER AUTHORITY OF THE CAYMAN ISLANDS

Respondents

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ORDER

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UPON THE APPLICATION of the Applicant for judicial review

AND UPON having read the First Affidavit of Frederick William McTaggart sworn on 3 July 2012, the First Affidavit of Tristan Hydes sworn on 1 March 2013 and the First Affidavit of Thomas Cornelis Van Zanten sworn on 19 March 2013

AND UPON reading the documents recorded on the Court file as having been read

AND UPON the Applicant agreeing to discontinue its application for judicial review as relating to paragraphs 1, 2, and 3 of its Notice of Motion dated 23 October 2012 (the Notice of Motion)

AND UPON the Applicant having agreed to provide submissions in respect of the RCAM model and/or alternative models of pricing

AND UPON the Second Respondent having agreed to respond to the submissions of the Applicant

AND UPON hearing Counsel for the Applicant and First Respondent and Leading Counsel for the Second Respondent on 1 April 2014

AND UPON written judgment having been handed down on 19 June 2014

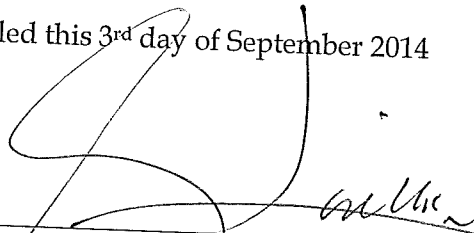
AND UPON the Applicant having agreed to pay the Second Respondent's costs of the proceedings

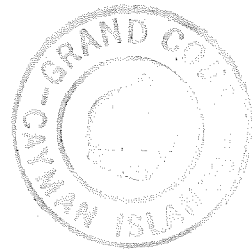
IT IS ORDERED as follows:

1. That the relief sought in the Notice of Motion is dismissed.
2. That the Applicant pay the reasonable costs of the First Respondent incurred in respect of grounds 4, 5 and 6 of the Notice of Motion on the standard basis, such costs to be taxed if not agreed.
3. That the Applicant pay the costs of the Second Respondent in the agreed sum of US\$133,119.91.
4. That there be no further order as to costs.

Dated this 19<sup>th</sup> day of June 2014

Filed this 3<sup>rd</sup> day of September 2014

  
The Honourable Chief Justice Anthony Smellie  
JUDGE OF THE GRAND COURT



This Order was filed by Mourant Ozannes, Attorneys-at-Law for the Second Respondent whose address for service is Fourth Floor, 94 Solaris Avenue, Camana Bay, PS Box 1348, Grand Cayman KY1-1108.