

IN THE GRAND COURT OF THE CAYMAN ISLANDS

FINANCIAL SERVICES DIVISION

CAUSE FSD NO. 24 OF 2013

IN THE MATTER OF THE COMPANIES LAW (2012 REVISION)

AND IN THE MATTER OF MOBILEPEAK HOLDINGS, LTD.

CONSENT ORDER



UPON THE PARTIES, Shawn Lee, Cheng Gang, Xia Zhang, Tao Wang, Xiaoqin Zhang, Yibing Xue, Bo Zhang, Di-Na Li and Qin Chen (the "**Petitioners**") and MobilePeak Holdings, Ltd. (the "**Company**") having agreed the terms in which an order should be made and consenting to an order being drawn up in such terms as hereinafter provided

IT IS HEREBY ORDERED BY CONSENT that:


- (1) the Petition, Court File, Affidavits and Expert Evidence filed in these Proceedings be sealed and kept confidential on the Court file and not open to inspection to anyone without the prior leave of the Court;
- (2) the Petitioners and the Company do mutually serve upon each other by 5 April 2013, Lists of Documents stating what documents are or have been in their possession, custody or power relating to any matter in question in this action;
- (3) there be inspection of the documents on 4 days' notice;
- (4) the Petitioners and the Company do exchange affidavits on or before 24 May 2013;
- (5) the Petitioners and the Company do exchange any affidavits in reply on or before 14 June 2013;
- (6) the Parties shall endeavour to agree on a single independent expert by 3 April 2013, failing which each party may appoint one independent expert and:-
 - a. in the event that the Parties agree on a single expert by 3 April 2013:-
 - (i) the Parties shall agree instructions for the expert by 28 June 2013;

- (ii) the expert's evidence shall be filed and served by 26 July 2013;
 - (iii) each party be at liberty to put questions in writing to the single expert with such questions to be provided to the expert by 9 August 2013;
 - (iv) the single expert provide, in writing, responses to any questions put to him, in accordance with paragraph 6 (a) (iii) above, by 23 August 2013;
 - (v) the fees of the single expert are to be borne jointly by the Parties.
- b. in the event that the Parties fail to agree on a single expert, further directions shall be sought from the Court regarding the exchange of experts' reports, meetings of experts, reply expert evidence and filing and serving of experts' reports.
- (7) the matter be set down for trial for 2 days or such other period as the parties may consider appropriate on agreed dates to be proposed to the Court by the parties for hearing in 2013;
- (8) there be liberty to apply; and
- (9) costs in the cause.

Dated this 25th day of March 2013

Filed this 25th day of March 2013




THE HONOURABLE MR JUSTICE FOSTER
JUDGE OF THE GRAND COURT
FINANCIAL SERVICES DIVISION

Agreed as to form and content:

Ritch & Conolly
RITCH & CONOLLY
Attorneys for the Petitioners

Stuart Walker Hersant
STUARTS WALKER HERSANT
Attorneys for the Company

