

IN THE GRAND COURT OF THE CAYMAN ISLANDS

FINANCIAL SERVICES DIVISION

CAUSE NO: FSD 56 OF 2013 – AJEF

**The Honourable Mr Justice Cresswell
In Court as in Chambers, 6 May 2013**

IN THE MATTER OF THE COMPANIES LAW (2012 REVISION)

AND IN THE MATTER OF EBULLIO COMMODITY MASTER FUND L.P.



ORDER

UPON the application of Ebullio Commodity Master Fund L.P. (the “Partnership”) for an order restraining the advertisement and publication of the petition for its winding up issued by Noble Resources International Pte Ltd (the “Petition” and the “Petitioner”)

AND UPON the Partnership issuing a summons for, inter alia, orders that the Petition be struck out or stayed until the final determination of the arbitration between the Partnership and the Petitioner (the “Strike out application”)

AND UPON hearing counsel for the Partnership

AND UPON hearing counsel for the Petitioner

AND UPON the Petitioner’s counsel being currently unable to undertake on behalf of her client that until the resolution of the Strike out application neither itself, its servants or agents will advertise or discuss the Petition with third parties outside its organization provided that it may if necessary communicate the same to its auditors and legal advisers, and if required as a matter of legal or regulatory requirement, or for the purposes of any arbitration proceedings with the Partnership

AND UPON counsel for the Partnership indicating that the Partnership would not object to short advertisement of the Petition, if required

IT IS ORDERED that:

1. The Strike out application shall be listed for 09:30 on 16 May 2013.
2. Until the court otherwise directs, the Petitioner be restrained, whether by itself or its servants or agents, from advertising or discussing the Petition with third parties outside its organization provided that it may if necessary communicate the same to its auditors and legal advisers, and if required as a matter of legal or regulatory requirement, or for the purposes of any arbitration proceedings with the Partnership.
3. The Petitioner shall have until 17:30 on 9 May 2013 to serve any evidence in Answer.
4. The Partnership shall have until 17:30 on 13 May 2013 to lodge and serve its provisional skeleton argument.
5. The Partnership shall have until 17:30 on 14 May 2013 to serve any evidence in Reply.
6. The Petitioner shall have until 11:00 on 15 May to lodge and serve its skeleton argument.
7. The costs of this application shall be costs in cause.

Dated this 6th day of May 2013

Filed this 7 day of May 2013

Cresswell J

The Hon. Mr. Justice Cresswell
JUDGE OF THE GRAND COURT



THIS ORDER was filed by Appleby, Attorneys-at-Law, for and on behalf of the Partnership herein whose address for service is Clifton House, 75 Fort Street, PO Box 190, Grand Cayman KY1-1104, Cayman Islands (Ref.PMQC/JS/420460.0002)