

Amended pursuant to the Order of the Chief Justice dated 16 October 2013.

Pursuant to that Order and pending the trial of these proceedings or until further order:

Any person not being a party to these proceedings who wishes to apply to vary or discharge the terms of paragraph 6 below shall apply by Summons together with a supporting affidavit. Any such Summons and affidavit shall be served on the Plaintiff (c/o Maples and Calder, attorneys for the Plaintiff, whose address for service is PO Box 309GT, Uglund House, South Church Street, George Town, Grand Cayman, Cayman Islands (attn. Mr Colin McKie Q.C.)) and on the First Defendant (c/o Messrs Ogier, 89 Nexus Way, Camana Bay, Grand Cayman KY1-9007, Cayman Islands (attn. Miss Rachael Reynolds)) and the Second Defendant (c/o Appleby (Cayman) Ltd, Clifton House, 75 Fort Street, PO Box 190, Grand Cayman KY1-1104, Cayman Islands (attn. Mr Carlos Pimentel)) not later than 7 clear days before the hearing of the said Summons.

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**FINANCIAL SERVICES DIVISION**

**FSD CAUSE NO: 123 OF 2013 (ASCJ)**

In Chambers and in private  
16 October 2013  
Before the Honourable Chief Justice



**IN THE MATTER OF** a Settlement by deed dated 15 July 1967

**AND IN THE MATTER** of section 48 of the Trusts Law (2011 Revision) and/or GCR O. 85 and/or the inherent jurisdiction of the Court

**BETWEEN**

BARCLAYS PRIVATE BANK & TRUST (CAYMAN) LIMITED

Plaintiff

**AND**

MR C

MR K

Defendants

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**AMENDED ORDER**

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**UPON** the hearing of paragraph 1 of the Originating Summons herein

**AND UPON** reading the First and Second Affidavits of David Titcombe sworn on 11 September 2013 and the Affidavits of William Jones and Robert Lindley sworn on 14 October 2013 and the letter from Maples and Calder to the Attorney General dated 4 October 2013

**AND UPON** hearing Leading Counsel for the Plaintiff, Counsel for the First Defendant and Counsel for the Second Defendant

**IT IS ORDERED** that:

1 For the purposes of these proceedings the Second Defendant be appointed as representative of **Mr A, Mrs A, Mrs B and Mrs D** (all adults).

2 For the purposes of these proceedings the First Defendant be appointed as representative of the issue of **Mr A** whether or not born or ascertained who are or may become interested under the trusts, powers or provisions of the **E Trust**, but excluding:

(1) the First and Second Defendants, and

(2) **Mrs B and Mrs D**,

but including:

(3) **F, G, H, J, L and M** (all minors).

3 Pursuant to GCR O. 15, r. 13A notice of these proceedings be served on the following companies:

(1) N Limited;

(2) P Limited;

(3) Q Limited;

(4) R Limited;



- (5) S Limited;
- (6) T Limited;
- (7) U Limited;
- (8) V Limited;
- (9) W Limited;
- (10) X Limited;
- (11) Y Limited;
- (12) Z Limited;
- (13) AB Limited;
- (14) CD Limited;
- (15) EF Limited;



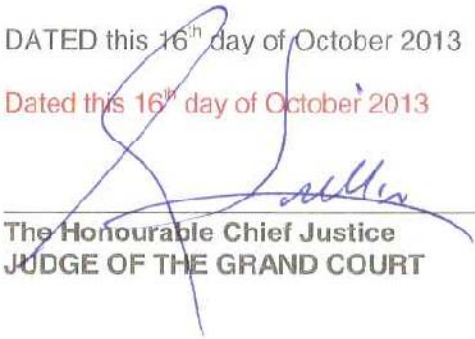
and on the Attorney General.

- 4 The hearing of the remainder of the Originating Summons be listed to be heard on 30 October 2013 with a time estimate of 1 day, to be heard in private.
- 5 The orders set out in paragraphs 2 and 3 of the Order in these proceedings dated 14 October 2013 do continue until trial of the remainder of these proceedings or until further order.
- 6 The Clerk of the Court be directed not to place a copy of ~~this~~ the original Order on the Register of Judgments and Orders.
- 7 The Clerk of the Court be directed to place on the Register of Judgments and Orders a copy of ~~the this~~ Amended Order, ~~a draft of which is attached hereto~~.
- 8 The Plaintiff's and Defendants' costs of this hearing be paid on an indemnity basis from the assets of the E Trust, the latter to be taxed on the indemnity basis if not agreed.

9 The Court file shall not be open to inspection by any person who is not a party to these proceedings, except with the prior leave of the Court.

DATED this 16<sup>th</sup> day of October 2013

Dated this 16<sup>th</sup> day of October 2013

  
The Honourable Chief Justice  
JUDGE OF THE GRAND COURT

