

IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

CAUSE NO: FSD 93 OF 2014 (AJJ)

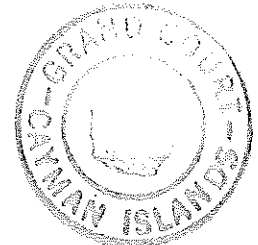
Before the Hon. Mr Justice Andrew J. Jones QC
In Chambers, 29th August 2014

IN THE MATTER OF ESSAR GLOBAL FUND LIMITED

AND IN THE MATTER OF THE COMPANIES LAW (2013 REVISION)

BETWEEN:

ESSAR GLOBAL FUND LIMITED



Plaintiff

AND

TRAVIS COAL RESTRUCTURED HOLDINGS, LLC

Defendant

ORDER

UPON reading the Plaintiff's Originating Summons issued on 28 August 2014 for an injunction restraining the Defendant from presenting a creditor's winding up petition against the Plaintiff based upon the ICC Arbitral Award dated 7 March 2014 in Case No. 18724/VRO/AGF (Arbitral Award) dated 7 March 2014 (the enforcement of which is the subject of proceedings pending between the parties in Cause No. FSD 74 of 2014 (the "Enforcement Proceeding") or the judgment dated 26 March 2014 in proceedings between the parties in the High Court of Justice of England and Wales, Commercial Court (Case No. 2014 Folio 326 entitled *Travis Coal Restructured Holdings LLC v Essar Global Fund Limited*) (the English Proceeding)

AND UPON hearing counsel for the parties concurrently in respect of the Originating Summons and in respect of summonses issued in the Enforcement Proceeding

AND UPON reading the Affidavit of Paul Kennedy sworn on 28 August 2014 and the exhibits thereto filed on behalf of the Plaintiff

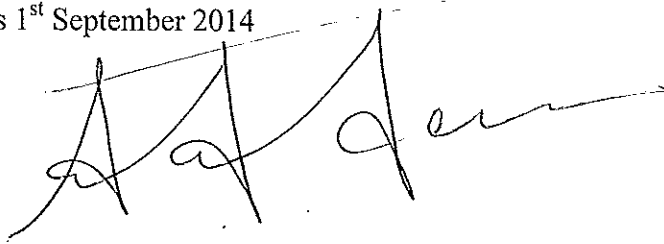
AND UPON reading the Judgment of Mr Justice Blair given on 24 July 2014 in the English Proceeding

IT IS ORDERED that:-

1. The Originating Summons is dismissed.
2. The Plaintiff shall pay the Defendant's costs of the Originating Summons, such costs to be taxed if not agreed.

Dated this 29th day of August 2014

Filed this 1st September 2014



The Hon Mr Justice Andrew J. Jones QC

Judge of the Grand Court

