IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

0087

CAUSE NO: FSD OF 2015

IN THE MATTER OF A DECLARATORY JUDGMENT PURSUANT TO ORDER 15, RULE 16 OF THE GRAND COURT RULES

BETWEEN:

$ 5000
JUN 02 2015
220344

WORTHING PROPERTIES LIMITED **PLAINTIFF**

AND:

STERLING MACRO FUND **DEFENDANT**

CLERK OF COURT
JUN 02 2015
CAYMAN ISLANDS GOVERNMENT

GRAND COURT CAYMAN ISLANDS

ORIGINATING SUMMONS

LET THE DEFENDANT, Sterling Macro Fund, whose registered office is c/o Appleby Trust (Cayman) Ltd., PO Box 1350, Clifton House, 75 Fort Street, George Town, Grand Cayman, Cayman Islands ("**Sterling**"), attend before a Judge in the Law Courts, George Town, Grand Cayman on the day of 2015 at o'clock on the hearing of an application by the Plaintiff, Worthing Properties Limited ("**Worthing**"), whose registered address is c/o Moore Stephens International Services (BVI) Limited, Palm Grove House, PO Box 3186, Road Town, Tortola, British Virgin Islands, seeking:

1. A declaration pursuant to Order 15, Rule 16 of the Grand Court Rules (as revised) that in accordance with Sterling's obligations under a subscription agreement dated 15 October 2002 and entered into between Worthing and Sterling, Worthing is entitled to receive from Sterling copies of books and records dated from 1 January 2012 to present (the "**Relevant Period**"), which books and records shall include:

   (a) Sterling's complete financial statements during the Relevant Period;

   (b) documents sufficient to show Sterling's holdings and all changes therein during the Relevant Period;

   (c) documents sufficient to show the value of Worthing's shares and all changes therein during the Relevant Period;

   (d) documents sufficient to show all activity, if any, in Worthing's account during the Relevant Period;

(e) a certified copy of Sterling's Articles of Association including all amendments thereto; and

(f) All bank statements mirroring withdrawals and deposits of funds and/or other assets in any of the Sterling Fund accounts.

2. Such further and other relief as the Court deems fit.

3. Costs.

AND LET THE DEFENDANT within 14 days after service of this summons on it counting the day of service, return the accompanying Acknowledgment of Service to the Courts office, PO Box 495 GT, George Town, Grand Cayman.

Dated the 2nd day of June 2015.

Walkers

WALKERS

Attorneys at Law for the Plaintiff

NOTES:-

1. This Summons may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with the above date unless renewed by order of the Court.

2. If the defendant does not attend personally or by its attorney at the time and place above-mentioned such order will be made as the Court may think just and expedient.

IMPORTANT

Directions for Acknowledgment of Service are given with the accompanying form.

This Originating Summons was issued by Walkers, Attorneys at Law, 190 Elgin Avenue, George Town, Grand Cayman KY1-9001, for the Plaintiff whose address for service is care of its said Attorneys at Law.

IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

CAUSE NO: FSD 84 OF 2015

IN THE MATTER OF WORTHING PROPERTIES LIMITED
IN THE MATTER OF THE COMPANIES LAW (2013 REVISION)

BETWEEN:

WORTHING PROPERTIES LIMITED

PLAINTIFF

AND:

STERLING MACRO FUND

DEFENDANT

ACKNOWLEDGEMENT OF SERVICE OF ORIGINATING SUMMONS

If you intend to instruct an Attorney to act for you, give him this form **IMMEDIATELY**.

Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

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1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.

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2. State whether the Defendant intends to contest or otherwise participate in the proceedings *(tick appropriate box)*.

☐ yes ☐ no

Service of the Originating Summons is acknowledged accordingly.

(Signed) .....

[Attorney] for

[Defendant in person]

Address for service:

Notes on address for service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered principal office.

Please complete overleaf

Indorsement by plaintiff's Attorney (or by plaintiff if suing in person) of his name, address and reference, if any, in the box below.

Walkers Attorneys at Law Walker House 190 Elgin Avenue George Town Grand Cayman KY1-9001 Ref: BG/JV/130640

Indorsement by Defendant's Attorney (or by defendant if suing in person) of his name, address and reference, if any, in the box below.

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE OF ORIGINATING SUMMONS

The accompanying form of Acknowledgment of Service should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person. After completion it must be delivered or sent by post to the Law Courts, PO Box 495GT, George Town, Grand Cayman.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.

2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.

3. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.

4. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (the name stated on the Originating Summons)".

5. Where the Defendant is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description "Partner in the firm of (.....)" after his name.

6. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as (.....)" after his name.

7. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.

8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem.*

9. A Defendant acting in person may obtain help in completing the form at the Courts Office.