

IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION



CAUSE NO: FSD 99 OF 2019 ()

IN THE MATTER OF SECTION 64 OF THE COMPANIES LAW (2018 REVISION)

AND IN THE MATTER OF FULLSHARE INVESTMENT MANAGEMENT LIMITED



NOTICE OF ORIGINATING MOTION

TAKE NOTICE that the Court at the Law Courts, George Town, Grand Cayman will be moved on _____ at _____ am/pm or as soon thereafter as counsel can be heard, by counsel on behalf of Five Seasons XVII Limited (the "**Applicant**") for an order that:

1. Inspectors be appointed to Fullshare Investment Management Limited (the "**General Partner**") pursuant to section 64 of the Companies Law (2018 Revision) (the "**Inspectors**") for the purpose of: (a) examining all of the books, records and documents in the custody or power of the officers and agents of the General Partner; (b) examining upon oath the officers and agents of the General Partner in relation to its business; and (c) reporting the Inspectors' opinions to this Honourable Court.
2. Without prejudice to the generality of paragraph 1 of this Order, the Inspectors shall be empowered to:-
 - (a) Review and investigate the trading activities, accounting books, records and documents of the General Partner and its subsidiaries (including that of Fullshare Global Opportunities Fund L.P. (the "**Fund**"), iDigitalGene Limited and PatientsLikeMe Inc.) during the period from April 2017 to the date of the appointment of Inspectors;
 - (b) Identify the assets and liabilities of the General Partner, the Fund, iDigitalGene Limited and PatientsLikeMe Inc.;

This Notice of Originating Motion was filed by Carey Olsen, attorneys-at-law for the Plaintiff, whose address for service is Level 1, Willow House, Cricket Square, Grand Cayman, Cayman Islands KY1-1001.

- (c) Review and investigate all financial accounts and records, management accounts, unaudited and audited financial statements and records of investments, payments and receipts of the General Partner, the Fund, iDigitalGene Limited and PatientsLikeMe Inc. in the period from April 2017 to the date of the appointment of Inspectors;
 - (d) Review and investigate any potential related party transactions involving the General Partner, the Fund, iDigitalGene Limited and PatientsLikeMe Inc. and their respective shareholders, officers, directors, service providers and agents in the period from April 2017 to the date of the appointment of Inspectors (including without limitation the transfer of the interest in PatientsLikeMe Inc. held by iDigitalGene Limited to iCarbonX Group Limited); and
 - (e) Examine upon oath the officers and agents of the General Partner in relation to its business activities.
3. The officers of the General Partner shall produce to the Inspectors upon request a list of all directors, officers, service providers and agents of the General Partner.
 4. The Inspectors shall prepare a report to the Court that shall be filed and served upon the General Partner not later than six weeks from the date of the Order appointing the Inspectors, subject to the Inspectors having liberty to apply to extend this period.
 5. The Inspectors shall have liberty to apply to the Court for further or other directions upon giving not less than 3 working days prior notice to the General Partner.
 6. The Applicant shall have liberty to apply to vary or discharge this Order upon giving not less than 5 working days prior notice to the General Partner.
 7. All expenses of and incidental to the appointment of the Inspectors, the investigation and examination conducted by the Inspectors and the report of the Inspectors, including without limitation the Applicant's legal costs and the Inspectors' remuneration, shall be paid by the General Partner on a full indemnity basis.

This Notice of Originating Motion was filed by Carey Olsen, attorneys-at-law for the Plaintiff, whose address for service is Level 1, Willow House, Cricket Square, Grand Cayman, Cayman Islands KY1-1001.

AND FURTHER TAKE NOTICE that the grounds of this application are as set out in the First Affidavit of Jonathan Michael James Broughton sworn on 4 June 2019.

Dated the 5th day of June 2019

A handwritten signature in black ink, appearing to read 'Carey Olsen', is written over a solid horizontal line.

Carey Olsen

Attorneys for the Plaintiff

TO: The Clerk of the Court

AND TO: The General Partner

This Notice of Originating Motion was filed by Carey Olsen, attorneys-at-law for the Plaintiff, whose address for service is Level 1, Willow House, Cricket Square, Grand Cayman, Cayman Islands KY1-1001.