

IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION  
IN THE MATTER OF SECTION 46 OF THE COMPANIES LAW (2020 REVISION)

161  
CAUSE NO: FSD OF 2020 ( )

BETWEEN:

(1) EVENSTAR MASTER FUND SPC

for and on behalf of EVENSTAR MASTER  
SUB-FUND I SEGREGATED PORTFOLIO



PLAINTIFFS

(2) EVENSTAR SPECIAL SITUATIONS LIMITED

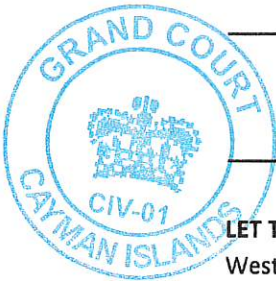
and

FANG HOLDINGS LIMITED

DEFENDANT



ORIGINATING SUMMONS



LET THE DEFENDANT, c/o Vistra (Cayman) Limited, PO Box 31119, Grand Pavilion, Hibiscus Way, 802 West Bay Road, Grand Cayman, Cayman Islands, KY1-1205 attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman, on the            day of            2020, at            o'clock on the hearing of an application by the Plaintiffs that the following orders be made:

1. Pursuant to section 46 of the Companies Law (2020 Revision) (the "Law"), the Register of Members of the Defendant be rectified forthwith to include (i) Evenstar Master Fund SPC for and on behalf of Evenstar Master Sub-Fund I Segregated Portfolio and (ii) Evenstar Special Situations Limited as the holders of fifty (50) Class A Ordinary Shares each (one hundred (100) Class A Ordinary shares in total) from 7 May 2020 onwards;
2. That the Defendant issue share certificates to the Plaintiffs reflecting their respective shareholding in the Defendant within seven (7) days of the rectification of the Defendant's register of members, as set out in paragraph 1;
3. The Plaintiffs' costs of this Originating Summons be paid by the Defendant; and

4. Such further or other relief as the Court sees fit.

**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.

Dated the 15<sup>th</sup> day of July 2020.

Forbes Hare

Forbes Hare

Attorneys-at-Law for the Plaintiffs

This Originating Summons was filed by Forbes Hare, Attorneys-at-Law for and on behalf of the Plaintiff whose address for service is c/o Forbes Hare, Suite 2201, Cassia Court, Camana Bay, 10 Market Street, Grand Cayman, KY1-9006 (AJHA/FOD/KY5022.001).

1389324

**Acknowledgement of Service of Originating Summons**

**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 Company or by the Defendant if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, 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, an originating summons 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.

**Please complete overleaf**

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PLAINTIFFS

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DEFENDANT

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**ACKNOWLEDGMENT OF SERVICE OF ORIGINATING SUMMONS**

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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.**

Delay may result in judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

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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 the proceedings (tick appropriate box)

Yes

No

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Service of the Originating Summons is acknowledged accordingly

(Signed) \_\_\_\_\_  
Attorney for the Defendant

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 or principal office.

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

Forbes Hare  
Cassia Court, Suite 716  
10 Market Street  
Camana Bay  
Grand Cayman, KY1-9006  
Cayman Islands  
AJHA/FOD/KY5022.001

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

[Empty box for Defendant's Attorney indorsement]