



IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

FSD CAUSE NO. 56 OF 2021 (RPJ)

IN THE MATTER OF THE COMPANIES ACT (2021 REVISION)
IN THE MATTER OF CIRCUMFERENCE HOLDINGS LTD

NICHOLAS JAMES MARTIN

PETITIONER

CIRCUMFERENCE HOLDINGS LTD

RESPONDENT

ORDER

UPON the Petitioner's summons for case management directions in relation to the winding up petition dated 5 March 2021 ("**The Petition**")

AND UPON the Respondent's Summons dated 25 March 2021 seeking to strike out the Petition pursuant to GCR Order 18 Rule 19 and/or the inherent jurisdiction of the Court

AND UPON READING the affidavits of Nicholas Martin sworn respectively on 5 March 2021 and 29 March 2021 and the affidavits of Alan Turner sworn respectively on 25 March 2021 and 31 March 2021 and exhibits thereto, and such other documents noted in the Court file as having being read

AND UPON HEARING Counsel for the Respondent and Counsel for the Petitioner;



IT IS HEREBY ORDERED THAT:

1. The Petition is struck out pursuant to GCR Order 18 Rule 19 and/or the inherent jurisdiction of the Court on the grounds that it is an abuse of the process.
2. That the Petitioner pay the Respondent's costs to be taxed on the indemnity basis if not agreed.

Dated this 3 day of May 2021

Filed this 3 day of May 2021

THE HONORABLE MR JUSTICE PARKER

JUDGE OF THE GRAND COURT

Approved as to form and content:

KSG Attorneys at Law

Attorneys-at-Law for the Petitioner

Sinclairs

Attorneys-at-Law for the Respondent