

## IN THE GRAND COURT OF THE CAYMAN ISLANDS

FINANCIAL SERVICES DIVISION

CAUSE NO. FSD OF 2024 (JAJ)



P L A I N T I F F S:

- (1) HQP CORPORATION LIMITED (IN OFFICIAL LIQUIDATION)
- (2) CHRISTOPHER SMITH (ACTING AS THE JOINT OFFICIAL LIQUIDATOR OF HQP CORPORATION LIMITED)
- (3) MARTIN TROTT (ACTING AS THE JOINT OFFICIAL LIQUIDATOR OF HQP CORPORATION LIMITED)

Plaintiffs

-and-

- (1) ALEX CHEN XI (陈曦)
- (2) SHANGHAI MAIFOU INVESTMENT MANAGEMENT CO. LTD  
(上海脉否投资管理有限公司)
- (3) NINGBO BANGCHENG BUSINESS CONSULTING CO. LTD  
(宁波邦诚商务咨询有限公司)
- (4) SHANGHAI DEQU TRADING CO. LTD (上海德趣贸易有限公司)
- (5) JIUTONG YIBAO (BEIJING) INVESTMENT CONSULTING CO. LTD  
(玖通乙宝(北京)投资咨询有限公司)
- (6) SHANGHAI XIANGLING BUSINESS CONSULTING CO., LTD  
(上海翔翎商务咨询有限公司)
- (7) PARTS BASE INC.
- (8) YUAN GUOWEI (袁国卫)
- (9) YE YICHUN (叶怡春)
- (10) HQP TECHNOLOGY LIMITED (嘉重馳通科技有限公司)
- (11) QIHE (SHANGHAI) BUSINESS CONSULTING CO., LTD  
(奇和(上海)商务咨询有限公司)

Defendants

---

**WRIT OF SUMMONS**

---

**TO:**

- (1) **ALEX CHEN XI (陈曦)**  
Room 2617, Fl. 22, Building 602, Wangjing Garden, Chaoyang District, Beijing, Jiutong Yibao Beijing Investment Consulting Co. Ltd. 100102, China  
Room 601, Unit 1, Building 5, Shengdayuan, Huanghe Road, Nankai District, Tianjin 300111, China  
Room C, Fl. 14, 309 Tanggu Road, Hongkou District, Shanghai, Shanghai Xiangling Business Consultant Co. Ltd. 200080, China  
No.24 Yangxin East Road, Pudong District, Shanghai, Shangai Jiai Intelligence Technology Co. Ltd. 200126, China
- (2) **SHANGHAI MAIFOU INVESTMENT MANAGEMENT CO. LTD**  
(上海脉否投资管理有限公司)  
Address to be confirmed
- (3) **NINGBO BANGCHENG BUSINESS CONSULTING CO. LTD**  
(宁波邦诚商务咨询有限公司)  
Address to be confirmed
- (4) **SHANGHAI DEQU TRADING CO. LTD (上海德趣贸易有限公司)**  
Room 307, No. 2187, Jingshang Road 99 Nong, Fengjing County, Jinshan District, Shanghai 201540, China
- (5) **JIUTONG YIBAO (BEIJING) INVESTMENT CONSULTING CO. LTD**  
(玖通乙宝(北京)投资咨询有限公司)  
Room 2617, Fl. 22, Building 602, Wangjing Garden, Chaoyang District, 100102, Beijing
- (6) **SHANGHAI XIANGLING BUSINESS CONSULTING CO., LTD**  
(上海翔瓴商务咨询有限公司)  
Room C, Fl. 14, No. 309, Tanggu Road, Hongkou District, Shanghai 200085, China
- (7) **PARTS BASE INC.**  
Trinity Chambers, P.O. Box 4301, Road Town, Tortola, British Virgin Islands

- (8) **YUAN GUOWEI (袁国卫)**  
Address to be confirmed
- (9) **YE YICHUN (叶怡春)**  
Room 307, No. 2187, Jingshang Road 99 Nong, Fengjing County, Jinshan District, Shanghai, Shanghai Dequ Trading Co., Ltd. 201540, China  
Room 304, No. 10, Shangye 2<sup>nd</sup> Village, Hongkou District, Shanghai 200083, China
- (10) **HQP TECHNOLOGY LIMITED (嘉重馳通科技有限公司)**  
17/F., Leighton Centre, 77 Leighton Road, Causeway Bay, Hong Kong
- (11) **QIHE (SHANGHAI) BUSINESS CONSULTING CO., LTD**  
(奇和(上海)商务咨询有限公司)  
Address to be confirmed

This **WRIT OF SUMMONS** has been issued against you by the above-named Plaintiffs in respect of the claims set out over the page.

Within \_\_\_\_\_ days after service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495G, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiffs may proceed with the action and judgment may be entered against you forthwith without further notice.

NOTE - This Writ 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 that date unless renewed by order of the Court.

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

**GENERAL INDORSEMENT**

1. The First Plaintiff (also referred to as the “**Company**” herein below) claims as against the First and Ninth Defendants damages and/or compensation and/or an account of profits for breach of fiduciary duties and/or statutory duties and/or duties owed at common law, including duties owed to the Company in their capacity as director and/or supervisor of the Company, arising from the First Defendant and/or the Ninth Defendant carrying on the business of the Company in a fraudulent manner, including but not limited to making and/or causing the Company to make false representations to current and prospective investors which misrepresented the true financial position of the Company to induce them to purchase preferred shares in the Company and/or to agree to subordinate their existing interests as shareholders in the Company (the “**Fraud**”). Further or alternatively, the First Plaintiff claims appropriate proprietary relief as against the First and Ninth Defendants, including all accounts and enquiries required to identify the Company’s assets and/or their traceable proceeds or substitutes received by the First Defendant and/or Ninth Defendant in breach of their fiduciary and/or statutory duties and/or common law duties.
  
2. The First Plaintiff claims as against the First to Eleventh Defendants arising from their dishonest assistance of the First Defendant’s and/or Ninth Defendant’s breach of fiduciary duty and/or breach of trust, the First Defendant and/or Ninth Defendant being a trustee of the Company’s assets and property as were in his/her possession or control by reason of his/her being a director/supervisor of the Company, orders that each of the First to Eleventh Defendants is liable to account as a constructive trustee and pay equitable compensation to the First Plaintiff in the total sum equal to the loss and damage suffered by the Company as a result of the First Defendant’s and/or Ninth Defendant’s breach of fiduciary duty and/or breach of trust, and/or an account of profits.

3. The First Plaintiff claims as against the First to Eleventh Defendants, arising from their knowing receipt of the Company's assets and/or their traceable proceeds or substitutes, such receipt being traceable to a breach of fiduciary duty and/or a breach trust by the First Defendant and/or Ninth Defendant, orders that each of the First to Eleventh Defendants is liable to account as a constructive trustee and pay equitable compensation to the First Plaintiff in the sum equal to the amount of the Company's assets and/or their traceable proceeds or substitutes each Defendant received, and/or an account of profits. Further or alternatively, the First Plaintiff claims appropriate proprietary relief as against the First to Eleventh Defendants, including all accounts and enquiries required to identify the Company's assets and/or their traceable proceeds or substitutes received by the Defendants.
4. The First Plaintiff claims orders for damages as against the First to Eleventh Defendants, arising from the First to Eleventh Defendants (or any two or more together) wrongfully and with intent to injure the First Plaintiff by unlawful means conspiring and combining to defraud the First Plaintiff, pursuant to and in furtherance of which conspiracy the First to Eleventh Defendants carried out unlawful acts and means, including by way of and in the course of carrying out the Fraud, by which the First Plaintiff was defrauded and/or injured.
5. The Second and Third Plaintiffs claim as against the First to Eleventh Defendants declarations and orders pursuant to section 145 of the Companies Act (as amended; the "**Companies Act**") that payments made by the Company to any of the First to Eleventh Defendants within the six months immediately preceding commencement of the Company's liquidation, when the Company was unable to pay its debts within the meaning of section 93 of the Companies Act, with a view to giving that Defendant a preference over the other creditors of the Company, are void and/or invalid, and that

each of the First to Eleventh Defendants is liable to repay and/or make restitution to the First Plaintiff and/or for an account of profits.

6. The Second and Third Plaintiffs claim as against the First to Eleventh Defendants orders pursuant to section 146 of the Companies Act that any dispositions to each of them made at an undervalue made by or on behalf of the First Plaintiff with intent to defraud its creditors, are void and/or invalid, and that each of the First to Eleventh Defendants is liable to repay and/or make restitution to the First Plaintiff.
7. The Second and Third Plaintiffs claim as against the First to Eleventh Defendants orders pursuant to section 147 of the Companies Act that each of them is liable to make a contribution to the assets of the First Plaintiff, as persons who were knowingly parties to the carrying on of the business of the First Plaintiff with intent to defraud creditors and/or for a fraudulent purpose, including but not limited to carrying on the Fraud.

8. The Plaintiffs also claim:
- a. Interest pursuant to statute, including pursuant to section 34 of the Judicature Act (2021 Revision) on such damages as may be awarded to it at such rate and for such period as this Honourable Court thinks fit;
  - b. Any such further or other relief as this Honourable Court thinks fit; and
  - c. Costs.

Dated this 7<sup>th</sup> day of August 2024

*Walkers (Cayman) LLP*

---

**WALKERS**

Attorneys-at-Law for the JOLs and HQP Corporation Limited (in Official Liquidation)

This **WRIT OF SUMMONS** was issued by Walkers, Attorneys-at-Law, 190 Elgin Avenue, George Town, Grand Cayman KY1-9001, for the JOLs and HQP Corporation Limited (in Official Liquidation) whose address for service is care of their said Attorneys-at-Law.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

FINANCIAL SERVICES DIVISION

FSD CAUSE NO:            OF 2024 (    J)

BETWEEN:

- (1) HQP CORPORATION LIMITED (in  
Official Liquidation)
- (2) CHRISTOPHER SMITH (acting as the  
Joint Official Liquidator of HQP  
Corporation Limited)
- (3) MARTIN TROTT (acting as the Joint  
Official Liquidator of HQP  
Corporation Limited)

Plaintiffs

AND:

- (1) ALEX CHEN XI ( 陈曦 )
- (2) SHANGHAI MAIFOU INVESTMENT  
MANAGEMENT CO. LTD  
( 上海脉否投资管理有限公司 )
- (3) NINGBO BANGCHENG BUSINESS  
CONSULTING CO. LTD  
( 宁波邦诚商务咨询有限公司 )
- (4) SHANGHAI DEQU TRADING CO.  
LTD ( 上海德趣贸易有限公司 )
- (5) JIUTONG YIBAO (BEIJING)  
INVESTMENT CONSULTING CO.  
LTD  
( 玖通乙宝 (北京) 投资咨询有限公 )
- (6) SHANGHAI XIANGLING BUSINESS  
CONSULTING CO., LTD  
( 上海翔瓴商务咨询有限公司 )
- (7) PARTS BASE INC.
- (8) YUAN GUOWEI ( 袁国卫 )

- (9) YE YICHUN (叶怡春)
- (10) HQP TECHNOLOGY LIMITED  
(嘉重馳通科技有限公司)
- (11) QIHE (SHANGHAI) BUSINESS  
CONSULTING CO., LTD  
(奇和(上海)商务咨询有限公司)

Defendants

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

---

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

---

State whether the Defendant intends to contest the proceedings (*tick appropriate box*)

yes  no

---

If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff(s) *(tick box)*

yes

no

---

Service of the Writ is acknowledged accordingly

(Signed) \_\_\_\_\_

[Attorney] for

[Defendant in person]

Address for service:

**Please complete overleaf**

**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 or principal office.

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

Walkers  
Attorneys at Law  
KY1-9001  
190 Elgin Avenue  
George Town, Grand Cayman  
  
FAO : Shelley White  
Ref: SW/SS/172837

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 WRIT OF  
SUMMONS**

1. 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, P.O. Box 495G, George Town, Grand Cayman.
2. A defendant who states in the Defendant's Acknowledgment of Service that the Defendant intends to contest the proceedings must also serve a defence on the attorney for the Plaintiffs (or on the Plaintiff if acting in person). If a Statement of Claim is indorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant. If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant. If the Defendant fails to serve that Defendant's defence within the appropriate time, the Plaintiff(s) may enter judgment against the Defendant without further notice.
3. A Stay of Execution against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgment of Service, that the Defendant intends to apply for a stay, execution will be stayed for 14 days after that Defendant's Acknowledgment, but the Defendant must, within that time, issue a Summons for a stay of execution, supported by an affidavit of the Defendant's means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

See over for notes for guidance.

**Please complete overleaf**

**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. For the purpose of calculating the period of        days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to the Defendant.
3. Where the Defendant is sued in a name different from the Defendant's own, the form must be completed by the Defendant with the addition in paragraph 1 of the words "sued as (the name stated on the Writ of Summons)".
4. 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 that Partner's name.
5. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN THAT PERSON'S OWN, the form must be completed by the Defendant with the addition in paragraph 1 of the description "trading as (.....)" after that Defendant's name.
6. 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.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.