

IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION

FSD No. 5 OF 2020 (MRHJ)

IN THE MATTER OF THE COMPANIES LAW (2018 REVISION)  
AND IN THE MATTER OF VIRGINIA SOLUTION SPC LTD



\_\_\_\_\_  
SUMMONS FOR DIRECTIONS  
\_\_\_\_\_



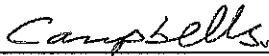
LET Virginia Solution SPC Ltd (the "**Company**") of AON Insurance Managers (Cayman) Ltd., PO Box 69, 18 Forum Lane, 2<sup>nd</sup> Floor, Camana Bay, George Town, Grand Cayman, KY1-1102, Cayman Islands and Augusta Healthcare, Inc. of 78 Medical Center Drive, Fishersville, VA, 22939 USA attend before the Honourable Judge in Chambers at the Law Courts, George Town, Grand Cayman on the 6<sup>th</sup> day of February 2020, at 9:30am, upon an application by Valley Health System (the "**Petitioner**") in its capacity as a registered member of the Company pursuant to Order 3, Rule 11 of the Companies Winding Up Rules 2018 for orders and directions that:

- 1 The Company shall be treated as the subject matter of this proceeding, but shall remain a party to it solely for the purpose of giving discovery and the proceedings shall be treated as an *inter partes* proceeding between the Petitioner as petitioner and Augusta Healthcare Inc as respondent (the "**Respondent**").
- 2 The petition be served on the Company and the Respondent.
- 3 The petition shall not be advertised.
- 4 The Petitioner shall not be required to file or serve further particulars of its claim.
- 5 In the event that the Respondent seeks to defend the Petition, the matter is to proceed as an *inter partes* proceeding between the Petitioner and the Respondent on the following timetable:
  - 5.1 the Respondent shall file a defence within 28 days of being served with the petition;
  - 5.2 if so advised the Petitioner shall file a reply within 14 days of service of the defence;
  - 5.3 the Petitioner and the Respondent shall exchange lists of documents within 56 days of service of the Respondent's Defence or the Petitioner's Reply, whichever is later;

This Summons for Directions is issued by Campbells, the Attorneys-at-Law for the Petitioner, of Floor 4, Willow House, Cricket Square, George Town, Grand Cayman KY1-9010, Cayman Islands. (Ref: LMF/17927-31314)

- 5.4 inspection shall take place within 14 days of the exchange of lists of documents;
- 5.5 evidence is to be given by affidavit and the deponents shall attend for cross examination at the hearing of this petition if notice to do so is given by the party upon whom the affidavit is served within 21 days of the service of the affidavit; and
- 5.6 affidavits are to be exchanged within 56 days after expiry of the period for inspection of documents.
- 6 In the event that the Respondent does not seek to defend the petition, the petition shall be listed to be heard at the next available date convenient to the Petitioner without the need for advertisement.
- 7 The costs of this summons be reserved.
- 8 Such further or other orders and directions as the Court thinks fit.

Dated this 15<sup>th</sup> day of January 2020



**Campbells**

Attorneys-at-Law for and on behalf of the Petitioner.

**TO:** The Registrar of the Financial Services Division

**AND TO:** The Company  
The Respondent

**TIME ESTIMATE:** The estimated length of the hearing of this directions summons is 1 hour

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