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IN THE HIGH COURT OF THE REPUBLIC OF SINGAPORE

HC/OS 957/2019)

In the Matter of

SECTION 211B OF
THE COMPANIES ACT (CHAPTER 50)

and

In the Matter of

FALCON ENERGY GROUP LIMITED
(Singapore UEN No. 200403817G)

FALCON ENERGY GROUP LIMITED
(Singapore UEN No. 200403817G)
… *Applicant(s)*

NOTICE OF SECTION 211B APPLICATION

NOTICE is hereby given that **FALCON ENERGY GROUP LIMITED** (Singapore UEN No. 200403817G) (the "**Applicant**") has on 25 July 2019, filed an application in the High Court of the Republic of Singapore (the "**Court**") pursuant to section 211B of the Companies Act (Cap. 50) (the "**section 211B Application**"), to seek, *inter alia*, orders that: (1) for a period of six (6) months from the date of the section 211B Application or until further order, (*a*) no appointment shall be made of a receiver or manager over any property or undertaking of the Applicant; (*b*) no proceedings (other than proceedings under sections 210, 211B, 211D, 211G, 211H or 212 of the Companies Act (Cap. 50)) shall be commenced or continued against the Applicant, except with the leave of the Court and subject to such terms as the Court imposes; (*c*) no execution, distress or other legal process against any property of the Applicant be commenced, continued or levied, except with the leave of the Court and subject to such terms as the Court imposes; (*d*) no step to enforce any security over any property of the Applicant, or to repossess any goods held by the Applicant under any chattels leasing agreement, hire-purchase agreement or retention of title agreement shall be taken or continued, except with the leave of the Court and subject to such terms as the Court imposes; (*e*) no enforcement of any right of re-entry or forfeiture under any lease in respect of any premises occupied by the Applicant (including any enforcement pursuant to section 18 or 18A of the Conveyancing and Law of Property Act (Cap. 61)), except with the leave of the Court and subject to such terms as the Court imposes; and (2) the Applicant and any person affected by the order be at liberty to apply for such further or other directions as may be expeditious or necessary.

The section 211B Application has been directed to be heard before the Court on **22 August 2019 at 2:30 PM** (the "**Hearing**"). Any person who intends to oppose the making of an order under section 211B(1) of the Companies Act may appear at the time of the Hearing by himself or his counsel for that purpose, and a copy of the section 211B Application and supporting affidavit(s) will be furnished by the undersigned to any interested party whose interest may be affected by the section 211B Application requiring them on payment of the regulated charge (if applicable).

In connection with the foregoing, NOTICE is hereby given of the following directions given by the Court during the Pre-Trial Conference on 30 July 2019: (*a*) creditors are to file and serve their reply affidavits (if any) by **10 August 2019, 6:00 PM**; (*b*) the Applicant shall file and serve its further affidavit(s) by **19 August 2019, 4:00 PM**; (*c*) parties are to tender their written submissions and any accompanying bundles to the Court by **21 August 2019, 9:00 AM**. In this regard, the Applicant's written submissions shall be limited to 40 pages while creditors' written submissions shall be limited to 30 pages using Times New Roman, font size 12 with double line spacing; and (*d*) with respect to oral submissions during the Hearing, the Applicant is to liaise with interested parties to determine who may wish to address the Court during the Hearing and prepare a time bank (working within a 2 hour to 2.5 hour time frame) to be submitted to the Court by **21 August 2019, 9:00 AM** setting out the amount of time to be allocated to the Applicant and each interested party for oral submissions (including rebuttals).

The Applicant's registered address is at 10 Anson Road #33-15 International Plaza Singapore 079903.

The Applicant's solicitors are **RAJAH & TANN SINGAPORE LLP** of 9 Battery Road, #25-01, MYP Centre, Singapore 049910.

Note:—(1) Any creditor who intends to file a reply affidavit in accordance with the Court's directions is requested to provide the abovenamed **RAJAH & TANN SINGAPORE LLP** with a copy of the reply affidavit by email (to: projectfalcon2019@rajahtann.com) by the stipulated deadline in addition to filing the same via eLitigation.

(2) Any person who wishes to make oral submissions during the Hearing is requested to inform the abovenamed **RAJAH & TANN SINGAPORE LLP** by way of notice in writing of his intention to do so and, if so, how long his oral submissions are estimated to take by no later than **12:00 PM on 16 August 2019**.

(3) Further and in any case, any person who intends to appear at the Hearing must serve on or send by post to the abovenamed **RAJAH & TANN SINGAPORE LLP** notice in writing of his intention to do so. The notice must state the name and address of the person, or if a firm, the name and address of the firm, and must be signed by the person or firm, or his or their solicitor (if any) and must be served, or, if posted, must be signed by the person or firm, or his or their solicitor (if any) and must be served, or, if posted, must be sent by post in sufficient time to reach the abovenamed not later than **12:00 PM on 20 August 2019** (2 days before the day appointed for the Hearing).

RAJAH & TANN SINGAPORE LLP
Solicitors for the Applicant
(File Ref No.: PA/RSP/KRJ/258998/8)