

In the High Court of New Zealand
Wellington Registry

I Te Kōti Matua o Aotearoa
Te Whanganui-a-Tara

CIV-2024-485-404

Under Part 19 of the High Court Rules, Part 16 of the Companies Act 1993 and
s133 Trusts Act 2019

In the matter of an application concerning **Digital Asset Exchange
Limited (in liquidation)**, a company having its registered office at Floor 15,
215 Lambton Quay, Wellington, 6011 and carrying on business as a cryptocurrency
exchange

And

In the matter of an application by **David Ian Ruscoe** and **Malcolm
Russell Moore** of **Grant Thornton New Zealand Limited**,
insolvency practitioners of Wellington and Auckland respectively

Applicants

Court orders as to service and procedural directions

Dated: ~~19~~ July 2024
lB+h



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DUPLICATE

Court orders as to service and procedural directions

The interlocutory application without notice for procedural directions made by David Ian Ruscoe and Malcolm Russell Moore on 12 June 2024 was determined by the Honourable Associate Judge Skelton on 18 July 2024.

The determination was made without a hearing.

The following orders were made:

1. the liquidators of Digital Asset Exchange Limited (in liquidation) (**Dasset** or the **Company**)(the **Liquidators**) may serve the proceedings on users of the Company (**Account Holders**), shareholders or unsecured creditors of Dasset, in accordance with the orders previously granted by the Court varying service requirements under the Companies Act 1993 in CIV-2023-404-1803, by:
 - (a) uploading copies of the proceedings and any orders to grantthornton.co.nz/DASSET/;
 - (b) sending an email to all known Account Holders, shareholders and creditors with a link to the documents hosted at grantthornton.co.nz/DASSET/; and
 - (c) for any Account Holders or creditors for whom no email address is held, by posting copies of the proceedings to the last postal address provided by that person (if any);
2. that these orders are made on the papers and without notice to any other person;
3. that the application and these sealed orders of the Court be sent to all Account Holders, shareholders and creditors in the manner set out at 1(a)-(c) above;
4. that any Account Holder, shareholder or creditor may apply to the Court to set aside or vary any of these directions and orders with appropriate notice being given to the Liquidators by applying to the Court within 10 working days of these orders being sent to that Account Holder, shareholder or creditor in accordance with 1(a)-(c) above;



5. that leave is reserved for the Liquidators to apply for such further orders; and
6. that the solicitor-client costs of the application shall be met, in the first instance, from the pool of realised cryptocurrencies held by the Liquidators, as a necessary and reasonable expense incurred by the Liquidators in carrying out their duties as liquidators, or alternatively, as trustees administering a trust.

DATED this 18th day of July 2024

Fo'B

Finn O'Brien

(Deputy) Registrar

