

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

HUDSON SOLAR CAYMAN, LP,

Plaintiff,

v.

SKY SOLAR HOLDINGS, LTD.,
SKY SOLAR POWER LTD., and
SKY INTERNATIONAL ENTERPRISE GROUP
LIMITED,

Defendants.

X
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: Index No. _____/2019
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: **NOTICE OF MOTION FOR**
: **SUMMARY JUDGMENT IN**
: **LIEU OF COMPLAINT**
:
: **Mot. Seq. No. 001**
:
: **Oral argument requested**
:
X

PLEASE TAKE NOTICE that, upon the Summonses dated February 8, 2019, the Memorandum of Law in Support of Motion for Summary Judgment in Lieu of Complaint dated February 8, 2019, and the Affidavit of Neil Z. Auerbach dated February 8, 2019 (the “Auerbach Affidavit”), Plaintiff will move this Court before the Commercial Submission Part at the New York County Courthouse, 60 Centre Street, Room 130, New York, New York 10007, on March 15, 2019 at 9:30 a.m., or as soon thereafter as counsel can be heard, for an Order granting summary judgment in lieu of complaint pursuant to CPLR 3213 in favor of Plaintiff and against Defendants Sky Solar Holdings, Ltd., Sky Solar Power Ltd., and Sky International Enterprise Group Limited (jointly and severally) in the amount of \$97,671,954, plus default interest in the amount of \$62,858 per day from the date hereof to the date of the entry of judgment and all fees and expenses (including attorneys’ fees) incurred by Plaintiff in connection with this action and the enforcement of its other rights and remedies under the Notes and the Note Purchase Documents (as each term is defined in the Auerbach Affidavit), and for such other and further

relief as the Court may deem just and proper, on the ground that this action is based upon an instrument for the payment of money only which is now due and payable.

Demand for service of answering papers, pursuant to CPLR 3213, if any, on March 11, 2019.

Dated: New York, New York
February 8, 2018

Respectfully submitted,

ALLEN & OVERY LLP

By: /s/ Laura R. Hall
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