

B14.


Para. 87(1), (2), (3)

Request for Urgent Hearing before Judge

Case Number(s) and Case Name(s)	(Case Number To Be Advised) Notional Pte Ltd V Persons Unknown
Sub-Case Number(s) (if applicable)	To Be Advised
Name(s) of Applicant(s)	Notional Pte Ltd
Details of Applicant(s)	Claimant
Counsel for Applicant(s) <i>(if represented)</i>	Mr Adrian Aw / Mr Anand Tiwari / Ms Tessa Lim Resource Law LLC
Contact Number(s) of Counsel for Applicant(s) <i>(if represented)</i> or of Applicant(s) <i>(if unrepresented)</i>	6805 7328 / 6805 7323 / 6805 7327
Name(s) of Respondent(s)	Persons Unknown
Counsel for Respondent(s) <i>(if represented)</i>	N.A.
Contact Number(s) of Counsel for Respondent(s) <i>(if represented)</i> or of Respondent(s) <i>(if unrepresented)</i>	N.A.

Summary of relief sought	<p>The Claimant is seeking the following orders:</p> <ul style="list-style-type: none"> (a) Proprietary injunction prohibiting the Defendant(s) from dealing with, disposing of, or diminishing the value of the cryptocurrencies and Non-Fungible Tokens belonging to the Applicant (collectively, the “Stolen Assets”) and the traceable proceeds from the Stolen Assets. (b) Worldwide freezing injunction prohibiting the Defendant(s) from dealing with, disposing of, or diminishing their assets up to the value of USD 1,513,833 being the value of the Stolen Assets at the time of their unauthorised transfer. (c) That Nest Services Limited (Seychelles Registration No. 238045), the operator of Binance.com, the cryptocurrency exchange wherein the Defendant(s) deposited 10 Celestia tokens and 152.5 Cosmos tokens, assist in the tracing of the Stolen Assets and the identification of the Defendant(s) by disclosing specific documents and information to the Claimant. (d) That Kucoin.com, the cryptocurrency exchange where the Defendant(s) deposited 10 Celestia tokens, assist in the tracing of the Stolen Assets and the identification of the Defendant(s) by disclosing specific documents and information to the Claimant. (e) That Private Project Facilitators Ltd (Belize Company No. 176168) or the entity operating eXch.cx, the cryptocurrency exchange where the Defendant(s) deposited 202.7490618 Ethereum tokens and swapped certain Ethereum tokens into Monero tokens, assist in the tracing of the Stolen Assets and the identification of the Defendant(s) by disclosing specific documents and information to the Claimant. (f) That Cosmostation LLC, DApps Platform Inc, Rainbow Studio, Inc and Chainapsis Inc, who are the operators of major cryptocurrency wallet software, assist in the tracing of the Stolen Assets and the identification of the Defendant(s) by disclosing the specific documents and information to the Claimant. (g) That StrangeLoop Labs AG, Osmosis Labs and Public Awesome LLC, who are the creators and maintainers of blockchains from which the Stolen Assets originate, assist in the tracing of the Stolen Assets and the identification of the Defendant(s) by disclosing the specific documents and information to the Claimant. (h) Permission be granted for the Claimant to serve sealed copies of the orders made herein on the non-party entities which are resident outside of Singapore in their respective jurisdiction. (i) Permission be granted for the Claimant to effect service of the orders made herein on the non-party entities outside of Singapore by substituted service. (j) Liberty to apply; (k) All costs of an incidental of this application to be paid
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	by the Defendant(s) to the Claimant; and (1) Such further or other relief as the Honourable Court deems fit.
Proposed hearing dates for the application(s)	8, 9, 13 OR 14 MAY 2024
Estimated duration of the hearing	2 hours
<p>Summary of relevant facts: (<i>Maximum 500 words</i>)</p> <p>As part of the Claimant's business, the Claimant owns and/or controls several cryptocurrency tokens native to the Celestia, Osmosis, BitCanna, Sei, Stargaze, Cosmos, blockchains and 11 Non-Fungible Tokens on the Stargaze blockchain (collectively, the "Stolen Assets"). By a series of transfers between 31 October 2023 and 6 February 2024, the Defendants transferred the Stolen Assets from wallets within the ownership and/or control of the Claimant's wallets to wallets which are not within the ownership and/or control of the Claimant, without any consideration and without the authority, consent and/or knowledge of the Claimant.</p> <p>As the transfers are recorded anonymously on the blockchains, the Claimant is unable to identify the Defendant(s), being any and all person(s) and/or entity(ies) who carried out, participated in or assisted in the theft of the Claimant's Stolen Assets, with the exception of those providing cryptocurrency hosting or trading facilities.</p> <p>The Claimant, with the assistance of Chainalysis Inc, an investigative service provider for cryptocurrency related crimes, has ascertained that:</p> <ul style="list-style-type: none"> (a) The Defendants have swapped, transferred and/or bridged several of the Stolen Assets in what appears to be attempts by the Defendant(s) to dissipate and launder the Stolen Assets (b) Some of the Stolen Assets and its substitutes have been deposited into Binance, Kucoin,com and eXch.cx, which are cryptocurrency exchanges. (c) The rest of the Stolen Assets can be traced to wallet addresses not within the ownership and/or control of the Claimant. <p>In order to prevent further dealings with the Stolen Assets and its substitutes, and to trace and recover the Stolen Assets, the Claimant is seeking (a) a proprietary injunction preventing the Defendant(s) from dealing with the Stolen Assets, (b) a worldwide freezing injunction against the Defendant(s)' assets worldwide up to the value of USD 1,513,833 until the final determination of the main action herein, and (c) ancillary disclosure orders from various non-parties to provide information and/or documents to identify the Defendant(s) and trace the Stolen Assets.</p>	
<p>Reason(s) for urgency: (<i>Maximum 300 words</i>)</p> <p>Based on the Claimant's investigations, the Defendant(s) have transferred, swapped and/or bridged several of the Claimant's Stolen Assets into other tokens, in what appears to be attempts by the Defendant(s) to dissipate and launder the stolen assets.</p> <p>Due to the ease of transferring assets on the blockchain and the pseudo-anonymous nature of these transfers, the Claimant is highly concerned that the Defendant(s) may further transfer or deal with the Claimant's Stolen Assets to frustrate the Claimant's tracing and recovery efforts. The Claimant therefore seeks this Honourable Court's urgent assistance to preserve</p>	

and trace the Claimant's Stolen Assets.	
Have all requisite Court papers been filed and are they in order?	Yes
Is this an application without notice?	Yes
Does paragraph 71 of the Supreme Court Practice Directions 2021 on applications without notice for injunctions apply?	The Claimant is unable to give notice to the Defendant(s) pursuant to paragraph 71 of the Supreme Court Practice Directions 2021 because the identity of the Defendant(s), being persons unknown, are not known to the Claimant.
Has/Have the Applicant(s) notified the Respondent(s) of the attendance before the Duty Registrar?	No
Has there been any previous request for an urgent hearing of the application(s)?	No
<p>Skeletal Submissions* (please select the applicable option):</p> <p><input type="checkbox"/> I confirm that the skeletal submissions have been filed together with this Form.</p> <p><input type="checkbox"/> The skeletal submissions could not be filed together with this Form, but will be filed as soon as possible and, in any event, no later than the next working day after the attendance before the Duty Registrar, unless the Court directs otherwise.</p> <p><input type="checkbox"/> Due to the extreme urgency, the skeletal submissions cannot be filed or provided in hard copy by the time of the hearing before the Judge, and I intend to seek a dispensation of this requirement at the hearing before the Judge.</p>	
<p>Signature of Counsel for Applicant or of Applicant:</p>  <p>Name: Resource Law LLC Date: 7 May 2024</p>	
<p><i>* The skeletal submissions must comply with the requirements stated in paragraphs 87(5) and (6) of the Supreme Court Practice Directions 2021.</i></p>	