

SCREENED  
15/10/15

ADR TRACK  
TEMPLARS

STATEMENT OF COMPLIANCE WITH PRE-ACTION PROTOCOL

(O.3.r. (1)(e), (O.3. R.8 (2) (d))

IN THE HIGH COURT LAGOS STATE

IN THE LAGOS JUDICIAL DIVISION

HOLDEN AT LAGOS

LD/ADR/367/15  
SUIT NO: .....

BETWEEN

SAHARA ENERGY RESOURCES LIMITED

CLAIMANT

AND

1. MR. JACKSON UDE

2. MR. BEN YOUNG

3. UDUMA MBA

4. POINT BLANK NEWS

DEFENDANTS  
2:00 PM  
15-10-15

I, Emmanuel Gbahabo Male, Christian, Nigerian Citizen, of 7 Oluwa/Fowler Road, Ikoyi, Lagos, do hereby make oath and state as follows:

CERTIFIED TRUE COPY

1. I am the Group Head, Legal of Sahara Energy Resources Limited, the Claimant on record.
2. I have the consent and authority of the Claimant; my employer, to make this affidavit.
3. The Claimant has complied with the directions of the Pre-Action Protocol set out in the preamble to the High Court Rules.
4. I know for a fact that the Claimant has made attempts to have this matter settled out of Court with the Defendants and such attempts were unsuccessful. Particularly, the Claimant has sent several letters to the Defendants with a view of settling this matter to no avail.
5. The Claimant has by a written memorandum to the Defendants set out its claim and options for settlement.

Dated this 15<sup>th</sup> of October, 2015

.....  
DEPONENT



BEFORE ME

ADID. T. OLABISI  
Commissioner For Oaths  
Lagos High Court  
Commissioner For Oaths  
Lagos

Stamp 12/10/15

**SCREENED**  
15/11/15

**ADR TRACK**  
TEMPLARS  
15/11/15

(O.3 r.4)

WRIT OF SUMMONS  
IN THE HIGH COURT LAGOS STATE  
IN THE LAGOS JUDICIAL DIVISION  
HOLDEN AT LAGOS

LD/ADR/367/15  
SUIT NO:.....

BETWEEN

SAHARA ENERGY RESOURCES LIMITED

CLAIMANT

AND

1. MR. JACKSON UDE
2. MR. BEN YOUNG
3. UDUMA MBA
4. POINT BLANK NEWS

15-10-15  
DEFENDANTS

**CERTIFIED TRUE COPY**

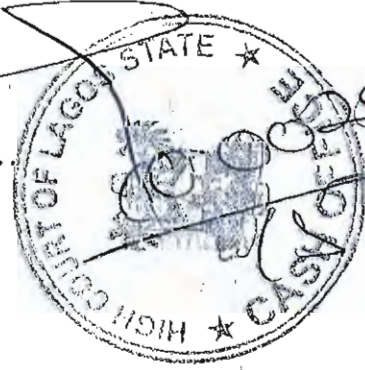
TO: MR. JACKSON UDE, MR. BEN YOUNG, UDUMA MBA and POINT BLANK NEWS, of 224  
W.35<sup>th</sup> STREET NEW YORK, NY 10001, UNITED STATES OF AMERICA.

You are hereby commanded that within 42 days (forty-two days) after the service of this  
Writ on you, inclusive of the day of such service you do cause an appearance to be entered  
for you in the Lagos Judicial Division of the High Court of Lagos State, in an action at the suit  
of SAHARA ENERGY RESOURCES LIMITED, and take notice that in default of your so doing,  
the Claimant may proceed therein, and judgment may be given in your absence.

filed on  
10/11/15

Dated this 15<sup>th</sup> day of Oct. 2015

DEENA (MRS)  
SENIOR REGISTRAR  
HIGH COURT OF LAGOS



548  
15/11/15

# TEMPLARS

## Memorandum to be subscribed on the writ

N.B: This writ is to be served within six (6) calendar months from the date thereof or, if renewed, within three (3) calendar months from the date of the last renewal, including the day of such date, and not afterwards. The Defendants may enter appearance personally or by a Legal Practitioner either by handing in the appropriate forms, duly completed, at the Registry of the Federal High Court of the Judicial Division in which the action is brought or by sending them to the Registry by registered post.

### Endorsements to be made on the Writ before issue thereof-

The Claimant claims against the Defendants jointly and severally as follows:

1. *7,500* The sum of **₦1, 000, 000, 000 .00 (One Billion Naira)** as damages for the publication and circulation of libel contained in an article maliciously written and published by the Defendants of and concerning the Claimant on the Defendants' website [www.pointblanknew.com](http://www.pointblanknew.com) on 4<sup>th</sup> October, 2015 captioned: **\$50 Billion Oil Fraud: Diezani, Aluko, Aiteo, Sahara Energy, Omokore, Wagbatsoma for Trial.**
2. *7,500* The sum of **₦1, 500, 000, 000 .00 (One Billion Five Hundred Million Naira)** as damages for the publication and circulation of libel contained in an article maliciously written and published by the Defendants of and concerning the Claimant on the Defendants' website [www.pointblanknew.com](http://www.pointblanknew.com) on 6<sup>th</sup> October, 2015 captioned: **"How Sahara Energy fraudulently acquired Egbin Power Plant"**
3. *200* **AN ORDER** directing the Defendants to expunge forthwith the defamatory/libelous words contained in the publication dated October 4, 2015 and captioned: **"\$50 Billion Oil Fraud: Diezani, Aluko, Aiteo, Sahara Energy, Omokore, Wagbatsoma for Trial"** written, published and disseminated/transmitted on the Defendants' website [www.pointblanknew.com](http://www.pointblanknew.com) at the following URL: <http://pointblanknews.com/pbn/exclusive/50billion-oil-fraud-diezani-aluko-omokore-aiteo-sahara-energy-omokore-wagbatsoma-for-trial/> **OR** IN THE ALTERNATIVE, to remove and take down the entire publication, same being libelous of the Claimant.
4. *200* **AN ORDER** directing the Defendants to expunge forthwith the defamatory/libelous words contained in the publication dated October 4, 2015 and captioned: **"How Sahara Energy fraudulently acquired Egbin Power Plant"** written, published and disseminated/transmitted on the Defendants' website [www.pointblanknew.com](http://www.pointblanknew.com) at the following URL: <http://pointblanknews.com/pbn/exclusive/how-sahara-energy->

**CERTIFIED TRUE COPY**

fraudulently-acquired-egbin-power-plant/OR IN THE ALTERNATIVE, to remove and take down the entire publication, same being libelous of the Claimant.

5. **AN ORDER OF PERPETUAL INJUNCTION** restraining the Defendants whether by themselves, agents, servants, privies or otherwise from publishing or causing to be published, the said words or any words similarly defamatory of the Claimant.

6. Cost of this action on full indemnity basis.

DATED THIS 14<sup>th</sup> DAY OF OCTOBER, 2015

**CERTIFIED TRUE COPY**



*Adewale Atake*

ADEWALE ATAKE ✓

GODWIN OMOAKA

EVANS OGBEIDE

IZUCHUKWU OHAJINWA

Counsel to the Claimant

**TEMPLARS & ASSOCIATES**

5<sup>th</sup> Floor, the Octagon

13A, A.J. Marinho Drive

Victoria Island Annex

Lagos

Tel: 01-2799398

Email: wale.atake@templars-law.com

This writ was issued by ADEWALE ATAKE Esq. whose address for service is at 5<sup>th</sup> Floor, the Octagon, 13A, A.J. Marinho Drive, Victoria Island, Lagos Legal Practitioner for the said Claimant whose registered office is at No. 7 Oluwa /Fowler Road, Ikoyi Lagos.

This writ was served by me at.....on the Defendants accompanied by the following documents:

- (a) A Statement of Claim;
- (b) A list of witnesses to be called at the trial;
- (c) Written statements on oath of the witnesses except witnesses on subpoena;
- (d) Copies of every document to be relied on at trial.



(personal service) on the .....day of.....20.....

Endorsed the .....day of .....20.....

SIGNED

ADDRESS

FOR SERVICE ON:

1<sup>ST</sup> DEFENDANTS

MR. JACKSON UDE

224 W.35<sup>th</sup> STREET NEW YORK,  
NY 10001,  
UNITED STATES OF AMERICA.

2<sup>ND</sup> DEFENDANTS

MR. BEN YOUNG

224 W.35<sup>th</sup> STREET NEW YORK,  
NY 10001,  
UNITED STATES OF AMERICA.

3<sup>RD</sup> DEFENDANTS

UDUMA MBA

224 W.35<sup>th</sup> STREET NEW YORK,  
NY 10001,  
UNITED STATES OF AMERICA.

4<sup>TH</sup> DEFENDANTS

POINT BLANK NEWS

224 W.35<sup>th</sup> STREET NEW YORK,  
NY 10001,  
UNITED STATES OF AMERICA.

**CERTIFIED TRUE COPY**



W. L. ... 16/6/20