

**JACKIN INTERNATIONAL HOLDINGS LTD:  
SIMMONS AND SIMMONS TO THE READY!**

A fight has broken out between a solicitors' firm and publicly listed Jackin International Holdings Ltd (Code: 630, Main Board, The Stock Exchange of Hongkong Ltd) over the matter of \$HK109,000-worth of alleged legal fees, dating back to October 2002.

Simmons and Simmons, a solicitors' firm, operating in the Hongkong Special Administrative Region (HKSAR) of the People's Republic of China (PRC), has sued both Jackin International Holdings Ltd and its subsidiary, Jackin Optical Technology Ltd, in respect of alleged representations, made by one Mr Keith K.F. Mo to Simmons and Simmons with regard to the seeking of advice *'on certain licensed patents in connection with the 2<sup>nd</sup> Defendant'* (Jackin Optical Technology Ltd) whereby Simmons and Simmons was alleged to have been retained *'to carry out such legal work.'* (Paragraph 5 of the Statement of Claim, attached to District Court Writ Number 4030)

At the time that Simmons and Simmons was allegedly instructed, the Statement of Claim attests, Mr Keith K.F. Mo *'represented himself as Assistant to Managing Director of the 1<sup>st</sup> Plaintiff'* (Jackin International Holdings Ltd), *which was also printed on the face of his name card.'* (Paragraph 6 of the Statement of Claim)

During the period, August 2002 and March 2003, Simmons and Simmons alleges that it sent 4 invoices to Jackin International, the aggregate amount of those 4 invoices, being \$HK109,733.50.

But Simmons and Simmons alleges that it never got paid.

Paragraphs 10 to 14, then, tell the story from the point of view of this solicitors' firm:

*'10. In or about February 2003 the Plaintiff (Simmons and Simmons) started receiving correspondence from a Ms. Helena Ho ("Ho") who wrote to the Plaintiff using the letterhead of the 2<sup>nd</sup> Defendant (Jackin Optical Technology Ltd). Ho was at all material times until she ceased to be a director of the 2<sup>nd</sup> Defendant on 17 April, 2003 a director of both the 1<sup>st</sup> and 2<sup>nd</sup> Defendants.*

*'11. By a letter dated 7 April 2004, Ho wrote on behalf of the 1<sup>st</sup> Defendant to the Plaintiff alleging the 1<sup>st</sup> Defendant had never instructed the Plaintiff to carry out the Legal Work.*

*'12. By a letter dated 21 April 2004, Ho wrote on behalf of the 1<sup>st</sup> Defendant to the Plaintiff alleging that it was the 2<sup>nd</sup> Defendant who had retained the Plaintiff to carry out the Legal Work and not the 1<sup>st</sup> Defendant.*

*'13. Since Ho was on 7 April 2004 a director of the 2<sup>nd</sup> Defendant, the Plaintiff issued a further set of invoices addressed to the 2<sup>nd</sup> Defendant (the "2<sup>nd</sup> Defendant's Invoices") on 28 April 2004, as suggested by Ho, full particulars of which are detailed as follows:*

*Particulars*

<u>Invoice Date</u>	<u>Addressed to</u>	<u>Invoice No.</u>	<u>Amount (HK\$)</u>
31.10. 2002	2 <sup>nd</sup> Defendant	22100851	35,054.00
30.11. 2002	2 <sup>nd</sup> Defendant	22110590	23,105.50
31.12. 2002	2 <sup>nd</sup> Defendant	22120274	11,693.50
31.03. 2003	2 <sup>nd</sup> Defendant	23030225	<u>39,880.50</u>
		Total:	<u><b>109,733.50</b></u>

*'14. Despite repeated written requests and demands by the Plaintiff to both the 1<sup>st</sup> and 2<sup>nd</sup> Defendants, both the 1<sup>st</sup> and 2<sup>nd</sup> Defendants have failed and/or refused to pay the Invoiced Sums or any part thereof.'*

The Chairman and Managing Director of Jackin International is Ms Helena Ho Yin King ... [CLICK TO ORDER FULL ARTICLE](#)

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