

**FOXCONN INTERNATIONAL HOLDINGS LTD v. BYD COMPANY LTD:
THIS IS A FIGHT TO THE DEATH !**

Two publicly listed companies, both listed on the Main Board of The Stock Exchange of Hongkong Ltd, are about to go toe to toe in a slugfest which, quite likely, could result in a great deal of corporate 'blood', being spilled before the dispute is put to rest.

The 2 companies are Foxconn International Holdings Ltd () (Code: 2038, Main Board, The Stock Exchange of Hongkong Ltd) and BYD Company Ltd () (Code: 1211, Main Board, The Stock Exchange of Hongkong Ltd).

The extensive details of this disputed matter are contained in Action Number 1246, lodged in the High Court of the Hongkong Special Administrative Region (HKSAR) of the People's Republic of China (PRC).

The combatants to this Action are:

Shenzhen Futaihong Precision Industry Company Ltd ()	First Plaintiff
Hong Fu Jin Precision Industry (Shen Zhen) Company Ltd ([])	Second Plaintiff
and	
BYD Company Ltd	First Defendant
BYD (Hongkong) Company Ltd ()	Second Defendant
Golden Link Worldwide Ltd	Third Defendant
BYD Electronic Company Ltd ()	Fourth Defendant
Lead Wealth International Ltd ()	Fifth Defendant
Tianjin BYD Electronics Company Ltd ()	Sixth Defendant
BYD Precision Manufacture Company Ltd ()	Seventh Defendant

The Statement of Claim, attached to Writ of Summons, Number 1246, alleges the following, at Paragraph One:

1. The First Plaintiff and the Second Plaintiff are companies, incorporated in Shenzhen, the PRC, proper (as opposed to the HKSAR of the PRC);
2. The Plaintiffs are wholly owned subsidiaries of Foxconn International Holdings Ltd, the publicly listed company; and,
3. The business of the Plaintiffs include, inter alia, '*businesses of handset modules manufacturing and provision of assembly services ordered by famous handset manufacturers, such as Nokia and Motorola, etc.*'

The Statement of Claim, in respect of the Defendants, alleges:

1. The First Defendant is a joint stock company, incorporated in the PRC, proper, and publicly listed on the Main Board of The Stock Exchange of Hongkong Ltd;
2. The business of the First Plaintiff includes the '*production of handset components and modules and the provision of handset assembly services; rechargeable batteries; automobile and electromechanical parts.*';
3. The Second Defendant is a wholly owned subsidiary of the First Defendant and its only business is holding the interests of the Third Defendant;
4. The Third Defendant is incorporated in the **British Virgin Islands (BVI)** and its only business is to hold the interests of the Fourth Defendant;
5. The Fourth Defendant is incorporated in the Cayman Islands and is a wholly owned subsidiary of the Third Defendant. Its only business is to hold the interests of the Fifth Defendant;
6. The Fifth Defendant is a BVI-incorporated company (incorporation date: August 25, 2006) and is a wholly owned subsidiary of the Fourth Defendant. The only business of the Fifth Defendant is to hold the interests of the Sixth Defendant and the Seventh Defendant;
7. The Sixth Defendant and the Seventh Defendant were incorporated in Tianjin, the PRC, and Shenzhen, the PRC, respectively, and were wholly owned subsidiaries of the First Defendant until the second quarter of 2007 when they became direct, wholly owned subsidiaries of the Fifth Defendant and '*the 6th and 7th Defendants became direct wholly-owned subsidiaries of the 5th Defendant, the 1st Defendant has held the 6th and 7th Defendants indirectly through its direct and/or indirect holding of the 2nd, 3rd 4th and 5th Defendants*'; and,
8. The Sixth Defendant and the Seventh Defendant are in the businesses of handset modules manufacturing and the provision of assemble services for the First Defendant. These 2 companies are competitors of the Plaintiff.

It ... [CLICK TO ORDER FULL ARTICLE](#)

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