

**IT'S A FIGHT OVER \$HK4 MILLION BETWEEN
LIMING CAPITAL LTD AND CLSA LTD**

A fight has broken out between a consulting company, domiciled in the British Virgin Islands with offices in the Hongkong Special Administrative Region (HKSAR) of the People's Republic of China (PRC), and an HKSAR stockbrokerage company-cum- investment management company over the best part of \$HK4 million.

The Plaintiff in HKSAR High Court Action, Number 2055, is Liming Capital Ltd (of the British Virgin Islands) and CLSA Ltd (of the HKSAR) is the Defendant.

CLSA, according to the database of **TOLFIN** () (The Computerised, Online Financial Intelligence Service and Credit-Checking Provider), is beneficially owned by CLSA B.V. of Amsterdam, The Netherlands, and has the following Directors:

Mr Edmund Hugh Bradley, who has an address in the HKSAR;

Ms Helena Wai Suk Chong (), who has an address in the HKSAR;

Mr Andrew Ross Long, who has an address in Singapore;

Mr Andrew William Riddick, who has an address in the HKSAR;

Mr Robert William Bentley Morrison, who has an address in the New Zealand;

Mr Mark Anthony Mattheys, who has an address in the HKSAR;

Mr John David Bird, who has an address in Singapore; and,

Mr Johnathan David Slone, who has an address in New York, the USA.

CLSA Ltd (), which, until April 26, 2000, was known as Credit Lyonnais Securities (Asia) Ltd (), has an Issued and Fully Paid-Up Share Capital of \$HK193,683,000, dividend into 1,936,830 shares of a Nominal Value of \$HK100 per share.

The Statement of Claim, attached to Writ of Summons, Number 2055, is worded in such simple and easily understood English that no extrapolation is required and is, hereby, reproduced, verbatim:

- '1. The Plaintiff is and was at all materials times a company incorporated in the British Virgin Island as an International Business Company carrying on business of investing and providing consulting services in the field of corporate finance.*
- '2. The Defendant is and was at all materials times a company incorporated in Hong Kong carrying on business of, inter alia, equity brokerage, investment banking and asset management services.*
- '3. In or around June 2007, [A-Max Holding Limited](#) ("A-Max"), a company listed on the*

*Hong Kong Stock Exchange with Stock Code 959, sought to effect a placement of its shares (the “**Placing**”).*

- ‘4. The Defendant was involved in the Placing as agent and/or bookrunner for A-Max, together with other financial institutions. As pleaded hereinbelow, the Defendant later became the sole agent and/or bookrunner for A-Max through the effort of the Plaintiff.*
- ‘5. By a telephone conversation on 8 October 2007 between Mr. Francois Weber on behalf of the Plaintiff and Mr. Stuart Wilson on behalf of the Defendant, the Plaintiff and the Defendant reached an agreement (the “**Agreement**”) as to the terms on which the Plaintiff would assist the Defendant in relation to the Placing . The key terms of the Agreement were:*
- (i) The Plaintiff shall assist the Defendant in respect of the Placing, including in particular to secure a mandate for the Defendant to be the global co-ordinator and sole bookrunner and/or main placing agent on the Placing;*
 - (ii) The Defendant agreed to pay the Plaintiff a fee representing 50% of the fee which the Defendant was entitled to receive at the completion of the Placing less certain legal costs (the “**CLSA Fee**”). The CLSA Fee consisted of the commission (which the Plaintiff believes was equal to 2% of the total proceeds from the Placing that the Defendant actually receives at the completion of the Placing) and 1% brokerage that the Defendant receives for the placement of A-Max’s shares under the Placing.*
- ‘6. Pursuant to ... [CLICK TO ORDER FULL ARTICLE](#)*

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