

5. On the 17th December 2007, our law firm applied for a search and certified true copies of all the processes in the registry at the Federal High Court, Lagos.
6. On the 18th December 2007, our law firm obtained the certified true copies of the processes.
7. Upon conducting the search on the 18th December 2007, we discovered that an Ex Parte interim injunction had been granted to the Plaintiffs/Respondents on the 3rd December 2007 and that the matter also came up for hearing of the Motion on Notice on the 17th December 2007.
8. On the 19th and 20th December 2007 were public holidays in Nigeria and we were unable to take any steps.
9. On the 19th December 2007, our law firm communicated the court action to the 1st, 2nd Defendants /Applicants who in turn expressed shock as they had not been served with any processes of the court .
10. On the 24th December 2007, I obtained the certified true copy of the proceedings of the 3rd and 17th December 2007.
11. I observed that the Plaintiffs/Respondents reside outside the jurisdiction of this Honourable Court in the United States of America and did not provide any security for costs .
12. I also observed the court did not grant leave of court to issue the writ of summons out of jurisdiction.
13. I observed that the 1st and 2nd Defendants/Applicants operate and reside respectively outside the jurisdiction of this Honourable Court .
14. I observed that the Plaintiffs/Respondents had misrepresented and concealed material facts from the court in order to obtain the interim injunction Ex Parte against the Defendants/Applicants.
15. That the Plaintiffs/ Respondents concealed from the court that all the XO laptops imported by the 1st Defendant/Applicant were Beta Models 1,2,3,4 for test purposes only and none has ever been sold to anyone in Nigeria.
16. That all the Beta XO laptops are to be re exported out of Nigeria for debugging after the conclusion of the test .
17. The Plaintiffs/Respondents concealed from the court that the Beta Models were donations from the 1st Defendant/Applicant to the Galadima