

MATERIAL LITIGATIONS

Save as disclosed below, DutaLand Berhad (“DutaLand”) and its subsidiary companies are not engaged in any material litigation, claims or arbitration, either as plaintiff or defendant and the Directors of DutaLand have no knowledge of any proceedings pending or threatened against DutaLand and its subsidiary companies or of any fact likely to give rise to any proceeding which may materially affect the position or business of DutaLand and its subsidiary companies:

1. On 8 June 2016, Messrs. Yap Chin & Tiu (“Plaintiff”) claimed for a sum of RM4,723,106.87 (“Sum in Bill”) from DutaLand at the Kuala Lumpur High Court being the fees allegedly owed by DutaLand to the Plaintiff, whereby the Plaintiff purportedly acted as the solicitors of UNP Plywood Sdn Bhd (“UNP”) at the request of DutaLand in a suit between UNP and Sabah Forest Industries Sdn Bhd (“SFI”) (“UNP Dispute”) at Kota Kinabalu High Court (Suit No. K22-55-1997), and has since been settled. The Plaintiff still retains RM663,589.20 being costs awarded against SFI to UNP by the Kota Kinabalu High Court (“Awarded Costs”) and therefore also made an alternate claim for a sum of RM4,059,517.67 and a declaration/order to set off/deduct the Awarded Costs against the Sum in Bill. The case management date for the matter is fixed on 28 September 2016.
2. On 10 May 2013, Lin Wen-Chih and Lin Wen-Chuan (collectively referred to as the “Plaintiffs”) commenced legal action against Pacific Forest Industries Sdn Bhd, a subsidiary of DutaLand (“Pacific Forest”) and DutaLand at the Tawau High Court claiming for a sum of RM16,859,186.65 allegedly owing to the Plaintiffs by Pacific Forest.

Pacific Forest and DutaLand subsequently filed an application to strike out the Plaintiffs’ writ and statement of claim which was allowed by the Tawau High Court with costs of RM45,000.00. The Plaintiffs appealed against this decision and the hearing has been fixed on 20 September 2016;

3. On 13 December 2006, Rinota Construction Sdn Bhd (“Plaintiff”) filed an action against Mascon Rinota Sdn Bhd (“MRSB”), Mascon Sdn Bhd (“MSB”), Olympia Industries Berhad (“OIB”) and others at the Kuala Lumpur High Court (“KLHC”) by virtue of an alleged oppression under section 181 of the Act (“Original Petition”). The Plaintiff sought damages of approximately RM8.0 million. On 21 October 2007, the Plaintiff filed an application to amend the Original Petition by adding Mascon Construction Sdn Bhd, a subsidiary of DutaLand (“MCSB”), as another respondent and such application was subsequently allowed by the KLHC. MSB, a subsidiary of OIB, was wound up on 25 March 2008. On 29 August 2012, KLHC ruled in favour of the Plaintiff with an order for MCSB and others to buy out the Plaintiff’s shareholding in MRSB which was a subsidiary of MSB. On 27 September 2012, MCSB and the others appealed against this decision (“Appeal”), which Appeal was allowed with costs of RM100,000.00. The Plaintiff filed an application for leave to appeal to the Federal Court which was granted on 21 June 2016 and the hearing for the Plaintiff’s appeal is fixed on 24 November 2016.