



IN THE DISTRICT COURT OF THE  
HONG KONG SPECIAL ADMINISTRATIVE REGION  
CIVIL ACTION NO. 2055 OF 2022

- 2 JUN 2022

FM INVESTMENT HONG KONG LIMITED  
SO KWAN LAM (suing on his own behalf and on  
behalf of all directors and employees of FM  
INVESTMENT HONG KONG LIMITED)

1<sup>st</sup> Plaintiff

2<sup>nd</sup> Plaintiff

AND

CHEUNG WING HANG STANLEY  
IP MAN KEI MAGGIE

1<sup>st</sup> Defendant

2<sup>nd</sup> Defendant

**IMPORTANT NOTICE TO THE DEFENDANT**

1. This Order prohibits you from carrying out the acts stated herein.

You should read the whole of this document carefully. You are advised to consult a solicitor as soon as possible. You have the right to ask the court to vary or discharge this Order.

2. If you disobey this Order you may be found guilty of contempt of court and you or any of your directors may be sent to prison or fined or your assets may be seized.
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因這是法律文件，忽視它可帶來嚴重的後果。如有疑問，請儘早向發出文件的法庭登記處(香港灣仔港灣道 12 號灣仔政府大樓區域法院 6 樓)查詢。你亦應考慮聽取律師的意見或是申請法律援助。

This is a legal document. The consequences of ignoring are serious. If in doubt, you should enquire as soon as possible at the Registry of the Court issuing the document, namely 6th Floor, Wanchai Law Courts, No 12 Harbour Road, Wanchai, Hong Kong. You should also consider taking the advice of a solicitor or applying for legal aid.

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**BEFORE HIS HONOUR JUDGE MK LIU IN CHAMBERS**

**(NOT OPEN TO PUBLIC)**

**ORDER**

An application was made on 2 June 2022 by counsel for FM INVESTMENT HONG KONG LIMITED, the 1<sup>st</sup> Plaintiff and SO KWAN LAM (suing on his own behalf and on behalf of all directors and employees of FM INVESTMENT HONG KONG LIMITED), the 2<sup>nd</sup> Plaintiff, to the Judge who read the Writ of Summons and the affirmation listed in Schedule 1 and accepted the undertakings in Schedule 2 at the end of this Order. After hearing the application the Judge made the following Order.

**IT IS ORDERED that:-**

1. The 1<sup>st</sup> Defendant (whether acting by himself, his nominees, agents, and/or representatives or otherwise howsoever) be restrained from doing any of the following acts :-
  - (1) Harassing, intimidating, threatening, assaulting, or pestering the 1<sup>st</sup> Plaintiff, the directors, officers and employees of the 1<sup>st</sup> Plaintiff, the potential and existing customers of the 1<sup>st</sup> Plaintiff, and the potential and existing vendors or developers in collaboration with the 1<sup>st</sup> Plaintiff (including but not limited to Berkeley Property Developers), by such means including but not limited to making a physical presence at the venues of the exhibitions of the 1<sup>st</sup> Plaintiff, (including but not limited to procuring, instructing, causing, instigating, inciting, aiding, abetting or authorising other persons to commit any of the aforesaid acts or participate in any of the aforesaid acts);
  - (2) Coming or remaining within 500 metres vicinity of the exhibition venues of the 1<sup>st</sup> Plaintiff (including Sheraton Hong Kong Hotel situate at 20 Nathan Road, Tsim Sha Tsui, and Mandarin Oriental Hotel situate at 5 Connaught Road Central, Central) and the office of the 1<sup>st</sup> Plaintiff situate at 7/F, 88 Gloucester Road, Wanchai, with the intention of carrying out the acts identified in the previous sub-paragraph (1);
  - (3) Obstructing or interfering with the business activities and economic interests and/or rights of the 1<sup>st</sup> Plaintiff by the means identified in the previous sub-paragraph (1).

2. Liberty to apply.
3. Costs be reserved.

#### ***Duration of this Order***

4. This Order will remain in force up to and including 10 June 2022 (“the Return Date”), unless before then it is varied or discharged by a further Order of the Court.

#### ***Effect of this Order***

5. A defendant who is an individual who is ordered not to do something must not do it himself or in any other way. He must not do it through others acting on his behalf or on his instructions or with his encouragement.

#### ***Third Parties***

6. *Effect of this Order.* It is a contempt of court for any person notified of this Order knowingly to assist in or permit a breach of this Order. Any person doing so may be imprisoned, fined, or have his assets seized.

#### ***Undertakings***

7. The 1<sup>st</sup> and 2<sup>nd</sup> Plaintiffs (the “Plaintiffs”) give to the court the undertakings set out in Schedule 2 to this Order.

#### ***Variation or Discharge of this Order***

8. Any of the Defendants (or anyone notified of this Order) may apply to the court at any time to vary or discharge this Order (or so much of it as affects

that person), but anyone wishing to do so should first inform the Plaintiffs' solicitors.

***Name and Address of Plaintiffs' Solicitors***

9. The Plaintiffs' solicitors are:

King & Company, at 8/F, ASIA STANDARD TOWER, 59-65 QUEEN'S ROAD CENTRAL, HONG KONG.

***Interpretation of this Order***

10. In this Order "he", "him" or "his" include "she", "her", "hers" and "it" or "its".

11. When there are two or more defendants then (unless otherwise stated):

- (a) references to "the defendant" mean both or all of them;
- (b) an order requiring "the defendant" to do or not to do anything requires each defendant to do it or not to do it; and
- (c) a requirement relating to service of this Order, or of any legal proceedings on "the defendant" means on each of them.

Dated the 2<sup>nd</sup> day of June 2022

Registrar

## **SCHEDULE 1**

### **Affirmation**

The Judge read the following affirmation before making this Order:-

- (1) Affirmation of So Kwan Lam filed herein on 2 June 2022 together with the exhibits thereto.

## **SCHEDULE 2**

### **Undertakings given to the Court by the Plaintiffs**

- (1) If the court later finds that this Order has caused loss to the 1<sup>st</sup> Defendant or any other party and decides that the 1<sup>st</sup> Defendant or that other party should be compensated for that loss, the Plaintiffs will comply with any order the court may make.
- (2) As soon as practicable the Plaintiffs will issue and serve on the 1<sup>st</sup> Defendant the writ of summons together with this Order.
- (3) As soon as practicable the Plaintiffs will serve on the 1<sup>st</sup> Defendant a summons to be heard on the Return Date together with a copy of the affirmation and copiable exhibits containing the evidence relied on by the Plaintiffs and a copy of the skeleton argument used at the application for this Order. Unless impracticable photographs of non-copiable exhibits should also be served.
- (4) Anyone notified of this Order will be given a copy of it by the Plaintiffs' solicitors.
- (5) If for any reason this Order ceases to have effect (including in particular where the 1<sup>st</sup> Defendant provides security as provided for above), the Plaintiffs will forthwith take all reasonable steps to inform, in writing, any person or company to whom he has given notice of this Order, or who he has reasonable grounds for supposing may act upon this Order, that it has ceased to have effect.

- (6) The Plaintiffs undertake to file and serve an affidavit or affirmation to set out the details of the notice given to the 1<sup>st</sup> Defendant concerning this application on or before 7 June 2022.



**PENAL  
NOTICE**

TAKE NOTICE  
that if you,  
being the  
within-named  
Defendant,  
disobey or  
neglect to obey  
this Order by  
the time therein  
limited, you  
will be liable to  
process of  
execution for  
the purpose of  
compelling you  
to obey the  
same and may  
be cited for  
contempt of  
Court.

Dated the 2<sup>nd</sup>  
day of June  
2022

**King &  
Company**

Solicitors for  
the Plaintiffs

**懲罰通知**

倘若你，作為  
上述案件其中  
一位被告人，  
在限定的時間  
內不服從或忽  
略服從本命令，  
你可被裁定藐  
視法庭罪，本  
行亦可針對你  
進行執行的法律  
程序，以強迫你  
服從本命令。

IN THE DISTRICT COURT OF THE  
HONG KONG SPECIAL ADMINISTRATIVE REGION  
CIVIL ACTION NO. 2055 OF 2022

BETWEEN

FM INVESTMENT HONG KONG LIMITED	1 <sup>st</sup> Plaintiff
SO KWAN LAM (suing on his own behalf and on behalf of all directors and employees of FM INVESTMENT HONG KONG LIMITED)	2 <sup>nd</sup> Plaintiff

AND

CHEUNG WING HANG	1 <sup>st</sup> Defendant
STANLEY	
IP MAN KEI MAGGIE	2 <sup>nd</sup> Defendant

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**ORDER**

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Filed on: 2 June 2022

Messrs. King & Company  
Solicitors for the Plaintiff  
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Hong Kong  
Tel: 2868 0909 Fax: 2810 5381  
Ref: SC/65771/22/GW