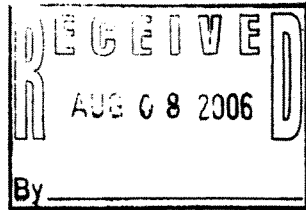


1 Robert A. Sacks (Cal. Bar No. 150146)
Edward E. Johnson (Cal. Bar No. 241065)
2 SULLIVAN & CROMWELL LLP
1888 Century Park East
3 Los Angeles, California 90067-1725
(310) 712-6600
4 (310) 712-8800 facsimile



5 Attorneys for Plaintiff C. ITOH MIDDLE
EAST E.C. (Bahrain), through the real
6 party in interest, NATIONAL UNION
FIRE INSURANCE COMPANY OF
7 PITTSBURGH, PA.

8
9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF LOS ANGELES
11 WEST DISTRICT
12

13 C. ITOH MIDDLE EAST E.C. (Bahrain))
through the real party in interest, NATIONAL)
14 UNION FIRE INSURANCE COMPANY)
OF PITTSBURGH, PA,)
15)
16 Plaintiff,)

17 v.)

Case No. SC090220

18 INTERNET CORPORATION FOR)
ASSIGNED NAMES AND NUMBERS,)
19 INTERNET ASSIGNED NUMBERS)
AUTHORITY, the PEOPLE'S)
20 REPUBLIC OF THE CONGO, and THE)
CONGOLESE REDEMPTION FUND,)
21)
22 Defendants.)

PROOF OF SERVICE OF SUMMONS
AND COMPLAINT

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1 TO ALL INTERESTED PARTIES AND THEIR COUNSEL OF RECORD:

2 Plaintiff C. Itoh Middle East E.C. (Bahrain), acting through the real party in
3 interest National Union Fire Insurance Company of Pittsburgh, PA. ("NUFI") has served a
4 Summons; Complaint; Civil Case Cover Sheet; Civil Case Cover Sheet Addendum; Alternative
5 Dispute Resolution (ADR) Information; and Notice of Case Assignment on Defendants the
6 People's Republic of the Congo and the Congolese Redemption Fund, as follows:

7 1. On June 28, 2006, in accordance with the special arrangement in the
8 contract giving rise to the Congo's obligation at issue in this case, NUFI served the Summons;
9 Complaint; Civil Case Cover Sheet; Civil Case Cover Sheet Addendum; Alternative Dispute
10 Resolution (ADR) Information; and Notice of Case Assignment, by U.S. Mail and Federal
11 Express, on the Congo at the following address:

12 Regie National Des Travaux Publics et de la Construction
13 B.P. 2073
14 Brazzaville
15 Republique Populaire du Congo.

16 The Federal Express package was delivered and signed for by N. Gami K on July 5, 2006. The
17 tracking results confirming that the package was delivered and signed for are attached hereto as
18 Exhibit A.

19 2. On July 12, 2006, pursuant to 28 U.S.C. § 1608(a)(3), NUFI also served,
20 by U.S. Mail and Federal Express, the Summons, with French translation; Complaint, with
21 French translation; Notice of Suit, with French Translation, pursuant to 22 C.F.R. § 93.2; Civil
22 Case Cover Sheet; Civil Case Cover Sheet Addendum; Alternative Dispute Resolution (ADR)
23 Information; and Notice of Case Assignment on:

24 Roldphe Adade
25 Minister of Foreign Affairs
26 International Cooperation & Relations with Francophone Countries
27 B.P. 2070, Brazzaville
28 Congo.

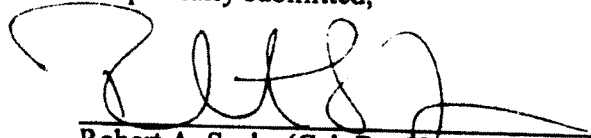
29 The Federal Express package was delivered and signed for by M. Abela K on July 17, 2006. The
30 tracking results confirming that the package was delivered and signed for are attached hereto as
31 Exhibit B.

1 3. On July 17, 2006, to ensure that the Congo received notice of this action,
2 NUFI also sent the summons and complaint to the Congo's U.S. counsel, Boaz Morag Esq. of
3 Cleary, Gottlieb, Steen & Hamilton, by email. A copy of the email is attached hereto as
4 Exhibit C. Mr. Morag represents the Congo in other judgment enforcement litigation
5 commenced by judgment creditors of the Congo, including Texas litigation in which NUFI is a
6 plaintiff.

7
8 Dated: August 3, 2006

9
10
11 Of Counsel:
12 Mark F. Rosenberg
13 Jacob F.M. Oslick
14 SULLIVAN & CROMWELL LLP
15 125 Broad Street
16 New York, New York 10004-2498
17 (212) 558-4000
18 (212) 558-3588 facsimile
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24
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26
27
28

Respectfully submitted,



Robert A. Sacks (Cal. Bar No. 150146)
Edward E. Johnson (Cal. Bar No. 241065)
SULLIVAN & CROMWELL LLP
1888 Century Park East
Los Angeles, California 90067-1725
(310) 712-6600
(310) 712-8800 facsimile

Attorneys for Plaintiff C. ITOH MIDDLE
EAST E.C. (Bahrain), through the real party
in interest, NATIONAL UNION FIRE
INSURANCE COMPANY OF
PITTSBURGH, PA.

9

8



[Close Window](#)

Track Shipments
Detailed Results

Print

Tracking number	791983756577	Reference	009226014301253
Signed for by	N.GAMI K		5
Ship date	Jun 28, 2006	Destination	Brazzaville CG
Delivery date	Jul 5, 2006 2:44 PM	Delivered to	Receptionist/Front Desk
		Service type	Priority Pak
		Weight	4.0 lbs.

Status Delivered

Date/Time	Activity	Location	Details
Jul 5, 2006	2:44 PM Delivered	Brazzaville CG	
Jun 30, 2006	8:54 AM In transit	PARIS FR	
	5:16 AM In transit	PARIS FR	
	5:15 AM In transit	PARIS FR	
	1:24 AM Departed FedEx location	PARIS FR	
Jun 29, 2006	8:32 PM Arrived at FedEx location	PARIS FR	
	3:18 AM Departed FedEx location	MEMPHIS, TN	
	1:25 AM Arrived at FedEx location	MEMPHIS, TN	
Jun 28, 2006	8:06 PM Departed FedEx location	LOS ANGELES, CA	
	7:07 PM Arrived at FedEx location	LOS ANGELES, CA	
	6:21 PM Left origin	MARINA DEL REY, CA	
	6:19 PM Package data transmitted to FedEx		
	5:26 PM Picked up	MARINA DEL REY, CA	

[Track results](#) | [Track more shipments](#)

Subscribe to tracking updates (optional)

Your Name:

Your Email Address:

Email address	Language	Exception updates	Delivery updates
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>

Select format: HTML Text Wireless

Add personal message:

Not available for Wireless or non-English characters.



Ship Track/History Address Book Preferences Fast Ship Reports My Profile

<< Log out Home

Your Shipment Details:

Ship to:	Regie National Des Travaux Publics et de la Construction B.P. 2073 Brazzaville, CG 310 712-8604	Package Type:	FedEx Pak
		Pickup/Drop Off:	Drop Off
		Weight:	4 LBS
		Dimensions:	0 x 0 x 0 in
		Declared Value:	0 USD
From:	Edward Johnson Sullivan & Cromwell LLP 1888 Century Park East, Suite 2100 Los Angeles, CA 90067 US 310 712-6600	Shipper Account Number:	158929384
		Bill transportation to:	158929384
		Bill duty/taxes to:	0
		Courtesy Rate Quote	*127
		Special Services:	
		Purpose:	
		Shipment Type:	Express
Tracking no:	791983756577		
Your reference:	0092260143012535		
Ship date:	Jun 28 2006		
Service Type:	International Priority		

Print

Return

Please Note

*The courtesy rate shown here may be different than the actual charges for your shipment. Differences may occur based on actual weight, dimensions, and other factors. Consult the applicable FedEx Service Guide or the FedEx Rate Sheets for details on how shipping charges are calculated.

FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, miscommunication, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the goods, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to the lesser of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value, e.g., jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits. Consult the applicable FedEx Service Guide for details.

EXHIBIT



[Close Window](#)

Track Shipments
Detailed Results

Print

Tracking number	792150344130	Reference	009226014301253
Signed for by	M.ABELA K		5
Ship date	Jul 12, 2006	Destination	Brazzaville CG
Delivery date	Jul 17, 2006 2:00 PM	Delivered to	Receptionist/Front Desk
		Service type	Priority Pak
		Weight	5.0 lbs.

Status Delivered

Date/Time	Activity	Location	Details
Jul 17, 2006	2:00 PM Delivered	Brazzaville CG	
Jul 14, 2006	8:43 AM In transit	PARIS FR	
	5:16 AM In transit	PARIS FR	
	5:15 AM In transit	PARIS FR	
	3:10 AM Departed FedEx location	PARIS FR	
Jul 13, 2006	10:03 PM Departed FedEx location	PARIS FR	
	8:41 PM Arrived at FedEx location	PARIS FR	
	2:36 AM Departed FedEx location	PARIS FR	
	1:35 AM Arrived at FedEx location	MEMPHIS, TN	
Jul 12, 2006	7:50 PM Departed FedEx location	MEMPHIS, TN	
	7:18 PM Arrived at FedEx location	LOS ANGELES, CA	
	6:22 PM Left origin	LOS ANGELES, CA	
	5:24 PM Picked up	MARINA DEL REY, CA	
	4:24 PM Package data transmitted to FedEx	MARINA DEL REY, CA	



Subscribe to tracking updates (optional)

Your Name:

Your Email Address:

Email address	Language	Exception updates	Delivery updates
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>
<input type="text"/>	English	<input type="checkbox"/>	<input type="checkbox"/>

Select format: HTML Text Wireless

Add personal message:

Not available for Wireless or non-English characters.



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 [Track/History](#) |
 [Address Book](#) |
 [Preferences](#) |
 [Fast Ship](#) |
 [Reports](#) |
 [My Profile](#)

<< Log out

Your Shipment Details:

<p>Ship to:</p> <p>Roldphe Adada Ministry of Foreign Affairs B.P. 2070 Brazzaville, CG 310 712-6604</p> <p>From:</p> <p>Edward Johnson Sullivan & Cromwell LLP 1888 Century Park East, Suite 2100 Los Angeles, CA 90067 US 310 712-6600</p> <p>Tracking no: 792150344130</p> <p>Your reference: 0092260143012535</p> <p>Ship date: Jul 12 2006</p> <p>Service Type: International Priority</p>	<p>Package Type: FedEx Pak</p> <p>Pickup/Drop Off: Drop Off</p> <p>Weight: 3 LBS</p> <p>Dimensions: 0 x 0 x 0 in</p> <p>Declared Value: 1 USD</p> <p>Shipper Account Number: 158929384</p> <p>Bill transportation to: 158929384</p> <p>Bill duty/taxes to: 158929384</p> <p>Courtesy Rate Quote: *115</p> <p>Discounted variable %: 0.00</p> <p>Special Services:</p> <p>Purpose:</p> <p>Shipment Type: Express</p>
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Please Note

*The courtesy rate shown here may be different than the actual charges for your shipment. Differences may occur based on actual weight, dimensions, and other factors. Consult the applicable [FedEx Service Guide](#) or the FedEx Rate Sheets for details on how shipping charges are calculated.

FedEx will not be responsible for any claim in excess of \$100 per package, whether the result of loss, damage, delay, non-delivery, misdirected shipment, or misinformation, unless you declare a higher value, pay an additional charge, document your actual loss and file a timely claim. Limitations found in the current FedEx Service Guide apply. Your right to recover from FedEx for any loss, including intrinsic value of the contents, of sales, income interest, profit, attorney's fees, costs, and other forms of damage whether direct, incidental, consequential, or special is limited to a maximum of \$100 or the authorized declared value. Recovery cannot exceed actual documented loss. Maximum for items of extraordinary value, e.g., jewelry, precious metals, negotiable instruments and other items listed in our Service Guide. Written claims must be filed within strict time limits. Consult the applicable FedEx Service Guide for details.

EXHIBIT C

Johnson, Edward E.

Subject: FW: Congo



ICANN



ICANN

Complaint.pdf (8 MB) mmons.pdf (113 KI

-----Original Message-----

From: Rosenberg, Mark F.
Sent: Monday, July 17, 2006 3:08 PM
To: bmorag@cgsh.com
Subject: Congo

Boaz,

Enclosed please find a copy of the creditors suit complaint filed by NUFI in California. Feel free to call me at 212-558-3647 if would like to discuss it.

Regards,

Mark

1 **PROOF OF SERVICE**

2 I am employed in the County of Los Angeles, State of California. I am over the
3 age of eighteen years and am not a party to this action. My business address is Sullivan &
4 Cromwell LLP, 1888 Century Park East, Suite 2100, Los Angeles, California 90067-1725.

5 I served the below listed document(s) described as:

6 **PROOF OF SERVICE OF SUMMONS AND COMPLAINT**

7 on August 3, 2006, on all other parties in this action by placing a true copy of the above
8 document(s) enclosed in sealed envelopes addressed as follows:

9 **SEE ATTACHED SERVICE LIST**

10
11 For copies served by United States Mail, I placed each such envelope with
12 postage thereon fully prepared for the deposit in the United States mail in accordance with the
13 office practice of Sullivan & Cromwell LLP, which practice is that when correspondence is
14 deposited with the Sullivan & Cromwell LLP personnel responsible for delivering
15 correspondence to the United States Postal Service, such correspondence is delivered to the
16 United States Postal Service that same day in the course of business.

17 I declare under penalty of perjury under the laws of the State of California that the
18 foregoing is true and correct.

19 Executed on August 3, 2006 at Los Angeles, California.

20
21 _____
22 Roberta Striplin
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SERVICE LIST

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Via United States Mail:

Internet Corporation for Assigned Names and Numbers
4676 Admiralty Way, Suite 330
Marina Del Rey, California 90401

Internet Assigned Names Authority
4676 Admiralty Way, Suite 330
Marina Del Rey, California 90401

The People's Republic of the Congo
Regie National Des Travaux Publics et de la Construction
B.P. 2073
Brazzaville
Republique Populaire du Congo

The Congolese Redemption Fund
Regie National Des Travaux Publics et de la Construction
B.P. 2073
Brazzaville
Republique Populaire du Congo