



REPUBLIC OF GHANA

REGISTRAR
FAST TRACK
HIGH COURT
ACCRA

WRIT OF SUMMONS

(Order 2 rule 3(1))

WRIT ISSUED FROM 309 2015 SUIT NO. AD 91/2015

IN THE HIGH COURT OF JUSTICE

FAST TRACK DIVISION

BETWEEN, KEVIN OKYERE
 2. SPRINGFIELD ENERGY LIMITED
 HSE. NO. F146 2ND SOULA STREET
 LABONE, ACCRA AND
 1. THE EDITOR
 THE NEW STATESMAN
 ACCRA
 2. GAB PRODUCTIONS LIMITED
 ACCRA

Plaintiff:

Defendant:

To

AN ACTION having been commenced against you by the issue of this Writ by the above-named plaintiff **KEVIN OKYERE & SPRINGFIELD ENERGY LIMITED**

YOU ARE HEREBY COMMANDED that within EIGHT DAYS after service of this Writ on you inclusive of the day of service you do cause an appearance to be entered for you **THE EDITOR, NEW STATESMAN & GAB PRODUCTIONS LTD.**

AND TAKE NOTICE that in default of your so doing, judgment may be given in your absence without further notice to you.

THE EDITOR, NEW STATESMAN & GAB PRODUCTIONS LTD. GEORGINA T. WOOD (MR)

Dated this 30th day of **SEPTEMBER** 2015....

Chief Justice of Ghana

NB: This writ is to be served within twelve calendar months from the date of issue unless, it is renewed within six calendar months from the date of that renewal.

The defendant may appear hereto by filing a notice of appearance either personally or by lawyer at Form 5 at the Registry of the Court of issue of the writ at **accra**. A defendant appearing personally may, if he desires, give notice of appearance by post.

* State name. Place of residence or business address of plaintiff if known (not P.O. Box number).

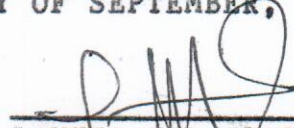
* State name place of residence or business address of defendant (not P.O. Box number).

STATEMENT OF CLAIM

The Plaintiff's Claim is for:

- i. General and exemplary damages of GH₵30,000,000.00 for libel as contained in the words "KEVIN, THE HANDSOME GHANAIAN MILLIONAIRE AND NIGERIA'S BEAUTIFUL \$20BN EX-PETROLEUM MINISTER" and published by the 1st Defendant and printed and published by the 2nd Defendant on front page of Issue 7 No. 99 issue of the "New Statesman" newspaper dated Friday, September 25, 2015.
- ii. An injunction restraining the Defendants and each of them, whether by themselves, their agents, servants, or otherwise from further publishing or causing to publish any such defamatory or similar defamatory words of the Plaintiffs.
- iii. Costs.

DATED AT LAW TRUST COMPANY, SUITE #1, 5TH FLOOR, TRUST TOWERS BUILDING FARRAR AVENUE, ASYLUM DOWN, ACCRA THIS 29TH DAY OF SEPTEMBER, 2015



 LAWYER FOR PLAINTIFF
 LIC. NO. GAR 09520/15

This Writ was issued by E. BARIMA MANU, ESQ.

whose address for service is LAW TRUST COMPANY, SUITE #1, 5TH FLOOR, TRUST TOWERS BUILDING, FARRAR AVENUE, ASYLUM DOWN ACCRA
Agent for

Lawyer for the plaintiff SAME AS ABOVE who resides at ACCRA

.....
Indorsement to be made within 3 days after service

This Writ was served by me at

On the defendant

on the day of

endorsed the day of

Signed.....

Address.....

NOTE: If the plaintiff's claim is for liquidated demand only, further proceedings will be stayed if within the time limited for appearance the defendant pays the amount claimed to the plaintiff, his lawyer or his agent or into Court as provided for in Order 2, rule 2 (2).

IN THE SUPERIOR COURT OF JUDICATURE
IN THE HIGH COURT OF JUSTICE
ACCRA – A.D. 2015

30-9-2015
2-4-10
Receipt
Registrar
CHIEF REGISTRAR
ACCRA HIGH COURT
SUIT NO.

1. KEVIN OKYERE
 2. SPRINGFIELD ENERGY LIMITED
- BOTH OF HSE. NO. F146 2ND SOULA STREET
LABONE, ACCRA

:::PLAINTIFF

VRS

1. THE EDITOR
THE NEW STATESMAN
ACCRA
2. GAB PRODUCTIONS LIMITED
ACCRA

:::DEFENDANTS

STATEMENT OF CLAIM

1. 1st Plaintiff is a private businessman and the group Chief Executive Officer and Chairman of the Springfield Group of companies established with offices in Ghana, Nigeria and Dubai in the United Arab Emirates(UAE).
2. 1st and 2nd Plaintiffs also operate out of the United Kingdom and Switzerland. Plaintiffs by virtue of hard work have built a very successful image both locally and internationally.
3. 1st Plaintiff is an astute entrepreneur and, as an accounting graduate of George Mason University in Virginia, gifted with skills in business strategy, financial engineering and negotiations for the development of high-end commercial and development projects.
4. 1st and 2nd Plaintiffs have accomplished and established global investment projects and firms in Finance, Telecommunications, Real Estate and Oil and Gas.

5. Plaintiffs have partnerships and strategic alliances with several large multilateral and multinational organizations and firms such as Aker Solutions, BP Oil, Shell, Total, Vopak, SK energy, Glencore and SK Shipping among others.
6. The 2nd Plaintiff is a company incorporated under the laws of Ghana and Nigeria with affiliates in other jurisdictions and owned by 1st Plaintiff.
7. 1st and 2nd Plaintiffs have through their businesses and affiliates established relations with local companies like the National Petroleum Authority(NPA), the Petroleum Commission, Ghan National Petroleum Corporation, Tema Oil Refinery, BOST, Bulk Distribution companies and Oil Marketing Companies.
8. 1st Plaintiff also imbibed his business skills from his father, Gabriel Kwesi Okyere a.k.a Nana Adu Tutu II (Mampongthene), a very successful businessman of Oyoko Contractors Limited.
9. 1st Defendant is the Editor of The New Statesman newspaper and personally exercises control and discretion over the contents of all articles and stories published by the said newspaper.
10. 2nd Defendant is the printer and publisher of The New Statesman newspaper, a national newspaper with substantial circulation throughout the jurisdiction of Ghana and beyond. The said newspaper is well respected by its readers who deem its stories accurate.
11. Plaintiffs state that by virtue of the presence of the New Statesman newspaper on the internet, its contents are circulated to the whole wide world. Furthermore the article and stories in the said newspaper are re-broadcast in most of other tabloids and the FM stations in Ghana in both local and English language.
12. Plaintiffs aver that on the front page of the Issue 7, No. 99 edition of The New Statesman dated Friday, September 25, 2015 the Defendants and each of them printed and published or caused to be printed and published of the Plaintiffs the following false, vicious and libelous words defamatory of Plaintiffs: -

"KEVIN, THE HANDSOME GHANAIAIAN MILLIONARE AND NIGERIA'S BEAUTIFUL \$20BM EX-PETROLEUM MINISTER"

13. Plaintiff states that the name "Kevin" as contained in the headline referred to and was understood to refer to the 1st Plaintiff.

19. 1st and 2nd Plaintiffs also aver that the words complained of seek to suggest that contracts awarded the 2nd Plaintiff in Nigeria and Ghana were questionable and procured through improper means.
20. In consequence the 1st Plaintiff's personal, professional and political reputation has been seriously damaged and he has suffered considerable distress and embarrassment, including numerous phone calls from his bankers, his family, friends, business associates, lawyers, clients and various FM stations on the publication and other anonymous calls.
21. 1st and 2nd Plaintiffs have also suffered a heavy hit on their business and as the false allegations in the publication seeks to suggest that they have breached the Foreign Corrupt Practices Act which as persons engaged in international business they were obliged to comply with.
22. Plaintiffs will rely on the following facts and matters in support of their claim for damages, including exemplary damages.

PARTICULARS

- i. That the words complained of was published on the front page of the New Statesman under a screaming headline "KEVIN, THE HANDSOME GHANAIAAN MILLIONAIRE AND NIGERIA'S BEAUTIFUL \$20BN EX-PETROLEUM MINISTER".
 - ii. That on or about the Friday, September 25, 2015 when the defamatory words were published the 1st Defendant failed, refused or neglected to ask Plaintiffs any questions at all on the subject matter of the offending publication.
 - iii. That the 1st and 2nd Defendants had no reason to publish the said story except because they were actuated by malice.
 - iv. That in the premise the Defendants and each of them published or caused to be published the said words knowing they were false or recklessly, not caring whether they are true or false, having calculated that the benefit to them in terms of increased circulation would outweigh any compensation payable to Plaintiffs.
23. Unless restrained by this Honourable Court the Defendants and each of them will further publish or cause to be published the said or similar words defamatory of Plaintiffs.
 24. **WHEREFORE**, Plaintiffs claim as follows: -

- i. General and exemplary damages of GH¢30,000,000.00 for libel as contained in the words "KEVIN, THE HANDSOME GHANAIAN MILLIONAIRE AND NIGERIA'S BEAUTIFUL \$20BN EX-PETROLEUM MINISTER" and published by the 1st Defendant and printed and published by the 2nd Defendant on front page of Issue 7 No. 99 issue of the "New Statesman " newspaper dated Friday, September 25, 2015.
- ii. An injunction restraining the Defendants and each of them, whether by themselves, their agents, servants, or otherwise from further publishing or causing to publish any such defamatory or similar defamatory words of the Plaintiffs.
- iii. Cost.

**DATED AT LAW TRUST COMPANY, ADABRAKA, ACCRA THIS 30 DAY
OF SEPTEMBER 2015.**


LAWYER FOR PLAINTIFF
GAR 09520/15

**THE REGISTRAR
HIGH COURT
FAST TRACK DIVISION
ACCRA**

**AND TO THE 1ST DEFENDANT HEREIN
AND TO THE 2ND DEFENDANT HEREIN**