

SUPREME COURT
 STATE OF NEW YORK
APPROVED
 COMMERCIAL DIVISION
 SUPPORT OFFICE
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 CLERKS
 INITIALS

At ~~Commercial Division~~ ^{IAS} Part 54 of the Supreme
 Court of the State of New York, held in and for the
 County of New York, at the Courthouse located at
 60 Centre Street, New York, New York, on the ____
 day of July, 2009. 016002

P R E S E N T:

HONORABLE Shirley W. Kornreich
Justice.

SUPREME COURT OF THE STATE OF NEW YORK
 COUNTY OF NEW YORK

GOLDEN GATE YACHT CLUB,

 Plaintiff,

 -against-

 SOCIETE NAUTIQUE de GENEVE,

 Defendant,

 CLUB NAUTICO ESPAÑOL DE VELA,

 Intervenor-Defendant.

Index No. 602446/07

**ORDER TO SHOW CAUSE
 TO ENFORCE ORDER &
 JUDGMENT AND FOR**

CONFIDENTIAL 602446 YEAR 2007			
IS NOTICES			45.00
TOTAL			45.00
CHECK			45.00

CONS CASHIER	DATE	TIME	TERM
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NOTICE:

Pursuant to Judiciary Law § 756 and this Court's inherent remedial authority, the
 purpose of this hearing, *inter alia*, is to punish Defendant Societe Nautique de Geneve ("SNG")
 for a contempt of court, and that such punishment may consist of fine, imprisonment, or both
 according to law.

WARNING:

**YOUR FAILURE TO APPEAR IN COURT MAY RESULT IN
 YOUR IMMEDIATE ARREST AND IMPRISONMENT FOR
 CONTEMPT OF COURT.**

NOTICE:

**The purpose of this hearing is to punish the
 accused for a contempt of court, and that such
 punishment may consist of fine, imprisonment, or**

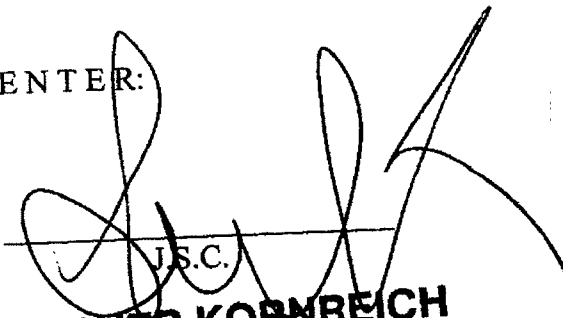
This document has
NOT been
 E-Filed

NOW, upon reading and filing the annexed Affirmation of James V. Kearney, sworn to on July 14, 2009, and the exhibits thereto, and the accompanying Memorandum of Law, dated July 14, 2009, and upon all prior proceedings heretofore had herein, it is hereby

ORDERED, that Defendant SNG show cause before this Court, at ~~Commercial~~ ^{IAS} Division Part 54, Courtroom 418, at the New York County Courthouse, 60 Centre Street, New York, New York, on the ~~21~~ day of July, 2009 at 10 o'clock in the ~~forenoon~~, or as soon thereafter as counsel can be heard, why an order should not be entered: (i) directing that SNG cannot change any of the rules and sailing regulations for the next America's Cup match without the Golden Gate Yacht Club's ("GGYC's") mutual consent, (ii) directing SNG to provide GGYC, within one day of service of a copy of this Court's order directing the same upon the attorneys for SNG, a copy of the agreements between ISAF, or any of its affiliates, and SNG, or any of its affiliates and/or its racing team, having effect after the order and judgment of this Court, dated April 7, 2009 ("Order and Judgment"), and related to the next America's Cup event, (iii) directing SNG to cease and desist from efforts to prevent formation of an ISAF jury or otherwise thwart ISAF's implementation of the rules applicable to the next America's Cup event, (iv) awarding GGYC its attorneys' fees, and (v) holding SNG in contempt for its failure to provide GGYC its rights as the next America's Cup challenger of record as detailed in the Order and Judgment; and it is further

ORDERED, that Defendant SNG shall serve ^{on counsel for movant} any opposing affidavits and memoranda by personal service and electronic mail no later than ^{noon} the 20 day of July, 2009, and ~~that Plaintiff GGYC shall serve any reply affidavits and memoranda by personal service and electronic mail no later than the ___ day of July, 2009, and it is further~~ ^{and it is further}

ORDERED, that a copy of this Order to Show Cause, together with the papers upon which it is based, shall be served on or before ^{noon on} the 15 day of July, 2009, by personal service upon Simpson Thacher & Bartlett LLP, Attn: Barry R. Ostrager, Esq., Counsel for Defendant SNG, at 425 Lexington Avenue, New York, New York 10017-3954, ^{and electronic mail on or before July 14, 2009} which shall be deemed good and sufficient service.

7/14/09
ENTER:

J.S.C.

JUSTICE SHIRLEY WERNER KORNRICH