

At Commercial Division 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 15th day of July, 2009.

PRESENT:

HON: SHIRLEY WERNER KORNREICH, JUSTICE

017106

GOLDEN GATE YACHT CLUB,

Plaintiff,

Index No. 602446/07

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IAS Part 54

SOCIÉTÉ NAUTIQUE DE GENÈVE,

v.

v.

Hon. Shirley Werner Kornreich

MOTION SEQUENCE # 0/0

Defendant,

ORDER TO SHOW CAUSE

FEE PAID

CLUB NÁUTICO ESPAÑOL DE VELA,

JUL 15 2009

Intervenor-Defendant.

NEW YORK

COUNTY CLERK'S OFFICE

Upon reading and filing the annexed affirmation of Barry R. Ostrager, dated July 15, 2009, and the exhibits attached thereto, including the accompanying memorandum of law, dated July 15, 2009 and upon all prior papers and proceedings had herein, it is hereby

ORDERED that Golden Gate Yacht Club ("GGYC"), or its attorneys, show cause before this Court, at Commercial Division Part 54, Room 418, at the New York County Courthouse, 60 Centre Street, New York, New York 10007, on the 21st day of July, 2009 at 10:00 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, why an order should not be entered compelling Golden Gate Yacht Club ("GGYC") to provide SNG

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with a Custom House registry of its challenge vessel described in its Notice of Challenge (and launched on August 25, 2008, and relaunched on July 6, 2009) within 14 days, or face disqualification, and granting such other and further relief as the Court deems just and proper; and it is further

ORDERED, that GGYC shall serve and file any opposing affidavits and memoranda by personal service and electronic mail upon Simpson Thacher & Bartlett LLP, Attn: Barry R. Ostrager (bostrager@stblaw.com) and Jonathan K. Youngwood (jyoungwood@stblaw.com), as Counsel for SNG, at its offices located at 425 Lexington Avenue, New York, New York 10017, no later than the 20th day of July, 2009; and it is further

ORDERED that delivery of a copy of this Order to Show Cause, together with the papers upon which it is based, shall be served by personal service and electronic

mail upon Lathan & Watkins LLP, Attn: James V. Kearney, as Counsel for GGYC, at its

Third Avenue, Suite 1000; NEMPORTURE YORK 10022 offices located

 \sim 00 λ 0 \sim (James.Kearney@lw.com), on or before the 14 day of 2009, shall be good and

sufficient service.

ENTER:

JUSTICE SHIRLEY WERNER KORNREICH