

## **FORMAL ORDER**



IN THE SUPREME COURT OF JUDICATURE OF JAMAICA IN THE COMMERCIAL DIVISION CLAIM NO. 2018 CD 00361

BETWEEN

**E-NETWORKS INC.** 

**CLAIMANT** 

**AND** 

INTERNATIONAL MEDIA CONTENT LTD.

**DEFENDANT** 

IN CHAMBERS
BEFORE THE HONOURABLE MR. JUSTICE B. SYKES CHIEF JUSTICE
ON THE 14<sup>TH</sup> DAY OF JUNE, 2018

UPON the Claimant's Without Notice Application for Interim Injunction and Service Outside of Jurisdiction filed on the 14<sup>th</sup> June, 2018 coming on for hearing this day AND UPON HEARING Mrs. Daniella Gentles-Silvera, Miss Lisa Williams and Miss Kathryn A. Williams instructed by Livingston, Alexander & Levy, Attorneys-at-Law for the Claimant/Applicant IT IS HEREBY ORDERED AS FOLLOWS: -

- 1. That the Defendant, International Media Content Ltd, is restrained for twenty-eight (28) days from the date hereof from terminating Carriage Agreement entered into between E-Networks Inc. and International Media Contents Ltd. ("IMC") on the 15<sup>th</sup> May 2017and Addendum Sub Licence & Service Agreement dated the 31<sup>st</sup> May, 2018 whereby the Defendant granted to E-Networks Inc. the exclusive Pay-TV (Cable Network) right to broadcast SportsMax World Cup Channel for the period 1<sup>st</sup> June, 2018 to 31<sup>st</sup> July, 2018.
- 2. That the Defendant International Media Content Ltd, immediately commence provision of the feed to the SportsMax World Cup Channel to the Claimant to be continued for twenty-eight (28) from the date hereof.

- 3. The Claimant be permitted to serve the Claim Form and Particulars of Claim and all other documents filed herein on the Defendant out of the jurisdiction at P.O. Box BW400, Baywalk Mall, Rodney Bay, Castries, St. Lucia, West Indies.
- 4. The Defendant has 28 days and 56 days after service of the Claim Form and Particulars of Claim to file and serve its Acknowledgement of Service and Defence respectively.
- 5. The Claimant gives an undertaking as to damages.
- 6. Inter-partes hearing fixed for Wednesday 20th June, 2018 at 10:00 a.m.
- 7. Costs to be costs in the claim.

## BY THE COURT

NOTICE: IF INTERNATIONAL MEDIA CONTENT LTD FAILS TO COMPLY WITH THE TERMS OF THIS ORDER IT WILL BE IN CONTEMPT OF COURT AND YOU, OLIVER MCINTOSH, PRESIDENT AND CHIEF EXECUTIVE OFFICER, MAY BE LIABLE TO BE IMPRISONED OR HAVE YOUR ASSETS CONFISCATED.

Extracted by LIVINGSTON, ALEXANDER & LEVY, Attorneys-at-Law of 72 Harbour Street, Kingston, for and on behalf of the Claimant herein whose address for service is that of its said Attorneys-at-Law (per: Mrs. Daniella Gentles-Silvera, Att. No. 3190). Telephone No. (876) 922-6310-9; Facsimile (876) 922-0713.