



Kelab Taman Perdana DiRaja Kuala Lumpur
(Royal Lake Club)

Private & Confidential

ITEM 14:

To receive the report of the Legal Committee

Legal Committee Report

Legal Committee

Chairman

Dato' Y Sivaloganathan

Members

Dato' Philip Chan Hon Keong

Mr Stanley Augustin

Encik Yusuf Khan

Mr R Ganavathy Naidu

Suit No.: Kuala Lumpur High Court Civil Suit No. WA-17D-29-09/2017: Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff v. Chan Kok Choong.

Description: Recovery action under s. **118** of the **Legal Profession Act 1976** against Messrs. K C Chan & Partners pertaining to the sum of **RM150,591.00** paid arising from the Tax Invoices No. 800/16 and 802/16 (Dato' Gee Siew Yee).

Status: Matter has been fixed for case management on 14.11.2018 for parties to update the Court on the outcome of Mr. K C Chan's appeal to the Court of Appeal.

Suit No.: Kuala Lumpur High Court Civil Suit No. WA-17D-30-09/2017: Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff v. Chan Kok Choong.

Description: Recovery action under s. **118** of the **Legal Profession Act 1976** against Messrs. K C Chan & Partners pertaining to the sum of **RM81,129.36** paid arising from the Tax Invoices No. 801/16 and 803/16 (4 Club Staff).

Status: Matter has been fixed for case management on 14.11.2018 for parties to update the Court on the outcome of Mr K C Chan's appeal to the Court of Appeal.

Suit No.: Kuala Lumpur High Court Civil Suit No. WA-17D-33-11/2017: Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff v. Chan Kok Choong.

Description: Recovery action under s. **118** of the **Legal Profession Act 1976** against Messrs. K C Chan & Partners pertaining to the sum of **RM60,000.00** paid arising from the Tax Invoice No. 804/16 (Dr. Molly Cheah)

Status: Matter has been fixed for case management on 14.11.2018 for parties to update the Court on the outcome of Mr K C Chan's appeal to the Court of Appeal.

Suit No.: Kuala Lumpur High Court Civil Suit No. WA-17D-34-11/2017: Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff v. Chan Kok Choong.

Description: Recovery action under s. **118** of the **Legal Profession Act 1976** against Messrs. K C Chan & Partners pertaining to the sum of **RM80,000.00** paid arising from the Firm's letter dated 27.10.2016 (Tan Sri Salleh & K J John)

Status: Matter has been fixed for case management on 14.11.2018 for parties to update the Court on the outcome of Mr K C Chan's appeal to the Court of Appeal.

Legal Committee Report (continued)

- Suit No.:**
- (1) Court of Appeal Civil Appeal No. W-02(IM)-222-02/2018: Chan Kok Choong v. Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff
 - (2) Court of Appeal Civil Appeal No. W-02(IM)-223-02/2018: Chan Kok Choong v. Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff
 - (3) Court of Appeal Civil Appeal No. W-02(IM)-229-02/2018: Chan Kok Choong v. Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff
 - (4) Court of Appeal Civil Appeal No. W-02(IM)-230-02/2018: Chan Kok Choong v. Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff
 - (5) Court of Appeal Civil Appeal No. W-02(IM)-231-02/2018: Chan Kok Choong v. Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff

Description: An appeal was filed by Mr K C Chan against the decision of the High Court in (1) Kuala Lumpur High Court Civil Suit No. WA-17D-29-09/2017 : Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff; (2) Kuala Lumpur High Court Civil Suit No. WA-17D-30-09/2017 : Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff; (3) Kuala Lumpur High Court Civil Suit No. WA-17D-33-09/2017 : Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff; and (4) Kuala Lumpur High Court Civil Suit No. WA_17D-29-09/2017 : Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff (collectively referred to as '**the High Court Civil Suits**'), wherein the High Court, amongst others, dismissed (1) Mr K C Chan's application to strike out the High Court Civil Suits (Encl. 6) ; and (2) consolidate the High Court Civil Suits (Encl. 11).

Status: Matter has been fixed for hearing on 31.11.2018.

Suit No.: Kuala Lumpur High Court Civil Suit No. WA-22NCVC-460-09/2017: Chan Kok Choong v. Kamil Noor Ariff Bin Kamir Mushir Ariff & 5 Ors.

Description: A suit by Mr. K C Chan against the Club for, amongst others, a discontinuance/suspension of the disciplinary proceedings by the Club against Mr K C Chan and preservation of the audio recordings of (1) the Annual General Meeting held on 27.11.2016 and 04.12.2016; (2) the Joint Constitutional Review Sub Committee and Past Members of the Investigation Committee Meeting pending the full and final disposal of the Writ of Summons; and (3) the Investigation Committee Meeting in connection with the Complaint against Mr K C Chan by the complainant.

Status: Matter has been fixed for pre-trial case management on 28.11.2018.

Suit No. : Kuala Lumpur High Court Civil Suit No. WA-22NCVC-729-11/2016: Nurzuraida Soon Binti Abdullah v. Dr Molly Cheah Bee Li

Description : A suit brought by Messrs. K C Chan & Partners, for and on behalf of the Club, to – amongst others – prevent Dr. Molly Cheah from taking out an injunction to prevent the holding of the Club's 2016 AGM. Suit was commenced by General Committee headed by Mr Jon Azman.
Club withdrew the suit.
Dr Molly wanted RM100,000.00 as costs from the Club.
Legal Committee offered RM20,000.00 towards costs and towards 'pain and suffering' endured by Dr Molly.
Matter of costs could not be resolved and was taxed by Court.
Dr Molly was awarded RM5,000.00 as costs by Court.

Status : Concluded.



Legal Committee Report (continued)

Suit No.:	Advocates & Solicitors Disciplinary Board Complaint No. DB/17/0195: Dato' Kamil Noor Ariff Bin Kamil Mushir Ariff v. Chan Kok Choong of Messrs. K C Chan & Partners
Description:	A complaint lodged by the Club to the Advocates & Solicitors Disciplinary Board for, amongst others, refusing to comply with the Club's instructions to discontinue the suit against Dato' Gee Siew Yee.
Status:	Still under investigation by the Disciplinary Board, and pending further update as to the status of the Complaint.
