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ALVIN JOHN & PARTNERS

Advocates • Solicitors

Established 2006

COMPANY PROFILE

PREFACE

I established Alvin John & Partners (fondly known as “AJP”) in October 2006 with just one legal assistant and a clerk working with me . It was a far cry from my previous position as a Senior Partner in a large firm with a pool of staff, secretaries and numerous lawyers tip toeing behind me. I had to fulfill my dream of owning a boutique legal practice and I knew it was not going to be easy and that it was a gamble to start from scratch especially in Kuala Lumpur. With the support of my family who stood by me in the difficult days encouraging and giving me the will power and confidence, I started AJP with a believe and hope of creating a niche boutique legal practice providing clients with high quality specialized legal services in the field of corporate advisory, property , civil and commercial dispute resolution matters.

Looking back after 8 years, I am proud to say that AJP has grown rapidly not just in terms of staff and lawyers but also the clientele that AJP caters its legal services to. We can safely say that AJP is an established legal practice in Kuala Lumpur. We have in our stable of clients multi national public companies, foreign entities, Malaysia’s national electricity and energy company, large public listed and private property developers , corporations dealing in oil & gas, timber, finance, healthcare, hotels, energy, travel, roads and bridges and more. The firm has also acted for politicians and political parties, high profile businessmen and celebrities in civil litigation cases. Many of our cases are reported and published in the various law journals as precedents and authorities.



AJP has always taken pride in giving clients a personal touch to their briefs. Our lawyers are contactable at any time. Clients are provided with their lawyer’s mobile numbers for communications after office hours. Our office is equipped with the latest technology, precedent banks and resources for research and a library with law books from all over the world.

The field of law is never static. It evolves with the needs and wants of society. With the advent of technology and cross-border transactions, legal firms will have to adapt and grow in tandem accordingly. Moving forward AJP will focus its goal to achieve international recognition in the fields of corporate & commercial law and dispute resolution.

Thank you

DATO’ ALVIN JOHN
Managing Partner



“With business-friendly environment and tranquil atmosphere, we ensure solace and comfort to our clients while we accommodate solutions to their legal problems”



**“At Alvin John & Partners,
your solution is our number
one priority”**

Alvin John & Partners was established on 16th October 2006. We are a fast growing boutique firm located in the heart of Selangor and a short distance away from the metropolitan city of Kuala Lumpur.

Our office is designed with utmost precision to be a legal solution hub for our respective clients. With business-friendly environment and tranquil atmosphere, we ensure solace and comfort to our clients while we accommodate solutions to their legal problems.

At Alvin John & Partners, we are known for our expertise in specific areas of law, ranging from

corporate law to construction law, general litigations and conveyancing. Our clientele portfolio comprises from vast backgrounds, from individuals, multimillion corporations, multinational organization to government agencies.

**The firm has been the
principal advisers in respect
of infrastructure projects of
national interest, new and
innovative capital market
instruments and financial
products.**



PRACTICE AREAS

Together with the Partners and other associates in the firm, Alvin John & Partners has the background and expertise to provide the full range of services as advocates and solicitors.

- General Corporate and Commercial
- Corporate Reorganisation & Debt Restructuring
- Corporate Banking & Capital Markets
- Construction & Energy
- Communications, Information Technology & Intellectual Property
- Privatisation
- Conveyancing & Property Development
- Private Debt Securitisation
- Initial Public Offerings and Floatations
- Asset Backed Securitisation
- Corporate and Civil Litigation, Defamation, Labour and Employment law, Family law
- Arbitration and Administrative Law
- Islamic Banking and Capital Markets

OVERVIEW OF OUR FIRM

General Corporate and Commercial

The commercial law practice of the firm has considerable transactional experience in banking, mergers and acquisitions, stock-broking, telecommunications, oil and gas, power and infrastructure sectors. The advisory work involved aspects of operations such as supply and construction, maintenance and support services, financing, land rights, project management, interconnect, tax, intellectual property and regulatory and public policy issues.

Due diligence exercises relating to mergers and acquisitions, issues of new securities, listings on the Kuala Lumpur Stock Exchange and MESDAQ and foreign security offerings are conducted by the firm.

In the area of foreign investment, The firm has advised on the local regulatory and tax regime and framework for foreign investment in Malaysia and the establishment of a business presence in Malaysia. The firm is well versed in the regulatory regime and procedure for such purposes and is frequently called upon to advise on the establishment of investment and securities houses and local and foreign fund and asset management companies in the country.

The firm also advises on the establishment of various private, public, charitable and Islamic trusts.

Corporate Reorganisation and Debt Restructuring

The partners have been involved in a number of debt and corporate restructuring initiatives which run the entire spectrum of alternatives. These range from informal workouts, schemes of compromise and arrangements and mediation under the auspices of the Corporate Debt Restructuring Committee (established by the Central Bank of Malaysia) and Danaharta (Malaysia's National Asset Management Company), including the capital reduction and re-capitalisation of one of the largest banks in the country.

Some of the rescue schemes in which the firm's services have been engaged involved insolvent financial institutions and infrastructure companies, issuance of notes, bonds, ICULS, warrants and other debt equity instruments and the issuance and listing of any securities in relation thereto. The firm also obtains all necessary court and regulatory approvals relating to such schemes.

The firm was involved with Tenaga Nasional Berhad, Moccis Trading Berhad and MCAT Gen Sdn Bhd, advising amongst others on a RM 1 billion restructuring exercise in respect of a power plant in Kulim High Tech Industrial Park and a scheme of compromise and restructuring involving debts above RM 1 billion involving 17 creditor banks and financial institutions..

Corporate Banking and Capital Markets

Alvin John & Partners is experienced in the preparation and negotiation of new and innovative financial products in Malaysia particularly in the financing of large infrastructure projects. Such projects include the financing for an IPP project in East Malaysia and the construction of highways.

The firm has considerable experience in offshore financing techniques and instruments and has advised on the documentation for structured finance instruments, ship and aircraft financing.

We also provide advisory services with respect to bridging and end-financing for project development and property acquisitions.

The firm has worked and advised on public floatation and the issue of bonds, loan certificates, short term and medium term notes, commercial papers and other private debt instruments.

The firm has also negotiated and drafted a hybrid Islamic and conventional fixed rate financing structure for Bank Muamalat Malaysia Berhad.

On securities law aspects, the firm has advised and acted as counsel for Eurobond and Yankee bond issues and other instruments in the USA and Europe as well as share offerings in Malaysia by multinationals.

The firm has also extensive experience in Islamic banking and Islamic capital market products including Al-Musyarakah, Al-Bithaman Ajil, Al-Mudharabah, Al-Murabahah, Al-Ijarah, Bitaman Ajil with Islamic Debt Securities (“BaIDs”) and Murabahah underwritten notes issuance facilities (“MUNIF”). We are also the first to undertake an Islamic private sector driven asset backed securitisation programme (ABS) in the property sector

Projects

Alvin John & Partners has provided legal advisory services on major projects. These projects involve important areas of Malaysian economic activity, including road infrastructure, telecommunications, public utilities, power, transport and medical services. Aspects of the projects handled range from the drafting of legislation to the preparation and negotiation of concession agreements and advice on submissions to authorities for relevant licences and negotiations of licences.

Projects handled by the firm include:-

- Timber concessions in Papua New Guinea involving international companies from Malaysia, Australia, Singapore and Papua New Guinea
- Bonds investment exercises in Zurich, Switzerland
- Listing exercise of a Malaysian entity in AIM Stock Exchange
- London and Dubai International Foreign Exchange (DIFX)
- Advised on the takeover & merger of Channel 9, a television station
- Advised on the reorganization and restructuring of Terengganu state-owned corporate and commercial entities.



- Was on retainer with Sime Healthcare Sdn Bhd to advise and draft legal documents in respect of matters relating to joint venture deals, tenancy, joint venture agreements with international airlines etc.

Commercial Litigation, Dispute Resolution & Administrative law

The firm and its partners have undertaken all types of civil, commercial litigation and arbitration and has been involved in several high profile cases involving both local and international institutions including:

- Administrative and constitutional matters involving municipal authorities, State Governments and statutory bodies.
- Banking law involving substantial work for financial institutions including debt recovery, foreclosure, receivership and debt restructuring.
- Corporate law - the firm handles matters involving shareholders actions, insolvency, rescue schemes of distressed listed companies administered by Danaharta, schemes of arrangement, capital reductions and injunctions.
- Defamation - the firm has acted in suits above RM 1000 milion
- Insurance - the firm acts in relation to professional indemnity claims for directors in public listed companies, insurance fraud claims, offshore reinsurance claims and medical insurance claims for the National Insurance Association of Malaysia.
- Arbitration - the firm has been involved in arbitration proceedings relating to the construction industry.
- Employment law - the firm regularly represents large corporations in industrial actions and

trade union disputes and corporate reorganisation exercises.

Conveyancing & Property Development

- Drafting and advisory services are provided to major housing developers. Some of these projects include:
- Unique mixed commercial and residential developments in Selangor and Johore for Kumpulan Hartanah Selangor Berhad, a wholly owned company of the Selangor Government.
- The Sale & Purchase of a leading hospital in Malaysia.
- Various Development Rights Agreements, Deeds of Assignment and Rights of Access Agreements for public listed entities.

Seminars & Talks

As part of the firm's approach to legal practice and client education, partners and associates frequently give talks at seminars organised either by educational institutes or associations of which the firm is a member and those organised at clients' premises. A few of these involved:

- lectures on banking and corporate law to client's employees preparing for domestic banking examinations.
- talks on fraudulent conduct in the context of insolvency to officers of corporations.
- talks on intellectual property protection, its benefits, licensing and branding to small and medium industries.
- talks to the entertainment industry on copyright and performer's rights protection.
- talks on implementation of Personal Data Protection Act 2010, and its effect to the business organizations.

CLIENTELE

Energy & utilities

Tenaga Nasional Berhad

Construction

Emrail Sdn Bhd

Cergas Murni Sdn Bhd

GMB Constructions Sdn Bhd

ITF Associates Sdn Bhd

Latimer Construction Sdn Bhd

Eco World Bhd

Malpakat Construction Sdn Bhd

Plantation

Sime Darby Plantation Sdn Bhd

Timber

Harapan Permai Sdn Bhd

UNP Plywood Sdn Bhd

Perkayuan O K S No. 2 Sdn Bhd

Yee Kang & Sons Sdn Bhd

Pacific Forest Industries Sdn.Bhd.

Food & Beverages

Permanis Sdn Bhd

Sime Darby Fresh Sdn Bhd

Sime Darby Foods & Beverages Marketing Sdn Bhd

Kempas Edible Oil Sdn Bhd

Tropical Aquaculture Resources Sdn Bhd

Securities

Sime Darby Security Services Sdn Bhd

Chubb Malaysia Sdn Bhd

MVD International Sdn Bhd

Industries

Li Chin Machinery Sdn Bhd

Sime Engineering Berhad

Sime Darby Industrial Sdn Bhd

Tractors Malaysia

Oil & Gas

Tekala Berhad

Kemaman Oil Corporation

Sumatech Bhd

Services

Sime Darby Berhad

Kuala Lumpur Golf & Country Club Berhad

Wawasan TKH Holdings Bhd

Ace Palace Investments Limited

Accuwest Sdn Bhd

Ambience Lighting (M) Sdn Bhd

Aras Jalinan Sdn Bhd

Boutique Homes Sdn Bhd

BCR Resources Sdn Bhd

Kumpulan Darul Ehsan Berhad

Kayla Beverly Hills (M) Sdn Bhd.

Kayla Group Holdings Sdn Bhd.

Menara Jaya Management Corporation

Greatpac Sdn Bhd

Cuscapi Berhad

Cuscapi Malaysia Sdn Bhd

Cuscapi Singapore Pte. Ltd.

Cuscapi International Sdn Bhd.

Central Distribution & Agency Sdn Bhd

Central Spectrum (M) Sdn Bhd

Datascan Global Sdn Bhd

Emerio (M) Sdn Bhd

Excellent Bonus Sdn Bhd

Erat Semarak Sdn Bhd

Harta Sekata Sdn Bhd

Kelola Handal Sdn Bhd

ML Capital Sdn Bhd

Seloga Holdings Berhad

Sepakat Computer Consultants Sdn Bhd

Engineering

Mset Engineering Corporation Sdn Bhd

Sime Engineering Berhad

MCAT Gen Sdn Bhd

Hotel, Tourism & Hospitalities

Asia Experience Tours Sdn Bhd

Orex Travel & Tours Sdn Bhd

Grand Riverview Hotel

Eastin Hotel

Borneo Trails Tours & Travel Sdn Bhd

PST Travel Services Sdn Bhd

Transportation

Europcar Sdn Bhd

Skybus Ventures Sdn Bhd

Syarikat Sidhu Adek Beradek Sdn Bhd

Banking & Financial Institutions

Bank Muamalat Malaysia Berhad

Moccis Trading Sdn Bhd

Real Estates & Development

Sime Darby Property Sdn Bhd

Sime Darby UEP Properties Berhad

Sime Darby USJ Development Sdn Bhd

Sungai Kantan Development Sdn Bhd

Kumpulan Hartanah Selangor Berhad

SAP Holdings Berhad

Glomac Maju Sdn Bhd

Berkat Universal (M) Sdn Bhd

Healthcare

Sime Darby Medical Centre Subang Jaya

Sime Darby Healthcare Group

Sime Darby Healthcare Sdn Bhd

Sime Darby Healthcare Education Services Sdn Bhd

**Clientele list consists of former and existing clients.





DATO' ALVIN JOHN
Managing Partner

“The law is reason, free from passion”

DATO' ALVIN JOHN
Managing Partner

Dato' Alvin John has extensive trial and appellate experience and has acted in numerous high profile contentious cases in the High Court, Court of Appeal and the Federal Court of Malaysia, some of which have been reported and published in the Malayan Law Journal, Current Law Journals and All Malaysia Report.

He was formerly the head of the litigation department of Shahrizat Rashid & Lee, having a special focus in specific industries and practice areas including corporate and commercial law and arbitration. He has been especially involved in banking, corporate insolvency and restructuring, director and shareholder disputes, receivership, bankruptcy, insurance law and arbitration of construction claims.

Dato' Alvin is the principal advisor to a number of well-established clients ranging from public companies listed on Bursa Malaysia, private companies, banking and securities related institutions, politicians and industry captains

Briefs he has undertaken include:

- lead solicitor in an Islamic Financing Murabahah Bai-Al Dayn facility
- advised a property developer in Selangor in respect of a multi million ringgit joint venture development agreement in respect of lands in Pulau Indah, Selangor, and Plentong Johore.
- corporate restructuring of companies listed on Bursa Malaysia including director's liability and indemnity.
- insurance fraud, reinsurance and medical insurance fraud.
- employment disputes including advising on employment issues in corporate exercises involving mergers and takeovers, outsourcing, change of management and business reorganization.
- joint venture disputes, shareholder and director, and insolvency and restructuring cases.
- acted as lead counsel in a high profile celebrity divorce case.

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- appointed as lead counsel for the main Contractor in a high profile case involving the collapse of the 2nd Penang Bridge inter alia to advise, handle and represent the client in respect of construction and engineering issues of law.
 - appointed as counsel for one of the leading healthcare provider in Malaysia in an advisory capacity as well as to act for them in a number of litigation cases.
 - Dato' Alvin was appointed as Counsel to the Johor State Legal Advisor's Office on land related matters in 2003. He also had the privilege of being part of committee who had advised the Securities Commission on the amendments to the Companies Act, 1965, on issues relating to director and shareholder disputes and corporate governance.
 - A landmark employment case in the Court of Appeal Lilian Theresa De Costa vs Jennico Associates Sdn Bhd, involving sexual harassment.
 - A high profile defamation suit brought against the main opposition party by a prominent and senior politician in Malaysia.
 - A claim against the State Government of Sabah for services rendered in respect of the privatisation cum concession of the
 - State's water treatment plants by a listed company in France specialising in water projects.
 - A landmark case in the High Court, Court of Appeal and Federal Court in respect of a dispute brought by students who had sat and passed the Malaysian Certificate in Legal Practice examinations (CLP) (Commonly known as the Malaysian Bar Examinations) pertaining to exercise by the Qualifying Board for Lawyers in Malaysia in nullifying the results of candidates who sat for the CLP in 2002. Dato' Alvin acted as co-counsel with Tun Zaki Azmi (who later was appointed as Chief Justice of Malaysia).
 - Appeared as lead counsel in the Federal against Sabah Forest Industries and the total claim is RM 200,000,000.00 and for a declaration that the termination of the agreements and the revocation power of attorney by Sabah Forest Industries Sdn Bhd in a contractual dispute claim of approximately RM 200 million.
 - Appeared as the lead counsel before the High Court and Court of Appeal for our national electricity supplier, Tenaga Nasional Berhad in a suit claiming inter-alia RM 332 million.
 - Appeared as the lead counsel in the High Court, Court of Appeal and Federal Court for a subsidiary company of Sime Darby Property Berhad in a quarry and trespass dispute involving a claim of approximately RM 47 million.
 - Appeared as the lead counsel in the High Court and Court of Appeal for the licensed applications provider in the telecommunications contract disputes against one of the largest telecommunications company in Malaysia namely Celcom Berhad for a claim approximately RM 2.2 billion.
 - Acted as the lead counsel in the High Court and Court of Appeal for Moccis Trading Sdn Bhd, a licensed lending company in a suit brought by a bank claiming approximately RM 60 million.
- In the year 2003, Dato' Alvin was the sole Malaysian lawyer invited by the International Financial Law Review, London to author a paper on the Malaysia Judicial System. The said article has since been published in the 2003 edition of IFLR 1000.
- In the year 2005, Dato' Alvin received a legislative appointment as member of the Disciplinary Panel by

the Disciplinary Board of the Legal Profession Malaysia to administer and adjudicate on matters of breach of discipline pursuant to the Legal Profession Act.

He was also appointed as Lead Counsel by Permodalan Terengganu Berhad, the investment area of the State Government of Terengganu to assist in the drafting of the Terengganu Incorporated Act and to further advise on the

reorganization/restructuring of state-owned corporate and commercial entities.

Qualifications:

LL.B (Hons) (London) - 1989
Barrister-at-Law (Lincoln's Inn) - 1990
Advocate & Solicitor (Malaya) - 1993





V. VISHNUKUMAR
Partner

“Treat all men alike.
Give them the same law.
Give them an even chance
to live and grow.”

V. VISHNUKUMAR
Partner

V.Vishnu Kumar was called to the Bar at the High Court of Malaya on the 7th September 1990 and has been in active practice in the field of litigation from then until he joined the corporate world as legal manager in early 2002. In 2010 he returned to active legal practice.

Whilst at practice at the Bar:

Whilst in active practice at the Bar he handled litigation matters defending Insurance companies in Road Traffic law, Motor insurance claims as well as Non-motor insurance claims in court. His portfolio included general civil litigation matters including probate and administration and defending drivers charged under the Road Transport Act 1987 in the Traffic Magistrates Court. He has also handled cases involving Judicial Review of Administrative action involving planning law and local government and has handled complex company law and commercial law matters as well as general banking law matters. His portfolio includes sole appearances right up to the Federal Court.

Briefs he has undertaken which has been reported include:-

- An appearance as co-counsel in the Federal court in representing the Dato' Bandar in the case of *Datuk Bandar Kuala Lumpur v Zain Azahari [1997] 2 MLJ 17*. This case involved administrative law and in particular the issuance of development orders by the mayor pursuant to the Kuala Lumpur Structure Plan. The leave to appeal application to the Federal Court was pursuant to the decision of the Court of Appeal quashing the development order issued by the Datuk Bandar for a low-rise condominium in Jalan Langgak Golf, Kuala Lumpur. V.Vishnu Kumar also appeared in the Court of Appeal hearing below also as co-counsel.
- An appearance for the Cooperative Central Bank (In receivership) in its litigation and loan recovery effort making various appearances on its behalf even as the Federal Court such as the case of *Cooperative Central Bank (In receivership) v Meredith Coelho*.

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- An appearance as co-counsel acting for the Sarawak Public Service Commission in the case of *State Public Service Commission, Sarawak v Sarjit Singh Khaira [1999] 1 MLJ 618*. This case also involved administrative law and in particular the interpretation of the Sarawak State Constitution, the Civil Service General Orders and industrial law with regard to the dismissal of a civil servant for willful disobedience to a transfer order and was heard in the Court of Appeal.
 - An appearance as co-counsel representing the Majlis in the case of *Majlis Perbandaran Seberang Perai v Tropiland SdnBhd [1996] 3 MLJ 94*. This case involved administrative law and planning law and in particular the right of a local authority to impose perimeter drain construction requirements after the approval of the lay-out plan. The case was heard in the Court of Appeal and later as a motion for leave to appeal to the Federal Court.
 - An appearance as co-counsel for the Utusan Melayu Press Group in a reported defamation case *Tjanting Handicraft Sdn Bhd & Anor v Utusan Melayu (M) Bhd & Ors [2001]2 MLJ 574*. This case involved the law of defamation in Malaysia in particular the position relating to the law of slander of goods which would make it a novel case in Malaysia. Here the plaintiffs were the designers and producers for exclusive batik attire worn by delegates to the APEC meeting who were foreign chief executives and premiers. The defendant newspaper publishers had by their ladies magazine criticized the quality and design of the batik attire thus prompting this suit for damages.
 - An appearance as co-counsel in representing the Dato' Bandar in the case of *Datin Azizah Bte Abdul Ghani v Dato Bandar Kuala Lumpur [1997] MLJU at 204*. This case involved administrative law and planning law and in particular the right of a neighbouring land owner to object to development that violated the Kuala Lumpur Structure Plan. The reliefs claimed by the applicant Datin Azizah, was refused on the ground that the adjacent condominium objected to had already been occupied and as a result third party interests would be prejudiced by the grant of an order quashing the planning approval.
 - An appearance as counsel for the Hong Kong Bank in the case of *Hong Kong Bank Malaysia Bhd v Nor Harizan binti Mohd Ali [1999]5 MLJ at 629*. This case involved originating summons procedure in particular relating to foreclosure actions initiated by chargee banks in particular the pre-affirmation of affidavits in support prior to the filing of the process in court. The High court had granted the foreclosure order despite the contest on various issues raised by defendant counsel after hearing full argument.
 - An appearance as co-counsel for Tenaga Nasional Berhad in the case of *Claybricks Tiles Sdn Bhd V Tenaga Nasional Berhad 2010 MLJU at 1807*. This was a case where a factory in the state of Johor had been found to have tampered with the electricity supply meter and had been subject to an investigation and subsequently to a suit for damages. The factory had commenced the case to seek an injunction to stop disconnection but was ordered to pay

damages pursuant to the Counterclaim by Tenaga amounting to RM 1,723,304.17.

- An appearance as leading counsel in the case of *Malayan Banking Bhd V Sepakat Computer Consultant Sdn Bhd & Anor [2012] 8 MLJ at 660* third party. In this case the civil procedure law on Third Party action had been explored by the High Court which dismissed an application to strike out a claim for indemnity made by a Defendant guarantor who claimed that he had been given an indemnity by a director of the Defendant borrower.
- An appearance as leading counsel in the case of *Gian Singh a/l Gurdur Singh v Kempas Edible Oil SdnBhd [2012] MLJU 874* and also at *[2012] 10 CLJ 389*. In this case the law on the duty of a contracting party to mitigate its losses sustained was considered by the High Court in a suit by a lorry transporter for damages on account of the termination of its contract for the carriage and delivery of goods. The High Court had affirmed this duty as a relevant consideration in assessing damages for breach of contract.
- An appearance as leading counsel in the case of *Johor Bahru High Court Civil Suit 21NCVC-13-11/2013, KCSB Konsortium Sdn Bhd v Tenaga Nasional Berhad and Pengarah Pejabat Tanah Dan Galian Negeri Johor Darul Takzim*. In this case the law of trespass and continuing trespass on alienated land on account of the presence of electricity pylons erected by the National Electricity Board or LLN, the predecessor of Tenaga Nasional Berhad during the period when the subject land was still state land upon written approvals by both federal bodies and agencies had been the subject of

dispute. The High Court had ruled in favour of Tenaga Nasional Berhad on the basis of the rules of statutory interpretation of the Electricity Act 1949 and its amendment made in 1984 which were the applicable laws prior to the enactment of the Electricity Supply Act 1990.

Whilst practicing at the Bar, he had at all times been involved in multi-varied work ranging from insurance law and negligence to administrative law, company law, banking law, defamation law and right up to commercial litigation. He has also extensively traveled to the Courts in peninsular Malaysia.

Whilst as Corporate legal manager

V.Vishnu Kumar has between 2002 to 2010 served as legal manager in a public listed corporate body ie Puncak Niaga Holdings Berhad ('the Group'). The Group is, through its wholly owned subsidiary Puncak Niaga (M) SdnBhd (PNSB) and majority ownership of Syarikat Bekalan Air Selangor SdnBhd (SYABAS), involved in the treatment of raw water and the supply of treated water to consumers in the state of Selangor and the Federal territories of Kuala Lumpur and Putra Jaya.

Whilst serving in the Group, he undertook the task of:-

- Legal Manager advising on litigation matters involving the Group through its legal department.
- A Trainer on company legal matters for incoming Auxiliary Police personnel of the Group trained at the national police training college PULAPOL, in Jalan Gurney. He also taught members of staff training to be certified plumbers in matters pertaining to the application of the Water Services

Industry Act 2006 and company concession legal obligations.

- Assisting in the setting up of the staff welfare society and staff cooperative as well as a water industry association by the drafting of the Constitution of these societies with the assistance of the Registry of Societies and the Registry of Cooperative Societies.
- He has also served as a member of the Safety and Health Committee required by law to be established by the company under the Occupational Safety and Health Act 1994.
- He has advised the Group human resource administration as in-house legal counsel and has regularly conducted domestic inquiries and advised the human resource management on employment law matters. He has also been actively involved in assisting the company in the Industrial Court and at conciliation proceedings involving members of staff at the Industrial Relations Department and has also served as the company prosecutor for Domestic Inquiry proceedings whenever requested to prosecute by the Group human resource administration.
- He has on at least six (6) occasions traveled to Chennai India on behalf of the Group for the Chennai Water Supply Augmentation Project ('Chennai Project') undertaken by the Group and also advised the Group on legal matters based upon the legal advice received from Chennai based lawyers.
- He has whilst placed in charge of Legal Enforcement in SYABAS advised the

company on water theft and enforcement matters. This position required him to enforce the provisions of the Water Services Industry Act 2006 on behalf of SYABAS as water supply concessionaire along with officers of the National Water Commission (SPAN) in preventive operations on the field and investigation for court prosecution initiated by them.

Service to the public and participation in societies

V.Vishnu Kumar currently serves as Honorary Secretary in the Ceylon Tamils Kalavirthy Sangam Selangor and the Federal Territory a society operating since 1932 which promotes the tamil language, culture and the fine arts. He currently also for the term 2013/2014 serves as a Committee member of the General Committee of the Royal Lake Club of Kuala Lumpur an established social club operating since 1890.

Qualifications :

LLB (Hons) University of East Anglia.

Certificate in Legal Practice.

Advocate & Solicitor (Malaya) – Since 1990.



PUTERI NOORSYAZANA BINTI ZAINAL
Partner

“Live your life as though your every act were to become a universal law.”

PUTERI NOORSYAZANA ZAINAL

Partner

Puteri Noorsyazana Zainal received her tertiary education at International Islamic University Malaysia. She qualified with a LLB (Hons) from International Islamic University Malaysia in 2009.

She then opted undergo her pupillage in Messrs Aziz Hon Annuar in 29th September 2009 to June 2010. Puteri was later called to the Bar on 30th July 2010 whereby she was offered an opportunity to continue working with the firm as legal assistant which she politely rejecting such offer in order to seek new experience and further enhance her skills in the legal field. She later joined Messrs Alvin John & Partners on October 2010.

During her chambering with Messrs Aziz Hon Annuar, she has had extensive exposure in various branches of legal practice ranging from alternative dispute resolutions, criminal matters, civil matters, bankruptcies, conveyancing matters, company law and corporate matters particularly matters involving Islamic financing.

She also has been exposed for debt recovery cases whereby she would attend courts on a daily basis be it lower courts or high court and assisting and worked closely with the partners in various areas of laws such as During her pupillage, she had an opportunity to deal with corporate clients namely

CIMB Bank, Tenaga Nasional Berhad, Yayasan Tenaga Nasional and others.

Eventhough she is new in the legal fraternity, but she has experience and was exposed to various areas of laws during her pupillage. She also had the opportunity to work hand-in-hand with the Partners in various applications at the different court levels. Her hands-on experience was also reported in the law journals such as in the case of UNP Plywood v.Sabah Forest Industries which initially involving validity of agreements under Sabah Forest Enactment 1968 before the appeal was brought up to the Federal Court which the appeal revolves on the questions framed under s 96 of Court of Judicature Act.

She was also assisted the Partners in obtaining injunction against Martina Berto (Indonesia) the subsidiaries under Martha Tilaar Groups.

Since joining Messrs Alvin John & Partners in the month of October 2010 until to date, Puteri has been appearing and conducting hearings and trials independently in Lower Court and High Court level and succeeding in most of the cases for and on behalf of the firm's clients which comprise of various corporations, huge and small entities, ranging from government linked companies, public listed

companies to private limited companies such as Tenaga Nasional Berhad and CUSCAPI (M) Sdn Bhd. In her first year of practice as legal assistant with Messrs Alvin John & Partners, Puteri was given the opportunity to appear and independently conduct a hearing in the case of Sumbang Projek Sdn Bhd v. Tenaga Nasional Berhad before the High Court whereby she successfully set aside the Plaintiff's application for injunction against Tenaga Nasional Berhad.

Given her abilities, confidence and impressive performances and as her experiences accumulated, Puteri was given the liberty to deal and meet with clients independently without supervision and render legal advice accordingly.

Puteri is currently responsible for debt recovery cases, damaged cable cases and also land cases for Tenaga Nasional Berhad as her main portfolio. She is well versed in all processes of debt recovery cases and excels in the areas of negotiating on settlement talks between settlement parties. Other than that, Puteri also has continued to excel in the areas of civil law, whether defending or suing, and also in interlocutory applications such as summary judgments, striking out, injunctions, stay of proceedings, amendments and so forth.

Puteri also has been given an opportunity by the managing partner, Dato' Alvin John to handle a bankruptcy case involving a claim of RM 2.2 Million involving Tenaga Nasional Berhad whereby she has successfully negotiates on settlement talks and has secured a payment of such amount for the firm's Client.

Puteri also is being trained to become more knowledgeable and reliable in the aspect and process of legal practice as she is the one normally assigned towards attending most of the mentions, case managements and frequently assists and work closely with the Managing Partner, Dato' Alvin John and senior lawyers in various litigious manner at the

different court level whereby the client were not just private individuals but also for corporate clients namely Tenaga Nasional Berhad, Sime Darby Plantation Sdn Bhd and its subsidiaries, Sime Darby Healthcare Sime UEP Properties Sdn Bhd and CUSCAPI (M) Sdn Bhd.

Puteri has assisted Dato' Alvin John in several cases such as Tenaga Nasional Berhad v. Taiko Plantations Sdn Bhd at the Court of Appeal level which involved an issue of meter tempering; Fairise Odyssey (M) Sdn Bhd v. Tenaga Nasional Berhad also at the Court of Appeal level on issues concerning land matters and approval by the state land office; Tenaga Nasional Berhad v. TT Dot Com Sdn Bhd which involved on issue of a damaged cable and the main contractor's responsibilities.

Most recently, Puteri is also assisting Dato' Alvin John in several cases such as Cold Chain Network (M) Sdn Bhd v. Sime Darby Foods and Beverages Marketing Sdn Bhd at the High Court level which involves an issue of breach of contract; Tenaga Nasional Berhad v. Dunia Raya Enterprise Sdn Bhd at the Court of Appeal cases revolving on issue of meter tempering; Tenaga Nasional Berhad v. Sumbang Projek Sdn Bhd at the level of Federal Court also revolving on the issue of meter tempering. In addition, Puteri's vast experiences and exposures has made her more than able and equipped to deal with other various litigious matters including banking and financial aspects, tortuous claims, construction and building contracts.

Puteri has over the years gathered extensive experience in civil litigation and is still continuing to enhance her experience and sharpen her skills in all related field mentioned above.

Qualifications :

LLB (Hons) IIUM – 2009

Advocate & Solicitor (Malaya) – 2010



SARITA ASHOK KHANDHAR
Associate

“In order to be irreplaceable one must always be different.”

SARITA ASHOK KHANDHAR

Associate

Sarita Ashok Khandhar obtained her Bachelor of Laws from the University of London and thereafter successfully secured her Certificate in Legal Practice in 2008 and was admitted and enrolled as an Advocate and Solicitor of the High Court of Malaya in 2009.

Ms. Khandhar presently handles litigation in the main, and her current practice at Alvin John & Partners is in the General Litigation Department. Thus far Ms. Khandhar's exposure in the general litigation has been a successful one with a broad and interesting spectrum of cases. She is highly experienced in handling litigation matters especially on matters relating to Estate Administration, Constructions and Arbitration, Employment disputes, Shareholder disputes, Company and Corporate disputes, Land Acquisitions, telecommunication frauds, Shipping and Personal Data Protection.

She has extensively provided opinions to clients on matters concerning construction, tort, land acquisition, employment, probate and administration, contract law, and general law matters.

She regularly attends the High Court of Malaya for trials, judicial review hearings, interlocutory application hearings and the Court of Appeal and

Federal Court for Appeals and leave application hearings. Recently she had also represented client in a Public Enquiry convened by the State Government of Penang approved by the Penang Governor Tun Abdul Rahman Abbas to investigate the failure of a section of the ramp leading to the Second Penang Bridge on June 6, making her the youngest lawyer in the entire lead counsel team.

The Public Enquiry on the collapse of the 2nd was extensively reported in all major newspapers and was one case of public interest as it involved the longest bridge in Southeast Asia, built for a total cost of RM4.8 billion. Ms. Khandhar is also presently the lead counsel defending Cergas Murni Sdn Bhd (main Contractor for the package 3A Penang Secong Bridge Project) at the Balik Pulau Criminal Court against the charges set out by the Department of Safety and Health pursuant to breach of the Occupational Safety and Health Act for the alleged negligence on the part of the Contractor that cause death of a road user.

Prior to this case, Ms Khandhar had also handled another interesting construction services disputes which she successfully won both at the high Court and Court of Appeal. The High Court suit is cited in the Lexis Nexis as Prestasi Juta Sdn bhd v. Tulus Kurnia Sdn Bhd [2010] MLJU 2161

Her exposure on employment matters is also remarkable wherein she had conducted several Industrial and Labour Court trials, attended mediation, handled Judicial Review Application at the High Court and also advised various companies on Employment matters and Employment advices on company handbook and human resource issues, which included Siemens Malaysia Sdn. Bhd, Premium Vegetable Oils Sdn Bhd, The International Centre of Leadership in Finance (ICLIFF), Kulicke & Soffa Technology (M) Sdn. Bhd, Kenanga Wholesalecity Sdn. Bhd, Mariefrance Bodyline Sdn Bhd. , Transocean Drilling Sdn Bhd and Transocean Asia Services Sdn. Bhd.

Ms Khandhar's reported cases on employment matter include the following matters:

- Rubita Rega Kathiravelu v. Streipack Asia Sdn Bhd [2013] 2LNS 885
- George Albert Kohlieser v. The international Centre of Leadership in Finance (ICLIF) [2013]2 LNS 261
- Upkar Singh Dharam Sing v. Siemens Industrial Workshop Sdn bhd [2012] 2 LNS 1362
- Lai Choon Nyoke v. Ara Asa Properties Sdn Bhd [2012]2 LNS 798

She was also at an advantage to experience handling and representing the Malaysian Bar Counsel and Disciplinary Board and gained experience in handling statutory professional body claims and issues arising from disciplinary hearings held by the body concerned and acting for Rockwills Sdn Bhd for all probate and administrations matters.

Being passionate at what she does, Ms. Khandhar has had the privilege to defend and argue many interesting brief the Court to success and victory. Ms Khandhar successfully obtained a judgment for her client in the case of Pacnet Global (Singapore) Pte Ltd v V Telecoms Berhad [2010] approximately a sum of USD 590,000 for a telecommunication and

IT Transit Services. This decision was upheld in the Court of Appeal.

She is also presently handling a telecommunication service dispute involving fraudulent billing of approximately RM1,200,000 by a telecommunication provider which is probably one of its kind in Malaysia. The case at the high Court was recently reported and cited as Sime Darby Medical Centre Subang Jaya Sdn Bhd v. Temasek Communications Sdn Bhd. [2013] 1 LNS 762. The Defendant's Striking out application at the High Court has been successfully overturned at the Court of Appeal and presently pending trial.

Some recent and interesting cases that Ms Khandhar has had a privilege in handling are as follows:

Mayflower Acme Tours Sdn Bhd V Ngiam Foon And 10 Ors – a case involving Breach of Fiduciary duty. An interesting case involving a conspiracy of a a company attacking former employees of the said company wherein Alvin john and Partners acted for the Defendants and strenuously but successfully obtained a judgment in favour of the clients.

Gan Chong Seng V Pentadbir Tanah Jajahan Kuala Krai (heard together with 3 other cases)- a case involving multiple land acquisition for a total of approximately 35 Hectare of land involving an estimate value of land RM15,000,000

Syarikat Sidhu Adek Beradek Sdn. Bhd V. Puncak Niaga (M) Sdn Bhd And Syarikat Bekalan Air Selangor Sdn. Bhd.- a novel case involving road user's liability and duty of care to the owners/ concessioners of a water catchment of water treatment area which is allegedly gazetted. This interesting and a case of public interest which is one of its kind is presently pending at the Court of Appeal for hearing.

Quite apart from this, Ms. Khandhar is also experienced in dealing with various skills in the corporate/ conveyancing practice. She has a diverse experience in drafting Sale and Purchase Agreements, Deeds, Memorandum of Understandings, Tenancy Agreements, Power of Attorney, Buy Sale Agreements, Land transfer Documents (Memorandum of Transfer and Deed of Assignment), Corporate Agreements, drafting Board Resolutions for Companies, dealing with Bank Negara On Registration of Floating Charges and Loans by Non Resident Companies, Preparing Loan Documentation, Charge and Annexure, Deed of Assignment, Deed of Receipt and Reassignment and lodging and removing Private Caveats. In the course of her career she has had the privilege to serve and act for various financial institutions such as Public Bank Berhad, CIMB Berhad, Alliance Bank Berhad and MAYBANK.

She also has experience and a great ability in dealing solving issues with the Land Registry, Stamping Office, Inland Revenue Board, Foreign Investment and Department and dealing and assisting negotiations between vendors and purchaser, property developers and local authorities for state consent.

Being an experienced litigator, equipped with the depth of legal knowledge and full of passion, love and with a burning desire to serve and do justice, Ms. Khandhar promises to present and argue your brief

or provide advice that suits your needs and meets or bypasses your expectations and solves your worries.

Qualifications :

LL.B (Hons)(Lond) C.L.P - (2008)
Advocate & Solicitor (Malaya) - (2009)

“Only those who will
risk going too far can
possibly find out how
far one can go.” T.S Eliot



THINAGARAN BATUMALAI
Associate

“Put your heart, mind, and
soul into even your smallest acts.
This is the secret of success”

THINAGARAN BATUMALAI
Associate

With an excellent result in Sijil Tinggi Pelajaran Malaysia (STPM) Thinagaran Batumalai was offered to study in University of Malaya in 2004 and graduated from the same university in 2009. He was admitted to the Malaysian Bar in 2010.

Throughout the duration of five (5) years being an advocate and solicitor, he garnered considerable experience in the practice areas of civil law including Contract, Torts, Defamation, Construction & Engineering, Company, Banking, Malicious Prosecution, Will & Probate, Land law & Tenant, Land acquisition, Industrial Relation Law and etc.

Briefs he has undertaken include:

- In 2012 he had conducted independently and won an hearing of summary judgment before Yang Arif Dato' V.T. Singam for a Construction & Engineering matter. He had also successfully opposed an appeal by the garnishee and obtained an absolute order for a garnishee proceedings before the same judge.

- In 2012 Thinagaran successfully won an appeal of a full trial from a sessions' court to the High Court for breach of contract matter before Yang Arif, Dr. Badariah Binti Sahamid.
- Assisting senior counsel and representing corporate clients such as Tenaga Nasional Berhad, Sime Darby Berhad, MSET Engineering Corporation Sdn Bhd, Kuala Lumpur Golf and Country Club Berhad, Kg. Kuantan Rubber Co. Limited, the Malaysian Board of Valuers, Appraisers & Estate Agent, Port Klang Authorities (the parent company of Port Klang Free Zone, PKFZ), Ambank (M) Berhad, GW Engineering Sdn Bhd and etc.
- Successfully opposed a striking out application in the Court of Appeal filed by the Defendant, MMC Gamuda Joint Venture Sdn. Bhd against our client Tenaga Nasional berhad for a negligence claim.

Presently in AJP, Thinagaran primarily handles general litigation matters. He was entrusted to

independently handle all the matters in lower courts and executions of judgments in the High Court such as Winding up proceedings, Bankruptcy proceedings, Writ of Possession, Writ of Seizure and Sale, Judgment Debtor's Summons, Garnishee Proceedings and etc. He is also monitoring and advising the junior lawyers in the litigation and conveyancing matters.

Besides that, he is assigned to assist the managing partner and senior partner of the firm in the high profile and complicated cases.

Briefs he has undertaken include:

- Assisted the Managing Partner, in a trespass suit brought by a company known as Fairise Sdn bhd against our client, Tenaga Nasional Berhad (TNB) alleging that the TNB had unlawfully entered into their land wherein the Kuala Lumpur High Court has dismissed the Plaintiff's claim with costs.
- Assisted the Managing Partner, in a breach of contract case against the developer / Joint Management Body (JMB) brought by the Management Corporation (MC) of the Menara Jaya Condominium involving a dispute of the

transfer of the common properties to third parties by the developer / JMB without the knowledge / approval of the residents. The matter was resolved amicably by the parties whereby the Developer agreed to return the common properties back to the MC.

- Assisted the senior partner of the firm, Mr. V.Vishnu Kumar, in a trespass suit brought by a company known as KCSB Konsortium Sdn Bhd against our client, Tenaga Nasional Berhad wherein the Johor Bahru High Court has dismissed the Plaintiff's claim with costs.
- Assisted the senior partner of the firm, Mr. V.Vishnu Kumar, in an action for negligence, misrepresentation and breach of contract brought by co-owners of an house against our client, Sime Darby USJ Development Sdn Bhd being the developer of the said housing project known as Kayangan Putera USJ Heights Project.

Qualifications :

LL.B (Hons) UM - (2009)

Advocate & Solicitor (Malaya) - (2010)



SHAIK ABDULLAH ABDUL MALIK
Associate

“Yesterday is not ours to recover,
but tomorrow is ours to win or lose.”

SHAIK ABDULLAH ABDUL MALIK

Associate

Education

Shaik Abdullah begins his pursuit to become lawyer by successfully completing Cambridge A-level from Taylor’s University in 2007. He then obtained Law Degree with 2nd Class honours from University of London in 2011. Upon completion of his law degree, he successfully obtained Certificate of Legal Practice (CLP) from Brickfield Asia College in 2012.

Pupilage

He then undergoes pupilage at Messrs.’ Alvin John & Partners for 9 months from 7 December 2012 to 6 September 2013 under the tutelage of his Master Ms. Surinder Kaur a/p Mohinder Singh.

Throughout his chambering period at Messrs.’ Alvin John & Partners he has exposed to various branches of legal practice ranging from civil matters, bankruptcies, company law, Land Law, conveyancing and corporate matters.

Some of the task handle by Shaik during his pupilage period is studying law reports, police reports, transcripts, medical records and other documents to make a case for the Plaintiff / Defendant.

He also has good experience in looking for evidence or precedents that will back up the client’s case. He spends lot of time in researching and reading the precedents in both law libraries and online libraries and then use the finding to support their cases in court.

During his pupilage, he has an opportunity to assist the senior lawyers and legal assistants in the firm in drafting affidavit, prepare preliminary submission for various applications such as summary judgments, striking out, injunction, stay of proceedings, amendments application, and various other legal documents. He also assisted senior lawyers in the firm in providing accurate, timely and effective legal advice to the clients.

Work and Experience

In 2014 he joins Messrs.’ Alvin John & Partners as associates and he entrusted to handle various legal practice ranging from civil litigation, bankruptcies, company law, Land Law, probate, Construction & Engineering matter. He is also entrusted to independently handle the matters in lower courts.

During his practice, he is given opportunity to assist the senior lawyers in the firm in drafting affidavit, prepare preliminary submission for various applications such as summary judgments, striking out, injunction, stay of proceedings, amendments application, and various other legal documents. He also assisted senior lawyers in the firm in providing accurate, timely and effective legal advice to the clients. He also work closely with the managing partner, Dato Alvin John and senior lawyers of the firm in various matter including assisting them in hearing and trial. Apart from the legal works, he also assists the managing partner in handling Malaysian Bar disciplinary matters.

Briefs he has undertaken include:

- Assisting senior counsel and representing corporate clients such Tenaga Nasional Berhad, Sime Darby Berhad, Mset Engineering Corporation Sdn Bhd , Erat Semarak Sdn Bhd and Sidhu Brothers Sdn Bhd.
- Successfully opposed a summary judgment application in the session court filed by the Plaintiff, Nova Iss Sdn Bhd against our client Mset Engineering Corporation Sdn Bhd .

Qualifications:

Cambridge A-level – (2007)
LL.B (Hons) University Of London- (2011)
Certificate in Legal Practice (CLP)-(2012)

“You will never do anything in this world without courage. It is the greatest quality of the mind next to honor.”

Aristotle



MOHD RIZAL YAAKUB
Associate

“Don't aim for success if you want it;
just do what you love and believe in,
and it will come naturally.”

MOHD RIZAL YAAKUB

Associate

Mohd Rizal Yaakub is a highly motivated young paralegal. He obtained his L.LB (Hons) from Universiti Teknologi MARA in 2013. His first exposure to the legal world was under the wing of his master, Dato' Alvin John of Messrs. Alvin John & Partners as a pupil.

During his pupillage with Alvin John & Partners, he has had vast exposures on various areas of law, mainly civil litigation and conveyancing. He was entrusted by Dato' Alvin John and other associates to assist in numerous cases as a research assistant as well as assisting in drafting of legal documents as well as attending the hearings.

He has also been given opportunities in assisting the senior lawyers in the firm in the drafting of affidavits, preparing submissions after full trial, documentation and submission for interlocutory applications among others, amendment, striking out, stay of proceeding and execution, discovery and others.

Briefs he has undertaken include:

- Assisted the managing partner as a support team in a trespass suit brought by a company known as Fairise Sdn bhd against our client, Tenaga Nasional Berhad (TNB);

- Assisted the managing partner in the high court case between Sime Darby Food & Beverages and Cold Chain Network involving warehousing and freight provider contract.
- Assisted the managing partner as support team in the case of Tenaga Nasional Berhad v. Dunia Raya Enterprise Sdn Bhd at the Court of Appeal cases revolving on issue of meter tempering;
- He was given the opportunity to assist in construction law case involving a multimillion contract.
- Assisted in a high court case involving road user's liability and duty of care to the owners/concessioners of a water catchment of water treatment area which is allegedly gazetted.
- Assisted the managing partner in multimillion case involving breach of fiduciary duties which went up to the Cour of Appeal;

Mohd Rizal is a young and fresh addition to the legal world; however he is determined to continue to embark into his legal journey with pride and continue learning the astonishing world of law, theoretically as well as practically.

Qualifications:

L.LB (Hons) UiTM (2013)

Advocate & Solicitor (Malaya) – 2014



From left / Yoges, Shahmun, Mimi Chang, Manorganan, Norsidah, Zabedah

Messrs. Alvin John & Partners

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