

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                       | Case   | Cause(s) of Action          | Reverse merger/<br>Short seller report                               | Plaintiffs'<br>Counsel  | Defense<br>Counsel   | Status   |
|---|--|-----------------------------|--|---|--|--|
| <b>Advanced Battery Technology, Inc.</b>      |  |                             |  |   |  |  |
|   | <i>In re Advanced Battery Technologies, Inc. Sec. Litig.</i> , No. 1:11-cv-02279-CM (S.D.N.Y. Apr. 1, 2011)    | §§ 10(b), 20(a)             | RM/ Variant View Research, Priscience Investment, Kerrisdale Capital | a) Pomerantz, Grossman, Hulford, Dahlstrom & Gross LLP  | a) McLaughlin & Stern, LLP - Advanced Battery Technologies, Inc. and individuals<br>b) Hiscock & Barclay, LLP - EFP Rotenberg LLP<br>c) Wilson, Elser, Moskowitz, Edelman & Dicker LLP - Bagell, Josephs, Levine & Co., LLC and Friedman LLP | a) Order granting motions to dismiss of Bagell, Josephs Levine & Co., LLC and Friedman LLP, and EFP Rotenberg, LLP, and denying dismissal of other claims issued on 8/29/12.<br>b) Motion for class certification filed 09/18/12.<br>c) Answer of Advanced Battery Technology, Inc. and individuals filed 10/05/12.<br>d) Reply in support of plaintiffs' motion for leave to amend filed 11/05/12.                                    |
|   | <i>Braun v. Fu</i> , No. 1:11-cv-04383 CM (S.D.N.Y. June 28, 2011)   | Derivative action           |  | a) Levi & Korinsky, LLP   | a) McLaughlin & Stern, LLP - Individuals and nominal defendant Advanced Battery Technologies, Inc  | a) Case stayed 7/29/11.  |
| <b>Agfeed Industries, Inc.</b>                |  |                             |  |   |  |  |
|   | <i>Blitz v. AgFeed Industries, Inc.</i> , No. 11-cv-00992 (TJC ECK) (M.D. Tenn. Oct. 18, 2011)                 | §§ 10(b), 20(a)             | RM/ No   | a) Pomerantz Haudek Grossman & Gross LLP<br>b) The Rosen Law Firm, P.A.<br>c) Bramlett Law Offices  | a) Latham & Watkins LLP - Company and individuals<br>b) Bass Berry & Sims PLC - Company and individuals  | a) Order appointing lead plaintiff issued 4/10/12; motion for review denied and order affirmed 6/5/12.<br>b) Order on amended joint motion to establish deadlines for filing consolidated amended complaint and responsive pleadings within 45 days of either Defendant Company filing restated financial statements with the SEC or 12/31/12; issued 10/5/12.   |
|   | <i>Arshi v. Stadler</i> , No. 11-cv-1087 (TJC - ECK) (M.D. Tenn. Nov. 14, 2011)                                | Derivative action           | RM/ No   | a) Gilman Law LLP - Co-lead Counsel<br>b) Harwood Feffer LLP - Co-lead Counsel<br>c) Glancy Binkow & Goldberg LLP, Levi & Korinsky LLP, and Powers Taylor LLP - Members of Executive Committee<br>d) Bramlett Law Offices and Wade B. Cowan - Co-lead Counsel | a) Latham & Watkins LLP - Company and individuals<br>b) Bass Berry & Sims PLC - Company and individuals  | a) Order consolidating cases and appointing co-lead counsel issued on 6/5/12.  |
| <b>Ambow Education Holding Ltd.</b>           |  |                             |  |   |  |  |
|   | <i>Srikanth Gudimetla v. Ambow Education Holding Ltd.</i> , No. 12-cv-05062-PSG-AJW (C.D. Cal. June 11, 2012)  | §§ 10(b), 20(a), Rule 10b-5 | No/No  | The Rosen Law Firm, P.A.  | Shearman & Sterling LLP  | a) Complaint filed 6/11/12.<br>b) Order granting motion to consolidate related cases, appoint lead plaintiffs, and appoint counsel issued 11/19/12.<br>c) Amended consolidated complaint due in February 2013.   |
| <b>American Oriental Bioengineering, Inc.</b> |  |                             |  |   |  |  |
|   | <i>Kevin McGee v. American Oriental Bioengineering Inc.</i> , No. 12-cv-05476-FMO-SH (C.D. Cal. June 22, 2012) | §§ 10(b), 20(a)             | RM/ No   | a) Faruqi & Faruqi LLP  | a) Loeb & Loeb LLP - Company<br>b) Goodwin Procter LLP - Individuals   | a) Order granting motion for consolidation, appointment as lead plaintiff, and approval of lead counsel issue, 10/16/12.<br>b) Amended class action complaint, filed 11/19/12.<br>c) Reply in support of motion for leave to serve defendants by alternative means, filed 1/14/13.<br>d) Reply in support of motion to dismiss the amended complaint, filed 1/14/13.<br>e) Order transferring case to Judge F. Olguin, issued 1/17/13. |
|   | <i>Michael Kane v. American Oriental Bioengineering Inc.</i> , No. 12-cv-05789-SVW-SH (C.D. Cal. July 5, 2012) | §§ 10(b), 20(a)             | RM/ No   |   |  | a) Class action complaint, filed 7/5/12.<br>b) Order transferring case to Judge S. Wilson, issued 8/31/12.<br>c) Order granting consolidation of cases, motion for appointment of counsel and lead plaintiff, issued 10/16/12.   |

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|--|---|-----------------------------------|--|---|--|---|
| <b>A-Power Energy Generation Systems, Ltd.</b>                           |   |                                   |  |   |  |   |
|  | <i>In Re A-Power Energy Generation Systems Ltd. Sec. Litig.</i> , No. 11-m-02302 (GW-CW) (C.D. Cal. Dec. 16, 2011). | §§ 10(b), 20(a)                   | RM/ Prescience Investment              | a) Lief Cabraser Heimann & Bernstein LLP  | a) Wilson Sonsini Goodrich & Rosati, P.C. - Company<br>b) Barnes & Thornburg LLP - Individual<br>c) Duane Morris LLP - Individual<br>d) Garrett & Tully, P.C. - MSCM LLP (Auditor)   | a) Order appointing lead plaintiff, issued 1/9/12.<br>b) Order denying alternative service, issued 4/26/12.<br>c) Order granting motions to dismiss with leave to amend, issued 5/31/12.<br>d) Consolidated first amended complaint, filed 7/16/12.<br>e) Temporary stay granted while parties negotiate settlement on 8/8/12.<br>f) Motion for preliminary settlement approval filed 12/7/12, with amended document filed 1/09/13.<br>g) Order approving the motion for preliminary approval of proposed settlement and setting a Final Approval Hearing for 8/22/13, issued on 1/14/13.<br>h) Confidential supplemental agreement to the stipulation of settlement filed under seal 1/14/13.<br>i) Notice of pendency and settlement of class action, issued 1/15/13. |
|  | <i>C. Walter Ries v. Jinxiang Lu</i> , No. 11-cv-10695 (GW-CW) (C.D. Cal. Dec. 27, 2012).                           | Derivative Action                 |  | a) Robbins Geller Rudman & Dowd LLP<br>b) Law Offices of Debra S. Goodman, P.C.                   | a) Wilson Sonsini Goodrich and Rosati, P.C. - Company<br>b) Barnes & Thornburg LLP - Individual  | a) Voluntarily dismissed 2/3/12.  |
| <b>Artificial Life, Inc.</b>   |   |                                   |  |   |  |   |
|  | <i>Murray v. Artificial Life, Inc.</i> , No. 11-cv-03254-MMM-VBK (C.D. Cal. Apr. 15, 2011)                          | §§ 10(b), 20(a)                   | No/ No                                 | a) The Rosen Law Firm, P.A.   | a) K&L Gates LLP   | a) Voluntarily dismissed 4/29/11.   |
| <b>AutoChina International Ltd.</b>                                      |   |                                   |  |   |  |   |
|  | <i>SEC v. AutoChina International Ltd.</i> , No. 12-cv-10643-GAO (D. Mass. Apr. 11, 2012)                           | §§ 17(a); §§ 9(a), 10(b)          | RM/ Seeking Alpha article              | a) SEC  | a) Goulston & Storrs, P.C. - Company<br>b) Loeb & Loeb LLP - Company   | a) Amended Complaint, filed 7/6/12.<br>b) Order denying motion to dismiss for lack of venue or, in the alternative to transfer the case, issued 1/24/13.  |
| <b>BDO China Dahua CPA Co. Ltd. (and four other Chinese audit firms)</b> |   |                                   |  |   |  |   |
|  | <i>In re BDO China Dahua CPA Co. Ltd.</i> , No. 3-15116 (Admin. Proceeding Dec. 3, 2012)                            | SOX §§ 106(b), 106(e)             | n/a; n/a                               | a) SEC  | a) Davis Polk & Wardwell LLP - Pricewaterhousecoopers Zhong Tian CPAs Ltd.<br>b) DLA Piper LLP - BDO China Dahua<br>c) Sidley Austin LLP and Latham & Watkins LLP - DTT CPA Ltd.<br>d) Orrick Herrington & Sutcliffe LLP - Ernst & Young Hua Ming LLP<br>e) Bingham McCutchen LLP - KPMG Huazhou | a) Order instituting admin. proceeding pursuant to Rule 102(e)(1)(iii) of commission rules.<br>b) Order consolidating with In re DTT, file no. 3-14872 issued on 12/20/12.  |
| <b>Canadian Solar, Inc.</b>  |   |                                   |  |   |  |   |
|  | <i>Janbay et al v. Canadian Solar Inc. et al.</i> , No. 10-cv-04430 (RWS) (S.D.N.Y. June 3, 2007)                   | §§ 10(b), 20(a)                   | No/ No                                 | a) Hagens Berman Sobol Shapiro LLP<br>b) Berger & Montague, P.C.<br>c) Klatter Olsen & Lesser LLP | a) Latham & Watkins LLP - Company and individuals  | a) Order granting motion to dismiss with leave to amend, issued 3/30/12.<br>b) Reply in further support of motion to dismiss the amended complaint, filed 8/24/12.  |
| <b>China Agritech, Inc.</b>  |   |                                   |  |   |  |   |
|  | <i>Theodore E Dean v. China Agritech, Inc.</i> , No. 11-cv-01331 (RGK-PJW) (C.D. Cal. Feb. 11, 2011)                | §§ 11, 15; §§ 10(b), 20(a)        | RM/ LM Research, Bronte Capital        | a) The Rosen Law Firm, P.A.   | a) O'Melveny & Myers LLP - Company and individuals<br>b) Wilk Auslander LLP & Dongell Lawrence Finney LLP - Underwriter<br>c) Mayer Brown LLP - Auditor  | a) Order denying in part and granted in part (as to '33 Act claim) motion to dismiss, issued 10/27/11.<br>b) Answer, filed 11/10/11.<br>c) Order denying motion for class certification, issued 5/3/12.<br>d) 9th Circuit denied petition for permission to appeal Order denying motion for class certification 8/8/12.<br>e) Voluntarily dismissed with prejudice after settlement agreement 9/20/12.<br>f) Motion by non-party Simon and Edwards for fees from Plaintiff is denied 10/2/12.   |
|  | <i>Michael Gearing et al v. China Agritech Inc.</i> , No. 11-cv-04417 (RGK-PJW) (C.D. Cal. May 23, 2011)            | §§ 10(b), 20(a); state law claims |  | a) The Law Offices of Thomas J. Gearing   | a) O'Melveny & Myers LLP - Company and individuals   | a) Order granting motion to dismiss without prejudice issued 10/31/11.<br>b) Order denying motion to dismiss and motion to strike issued 2/17/12.<br>c) Order denying motion to join and/or consolidate with <i>Dean v. China Agritech</i> issued 5/24/12.<br>d) Voluntary dismissal of certain individual defendants 6/1/12.<br>e) Order dismissing case with prejudice due to failure to prosecute issued 7/2/12.<br>f) Plaintiffs have appealed court's dismissal on 7/30/12.  |

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|   | <i>Rish v. China Agritech, Inc.</i> , No. 6667-VCL (Del. Ch. July 15, 2011)                                   | Inspection of Books and Records |  | a) Prickett, Jones & Elliott, P.A.<br>b) Kessler Topaz Meltzer & Check, LLP             | a) Ashby & Geddes, P.A. - China Agritech, Inc.  | a) So ordered stipulation of dismissal issued 1/17/12.   |
| <b>China Automotive Systems Inc.</b>    |   |                                 |  |   |   |  |
|   | <i>Kuzmick v. China Automotive Systems, Inc.</i> , No. 11-cv-07533 (KBF) (S.D.N.Y. Oct. 25, 2011)             | §§ 10(b), 20(a)                 | RM/ No                                 | a) Pomerantz Haudek Block Grossman & Gross LLP<br>b) Bronstein, Gewirtz & Grossman, LLC | a) Winston & Strawn LLP - Company and individuals<br>b) Gibson, Dunn & Crutcher LLP - Schwartz Levitsky Feldman LLP (Auditor)   | a) Order appointing lead plaintiff issued 2/2/12.<br>b) Order denying Company's motion to dismiss and granting Auditor's motion to dismiss with leave to amend issued 8/8/12.<br>c) Pomerantz Haudek Block Grossman & Gross LLP appointed as Co-Lead Counsel on 8/28/12.<br>d) Order denying motion to dismiss second amended complaint by Auditor denied 9/25/12.<br>e) Order denying Company's request to order plaintiffs to request documents through the Hague Convention on 12/26/12.<br>f) Motion to certify class filed 1/15/13.<br>g) Order voluntarily dismissing all claims asserted against Defendants Xie Liping, Wong Tse Yiu, Wang Shaobo, and Yu Shengbin issued 1/22/13.      |
| <b>China Century Dragon Media, Inc.</b> |   |                                 |  |   |   |  |
|   | <i>Katz v. China Century Dragon Media, Inc.</i> , No. 2:11-cv-02769-JAK-SS (C.D. Cal. Apr. 1, 2011)           | §§ 11, 12(a)(2), 15             | RM/ No                                 | a) The Rosen Law Firm P.A.  | a) Baker & McKenzie LLP - Individual<br>b) Cozen O'Connor - WestPark Capital, Inc., J. Gunnar & Co. LLC, i-Bankers Securities, Inc., Aegis Capital Corporation, and Richard Rappaport<br>c) Wilson, Elser, Moskowitz, Edelman & Dicker LLP - MaloneBailey LLP | a) Order granting motions to dismiss the amended complaint with leave to amend issued 11/30/11<br>b) Default as to China Century Dragon Media, Inc. entered 4/3/12.<br>c) Order denying motions to dismiss the second amended complaint issued 5/7/12.<br>d) Answers filed 6/6/12.<br>e) Order granting in part and denying in part motion for class certification, and granting without prejudice motion of MaloneBailey LLP to dismiss a claim for indemnification and contribution issued 12/18/12.   |
|   | <i>Radhakrishnan v. Li</i> , No. 6575-VCN (Del. Ch. June 17, 2011)  | Derivative action               | RM/ No                                 | a) Cooch and Taylor, P.A.<br>b) Federman & Sherwood<br>c) Law Offices of Marc S. Henzel | a) No counsel of record   | a) Order voluntarily dismissing action issued 12/11/12.  |
| <b>China Education Alliance, Inc.</b>   |   |                                 |  |   |   |  |
|   | <i>In re China Education Alliance, Inc. Sec. Litig.</i> , No. 10-cv-09239 (CAS) (JC) (C.D. Cal. Dec. 2, 2010) | §§ 10(b), 20(a)                 | RM/ Kerrisdale Capital                 | The Rosen Law Firm P.A.   | Shearman & Sterling LLP - Company and individuals   | a) CEU's motion to dismiss denied 10/11/11.<br>b) Outside director's motion to dismiss granted 11/14/11. Second amended complaint filed 12/5/11.<br>c) Partial lift of discovery stay for limited purpose of obtaining defendants' addresses granted 8/22/11.<br>d) Authorization to serve two company directors via company granted 12/29/11. Request for costs in connection with motion denied.<br>e) Motion to dismiss granted as to one director, denied as to two others 4/6/12.<br>f) Answers filed 5/7/12.<br>g) Notice of Settlement Filed 10/01/12. Motion for preliminary settlement approval filed 10/15/12 and granted on 11/19/12. Final approval hearing scheduled for 3/11/13. |
|   | <i>Benjamin L. Padnos v. Xiqun Yu</i> , No. 11-cv-08973 (CAS) (JC) (C. D. Cal. Oct. 28, 2011)                 | Derivative action               |  | a) Ball Law Firm<br>b) Federman & Sherwood  | Shearman & Sterling LLP - Company and individuals   | a) Preliminary approval of settlement granted on 8/13/11.<br>b) Motion for final approval filed 9/14/12.<br>c) Final approval of settlement granted 10/15/12.  |

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|--|---|---|--|---|---|---|
| <b>China Electric Motor, Inc.</b>            |   |   |  |   |   |   |
|  | <i>Bajpai v. Wang</i> , No. 6613-CS (Del. Ch. June 27, 2011)  | Derivative action                           |  | a) Young Conaway Stargatt & Taylor, LLP<br>b) Robbins Umeda LLP<br>c) Ryan & Maniskas, LLP  | a) Morris, Nichols, Arant & Turnell LLP and Shearman & Sterling LLP - China Electric Motor, Inc.<br>b) Potter Anderson & Corroon LLP and Paul Hastings LLP - Individuals<br>c) Richards, Layton & Finger, P.A. - Individuals<br>d) Shearman & Sterling LLP - China Electric Motor, Inc.   | a) Order staying litigation issued 11/15/11.<br>b) Agreement in principle reached to settle litigation; court approved stipulation allowing parties until end of Feb. 2013 to submit settlement documents.  |
|  | <i>McGee v. China Electric Motor, Inc.</i> , No. 2:11-cv-02794-R-AGR (C.D. Cal. Apr. 1, 2011)                               | §§ 11, 15                                   | RM/No  | The Rosen Law Firm, P.A.  | a) Shearman & Sterling LLP - China Electric Motor, Inc.<br>b) Dai & Associates, P.C. and Bird, Marella, Boxer, Wolpert, Nessim, Drooks & Lincenberg, P.C. - Individuals<br>c) Stroock & Stroock & Lavan - Roth Capital Partners, LLC, WestPark Capital, Inc., and Richard Rappaport<br>d) Wilson, Elser, Moskowitz, Edelman & Dicker LLP - MaloneBailey LLP<br>e) McAfee & Taft, P.C. - Kempisty & Co., P.C. and Phillip Kempisty | a) Order denying motion for leave to effect alternate service but granting partial lift of discovery stay issued 12/5/11.<br>b) Order granting in part and denying in part the underwriter defendants' motion to dismiss, and denying all other motions to dismiss, issued 3/26/12.<br>c) Answers filed 4/23/12 and 5/29/12.<br>d) Stipulation withdrawing motion to compel production of documents by China Electric Motor, Inc. in light of agreement in principle to settle between plaintiffs and China Electric Motor, Inc. filed 1/22/13. |
| <b>China Expert Technology, Inc.</b>         |   |   |  |   |   |   |
|  | <i>Munoz v. China Expert Technology, Inc.</i> , No. 07-cv-10531-AKH (S.D.N.Y. Nov. 21, 2007)                                | § 10(b)                                     | RM/No  |   | a) Latham & Watkins LLP - BDO Ltd.<br>b) Winston & Strawn LLP - PFK Hong Kong<br>c) Wilson Elser Moskowitz Edelman & Dicker LLP - PKF New York  | a) Order denying motion to dismiss issued 7/19/11<br>b) Order denying motion to dismiss issued 11/7/11.<br>c) Order regulating discovery issued 11/7/11.<br>d) Order granting class certification issued 6/6/12.<br>e) Motion to place certain portions of class certification briefing under seal denied 7/2/12.<br>f) Lead plaintiff appointed on 3/22/08   |
| <b>China Fire &amp; Security Group, Inc.</b> |   |   |  |   |   |   |
|  | <i>Fuller v. China Fire &amp; Security Group, Inc.</i> , No. 11-cv-61400 (WPD) (S.D. Fla. Jun. 22, 2011)                    | §§ 14(a), 20(a); state law claims           | RM/No  | a) Faruqi & Faruqi LLP  | a) Shearman & Sterling LLP and Bitzin Sumburg Baena Price & Axelrod LLP - Company and head of special committee<br>b) Kirkland & Ellis LLP and Carlton Fields, P.A. - Amber Parent Ltd., Bain Capital Partners, LLC, and Amber Mergerco, Inc.   | a) Voluntarily dismissed 9/12/11.   |
|  | <i>In re China Fire &amp; Security Group, Inc. Shareholder Litig.</i> , No. 11-7749 (07) (17th Cir. Ct. Fla. July 11, 2011) | Breach of fiduciary duty; Injunctive relief | RM/No  | a) Robbins Geller Rudman & Dowd LLP   | a) Shearman & Sterling LLP and Bitzin Sumburg Baena Price & Axelrod LLP - Company and head of special committee<br>b) Kirkland & Ellis LLP and Carlton Fields, P.A. - Amber Parent Ltd., Bain Capital Partners, LLC, and Amber Mergerco, Inc.   | a) Settlement and dismissal 11/18/11.   |
|  | <i>Kashef v. China Fire &amp; Security Group, Inc.</i> , No. 50-2011 CA 007884xxxxMB (15th Cir. Fla. May 27, 2011)          | Breach of fiduciary duty; Injunctive relief | RM/No  | a) Saxena White P.A.  | a) Shearman & Sterling LLP and Gunster, Yoakley & Stewart, P.A. - Company and head of special committee<br>b) Kirkland & Ellis LLP and Carlton Fields, P.A. - Amber Parent Ltd., Bain Capital Partners, LLC, and Amber Mergerco, Inc.   | a) Voluntarily dismissed on 11/2/12.  |
| <b>China Green Agriculture, Inc.</b>         |   |   |  |   |   |   |
|  | <i>Elliott v. China Green Agriculture, Inc., et al.</i> , 10-cv-00648-LRH-RAM (D. Nev.)                                     | §§ 11, 12(a)(2), 15; §§ 10(b), 20(a)        | RM/ International Financial Research & Analysis Group (IFRA), Aifred Little; J Capital | a) Saxena White, P.A.<br>b) Bowen Hall  | a) Shearman & Sterling LLP and Downey Brand LLP - Company and individuals<br>b) Stroock & Stroock & Lavan LLP and Fox Rothschild LLP - Underwriter (Roth Capital Partners, LLC)<br>c) Wilk Auslander LLP and Dongell Lawrence and Finney LLP - Underwriter (Rortman & Renshaw LLC)  | Court ruled on motions to dismiss on 11/2/12: Section 11, 12(b)(2) and 15 claims dismissed as against all defendants; underwriters dismissed as defendants; two individual defendants dismissed; Exchange Act claims upheld with respect to remaining defendants.   |
|  | <i>In re China Green Agriculture, Inc. Shareholder Derivative Litigation</i>  | Derivative actions                          |  | a) Robbins Umeda LLLP<br>b) The O'Mara Law Firm<br>c) The Weiser Law Firm<br>d) Barroway Kessler, Topaz, Meltzer & Check, LLP<br>e) Law Offices of Curtis B. Coulter, P.C.<br>f) Aldrich Law Firm, Ltd.<br>g) Glancy Binkow & Goldberg LLP<br>h) Law Offices of Howard G. Smith | a) Sidley Austin LLP - China Green Agriculture, Inc. and individuals<br>b) LeClairRyan: Kabani & Co.  | a) Settled and dismissed with prejudice in April/May 2012.  |

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| <b>China Integrated Energy, Inc.</b>                    |   |                          |  |   |   |  |
|   | <i>Larry Brown v. China Integrated Energy, Inc.</i> , No. 11-cv-02559 (MMM-PLA) (C.D. Cal. Mar. 25, 2011)                               | §§ 11.15; § 10(b), 20(a) | RM/ Sinclair Upton, Alfred Little      | a) Abraham Fruchter & Twersky LLP   | a) Loeb & Loeb LLP- Company and individual<br>b) Fox Rothschild LLP - Individual<br>c) Lewis Brisbois Bisgaard & Smith LLP - Auditor  | a) Auditor MTD denied 4/2/12; auditor answer filed 5/2/12.<br>b) Co. MTD denied 7/12/12.<br>c) Motion to stay state court action denied 4/2/12.<br>d) Service motion granted 7/17/12.<br>e) Answer to Consolidated Complaint filed by CIE on 7/26/12.<br>f) MTD filed by individual defendant Goldman on 7/30/12; opp. filed 09/10/12; MTD withdrawn given Court's order granting stipulation to stay.<br>g) Court issued OSC on 8/15/12; court discharges OSC on 8/16/12.<br>h) Slip to Stay Pending Mediation filed 09/13/12 and Ordered on 09/25/12; Parties jointly request stay to be lifted as no settlement has been reached in mediation. 12/28/12.  |
|   | <i>Pick v. Gao</i> , No. 6645-VCL (Del. Ch. July 7, 2011)   | Derivative action        |  | a) Young Conway Stargatt & Taylor, LLP<br>b) Robbins Umeda LLP              |   | a) Consolidated into <i>In re China Integrated Energy, Inc. Stockholder Litigation</i> on 2/21/12.   |
|   | <i>Newton v. Gao</i> , No. 6625-VCL (Del. Ch. June 30, 2011)  | Derivative action        |  | a) Cooch and Taylor, P.A.<br>b) The Law Offices of Marc S. Henzel           |   | a) Consolidated into <i>In re China Integrated Energy, Inc. Stockholder Litigation</i> on 2/21/12.   |
|   | <i>Bjornson v. Gao</i> , No. 7483 (Del. Ch.)  | Derivative action        |  | a) Prickett, Jones & Elliott, P.A.<br>b) Kessler Topaz Meltzer & Check, LLP |   | a) Consolidated into <i>In re China Integrated Energy, Inc. Stockholder Litigation</i> on 5/21/12.   |
|   | <i>In re China Integrated Energy, Inc. Stockholder Litig.</i> , No. 6625-VCL (Del. Ch.)   | Derivative action        |  | a) Prickett, Jones & Elliott, P.A.<br>b) Kessler Topaz Meltzer & Check, LLP | a) Richards, Layton & Finger, P.A. and Loeb & Loeb LLP - China Integrated Energy, Inc.<br>b) Wilks, Lukoff & Bracegirdle, LLC - Individuals<br>c) Morris James LLP - Individuals<br>d) Fox Rothschild LLP - Individuals   | a) Verified amended complaint filed 9/19/12.<br>b) Individuals file motions to dismiss 1/11/13.<br>c) Company files motion to stay and, in the alternative, a partial motion to dismiss 1/11/13.   |
| <b>China Intelligent Lighting and Electronics, Inc.</b> |   |                          |  |   |   |  |
|   | <i>In re China Intelligent Lighting and Electronics, Inc. Securities Litigation</i> , No. 2:11-cv-02768-PSG-SS (C.D. Cal. Apr. 1, 2011) | §§ 11, 12(a)(2), 15      | RM/ No                                 | a) Gold, Bennett, Cera & Sidener LLP<br>b) The Rosen Law Firm, P.A.         | a) McKenna, Long & Alridge LLP - China Intelligent Lighting and Electronics, Inc.<br>b) Wik Auslander LLP - Rodman & Renshaw, LLC, John Borer, Edward Rubin, and David Horin<br>c) Winget, Spadafora & Schwartzberg - WestPark Capital, Inc., Richard Rappaport, Anthony Pintsopoulos<br>d) Wilson, Elser, Moskowitz, Edelman & Dicker LLP - MaloneBailey LLP<br>e) Reed Smith LLP - Kempisty & Co., P.C. | a) Order denying motion for leave to effect alternate service but granting partial lift of the discovery stay issued 2/14/12.<br>b) Order granting the motions to dismiss the consolidated amended complaint granted with leave to amend issued 2/16/12.<br>c) Answers filed by Kempisty & Co., P.C. and MaloneBailey LLP on 5/7/12.<br>d) Order granting without prejudice motions to dismiss two individual defendants and denying all other motions to dismiss issued on 09/05/12.<br>e) Answers filed on 10/23/12 and 12/3/12.<br>f) Motion to dismiss cross-claims for fraud, fraudulent and negligent misrepresentation, and indemnification and contribution filed by MaloneBailey LLP on 1/8/13.<br>g) Default entered as to cross-defendant China Intelligent Lighting and Electronics, Inc. 1/23/13. |

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                  | Case  | Cause(s) of Action                | Reverse merger/<br>Short seller report  | Plaintiffs'<br>Counsel   | Defense<br>Counsel   | Status   |
|--|---|-----------------------------------|---|--|--|--|
| <b>China MediaExpress Holdings, Inc.</b> |   |                                   |   |  |  |  |
|  | <i>McIntire v. China Media Express Holdings, Inc.</i> , No. 11-cv-00804 (VM) (S.D.N.Y. Feb. 4, 2011)                        | §§ 10(b), 20(a)                   | RM/ Citron Research, Muddy Waters       | a) Hagens Berman Sobol Shapiro LLP<br>b) Cohen Milstein Sellers & Toll PLLC  | a) Loeb & Loeb LLP - Company<br>b) Morrison Cohen Singer & Weinstein LLP Individuals<br>c) Michael E. Marr - Auditor<br>d) Latham & Watkins LLP - Auditor<br>e) Kramer Levin - Auditor<br>f) Hughes Hubbard & Reed LLP - Auditor<br>g) Sidley Austin LLP - Auditor   | a) Omnibus reply in further support of motions to dismiss filed 5/14/12.<br>b) Opposition to auditor's motion to dismiss filed 7/6/12. Reply filed 8/7/12.   |
|  | <i>Starr Investments Cayman II Inc. v. China MediaExpress Holdings Inc.</i> , No. 11-cv-00233 (RGA) (D. Del. Mar. 18, 2011) | §§ 10(b), 20(a); state law claims |   | a) Boies Schiller & Flexner LLP<br>b) Bouchard Margules & Friedlander LLP  | a) Loeb & Loeb LLP and Wiiks, Lukoff & Bracegirdle, LLC - Company<br>b) Morrison Cohen LLP and Morris James LLP - Certain individuals<br>c) Richards Layton & Finger, P.A. and Sidley Austin LLP - DTT<br>e) Michael E. Marr and Martin D. Haverly - A.J. Robbins, P.C.<br>d) Potter Anderson Cooper LLP - Thousand Space Holdings Ltd., Bright Elite Management Ltd., and certain individuals | a) Replies in further support of motions to dismiss filed by certain defendants on 8/21/12.<br>b) Replies in further support of motions to dismiss filed by certain other defendants on 09/21/12.<br>c) Reply in further support of motion to dismiss by AJ Robbins filed 10/12/12.<br>d) Proposed second amended complaint filed 12/7/12 pursuant to court order.   |
|  | <i>Olsen v. Cheng, Inc.</i> , No. 6552-VCP (Del. Ch. Jun. 8, 2011)  | Derivative action                 |   | a) Cooch and Taylor, P.A.<br>b) Robbins Umeda, LLP<br>c) Prickett, Jones & Elliott, P.A.: Attorneys for interested party Marc Paul | a) Loeb & Loeb LLP - China MediaExpress<br>b) Ballard Spahr LLP - Cheng, Huang and Zhou<br>c) Ashby & Geddes, P.A. and Dechert LLP - Dong  | a) Interested party Marc Paul's motion to stay filed 12/8/11.<br>b) Consolidated into <i>In re China MediaExpress Holdings, Inc. Shareholder Litigation</i> , No. 7535-VCP (Del. Ch.).   |
|  | <i>In re China MediaExpress Holdings, Inc. Shareholder Litig.</i> , No. 7535-VCP (Del. Ch.)                                 | Derivative action                 |   | a) Prickett, Jones & Elliott, P.A.<br>b) Kessler Topaz Meltzer & Check, LLP  | a) Wiiks, Lukoff & Bracegirdle, LLC and Loeb & Loeb LLP - China MediaExpress<br>b) No counsel of record for Individuals  | a) Summary judgment briefing to begin in Feb. 2013.  |
|  | <i>Paul v. China MediaExpress Holdings, Inc.</i> , No. 6570-VCP (Del. Ch. June 16, 2011)                                    | Inspection of Books and Records   |   | a) Prickett, Jones & Elliott, P.A.<br>b) Kessler Topaz Meltzer & Check, LLP  | a) Pepper Hamilton LLP - China MediaExpress  | a) Shareholder's request to inspect books and records of China MediaExpress is granted in part and denied in part and China MediaExpress' request to stay action is denied, issued 1/5/12.   |
| <b>China Medical Technologies, Inc.</b>  |   |                                   |   |  |  |  |
|  | <i>In re China Medical Technologies, Inc.</i> , No. 11-9297 (KBF) (S.D.N.Y. Dec. 19, 2011)                                  | §§ 10(b) and 20(a)                | No/GEOInvesting Blog, Glaucois Research | a) Pomerantz Haudek<br>b) Grossman & Gross LLP   | a) Shearman & Sterling LLP - China Medical Technologies, Inc. and individual   | a) Order consolidating <i>Mahaney v. China Medical Technologies, Inc.</i> , No. 12-882 and <i>Johnson v. China Medical Technologies, Inc.</i> , No. 12-1009 and appointing Pomerantz lead counsel issued 4/2/12.<br>b) Replies to motion to dismiss filed by China Medical and outside director on 8/31/12 and 9/13/12.<br>c) Stipulation and Order voluntarily dismissing action after notice of involuntary liquidation proceeding of China Medical Technologies, Inc. 10/10/12.   |
| <b>China Medicine Corp.</b>              |   |                                   |   |  |  |  |
|  | <i>In Re China Medicine Corp. Sec. Litig.</i> , No. 11-cv-01061 (JST-AN) (C.D. Cal. Jul. 15, 2011)                          | §§ 10(b), 20(a)                   | RM/ No                                  | a) Abraham, Fruchter & Twersky, LLP  | a) Steptoe & Johnson LLP - Company   | a) Order appointing lead plaintiff issued 10/21/2011<br>b) Order denying motion to dismiss issued 5/10/12.<br>c) Order denying motion for alternative service on individual defendants and also denying the alternative request to order the Company to immediately produce discovery issued 5/30/12.<br>d) Answer to consolidated amended complaint filed 6/8/12.<br>e) Joint stipulation to stay case as parties have reached agreement in principle to settle filed 11/15/12.<br>f) Order continuing the last day for hearing on a motion for Class Certification to 2/15/13 issued 11/19/12. |

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|--|--|---|--|--|---|---|
| <b>China Natural Gas, Inc.</b>                   |  |   |  |  |   |   |
|  | <i>Skeway et al. v. China Natural Gas Inc.</i> , No. 10-cv-00728 (RGA) (D. Del. Aug. 26, 2010)                             | §§ 10(b), 20(a)                                     | RM/ No                                 | a) Rigrudsky & Long, P.A.<br>b) The Rosen Law Firm, P.A.                                       | a) Shearman & Sterling LLP and Morris, Nichols, Arshlt, Tunnell LLP - Company and certain individuals   | a) Order granting motion to dismiss without prejudice issued 7/6/12.<br>b) Reply in support of motion to dismiss second amended complaint filed 12/17/12.   |
|  | <i>Kousa v. Ji</i> , 7559-VCL (Del. Ch. Filed May 22, 2012)  | Breach of fiduciary duty                            | RM/No                                  | a) Montgomery, McCracken, Walker & Rhoads, LLP   | a) DLA Piper LLP - Individual<br>b) Cozen O'Connor - Company and individuals  | a) The Court stayed the action with respect to direct claims pending the outcome of the SEC action and the federal securities action and directed the parties proceed with briefing a motion to dismiss with respect to the other claims.<br>b) The parties stipulated that plaintiffs need not file an amended pleading until after the Company's proposed settlement with the SEC is approved by the Court. |
|  | <i>In re China Natural Gas, Inc. Shareholder and Derivative Litig.</i> , 11-1202-RGA (D. Del. filed Dec. 5, 2011)          | Appt. of receiver; breach of fiduciary duty         | RM/No                                  | a) Liebesman Law, LLC<br>b) Wohl & Fruchter LLP<br>c) Chapin Fitzgerald Sullivan & Bottini LLP | a) Prickett, Jones & Elliott, P.A. - NASDAQ Stock Market LLC<br>b) Blank Rome LLP - Company   | a) Motion to appoint temporary receiver denied on 3/19/12.<br>b) Order granting motion to dismiss of NASDAQ on 3/19/12.<br>c) Voluntarily dismissed on 5/31/12 in favor of state derivative action.   |
|  | <i>Kousa v. China Natural Gas, Inc.</i> , No. 7022-VCP (Del. Ch. Nov. 7, 2011)   | Inspection of Books and Records                     |  | a) Liebesman Law, LLC<br>b) Wohl & Fruchter LLP  | a) No counsel of record   | a) Voluntarily dismissed on 12/4/11.  |
|  | <i>Hanson v. Frazer Frost, LLP</i> , No. 12-cv-03166 (JSR) (S.D.N.Y. Apr. 20, 2012)  | § 10(b)   |  | a) Gainey & McKenna, LLP<br>b) Egleston Law Firm   | a) Morvillo LLP - Friedman<br>b) Eaton & Van Winkle LLP - Frazer  | a) Motion to dismiss filed 7/10/12.<br>b) Replies to motion to dismiss filed 7/31/12.   |
|  | <i>SEC v. China Natural Gas, Inc. et al.</i> , No. 12-cv-03824 (PGG) (S.D.N.Y. May 14, 2012)                               | § 17(a)(2);<br>§§ 10(b), 13, 14;<br>SOX § 304       |  | a) SEC   | a) Cozen O'Connor - Company and individual  | a) Complaint filed 5/14/12.<br>b) Time to respond to complaint stayed to allow parties to pursue settlement discussions.  |
| <b>China North East Petroleum Holdings, Ltd.</b> |  |   |  |  |   |   |
|  | <i>Rosado v. China North East Petroleum Holdings Ltd.</i> , No. 10-cv-04577 (MGC) (S.D.N.Y. June 11, 2010)                 | §§ 10(b), 20(a)                                     | RM/ No                                 | a) Pomerantz Haudek, Grossman & Gross LLP  | a) Crone Law Group: Company and individuals<br>b) Debevoise & Plimpton LLP: Individual<br>c) K & L Gates LLP and Dunn Neal & Gerger LLP: Ralph E. Davis Associates, Inc   | a) Order granting motion to dismiss and closing case issued 10/11/2011.<br>b) Order vacating judgment and remanding for further proceedings issued by Second Circuit on 8/1/12.   |
|  | <i>Rosado v. China North East Petroleum Holdings Ltd.</i> , No. 11-04544 (2d Cir. Oct. 31, 2011)                           | §§ 10(b), 20(a)                                     |  | a) Pomerantz Haudek, Grossman & Gross LLP  | a) The Crone Law Group, Reavis Parent Lehrer LLP - Company and individuals<br>b) Debevoise & Plimpton LLP - Individual<br>c) K & L Gates LLP, Dunn Neal & Gerger LLP - Ralph E. Davis Associates, Inc                                     | a) Hearing held 5/17/12.<br>b) Motion to dismiss reversed on 8/1/12.  |
|  | <i>SEC v. China North East Petroleum Holdings Ltd. et al.</i> , No. 12-cv-08696 (NRB) (S.D.N.Y. Nov. 29, 2012)             | §§ 17(a);<br>§§ 10(b), 13, 20(a); aiding & abetting |  | a) SEC   | a) Coffino Law Group - Company<br>b) Cozen O'Connor - Individuals   | a) Complaint filed 11/29/12.  |
| <b>China Organic Agriculture, Inc.</b>           |  |   |  |  |   |   |
|  | <i>Jason v. China Organic Agriculture, Inc.</i> , No. 11-cv-08623 (JMF) (S.D.N.Y. Nov. 29, 2011)                           | §§ 10(b), 20(a)                                     | RM/ No                                 | a) Faruqi & Faruqi LLP   | a) Goetz Fitzpatrick LLP, Squitieri & Gearon LLP - Morgenstern, Svoboda & Baer, CPA's P.C.<br>c) Bracken Margolin Besunder LLP - Individual David Svoboda   | a) Third Party Complaint by Auditor against David Svoboda on 2/2/12; Answer filed with counter-claim 4/18/12.<br>b) Replies in support of motions to dismiss filed 12/12/12, 12/13/12.  |
| <b>China Security &amp; Surveillance, Inc.</b>   |  |   |  |  |   |   |
|  | <i>Strum v. China Security &amp; Surveillance Technology Inc.</i> , No. 11-cv-00646 (ER) (D. Del. Jul. 21, 2011)           | §§ 14(a), 20(a)                                     | RM/ No                                 | a) O'Kelly & Ernst, LLC<br>b) Weiss & Lurie  | a) Morris Nichols Arshlt & Tunnell LLP - Company and individual<br>b) Shearman & Sterling LLP and Richards, Layton & Finger, P.C. - Individuals<br>c) Skadden, Arps, Slate, Meagher & Flom LLP - Rightmark Merger Sub Ltd. and Individual | a) Voluntarily dismissed on 10/18/11.   |
|  | <i>In re China Security &amp; Surveillance Technology, Inc. Shareholders Litig.</i> , No. 6279-CS (Del. Ch. Mar. 15, 2011) | Derivative action                                   | No/ No                                 | a) Rigrudsky & Long, P.A.  | a) Skadden, Arps, Slate, Meagher & Flom LLP - Rightmark Sub Limited and certain individual<br>b) Richards, Layton & Finger, P.A. - Certain individuals<br>c) Morris, Nichols, Arshlt & Tunnell LLP - Company and certain individuals      | a) Court declined to approve proposed settlement on 7/10/12.<br>b) Plaintiffs inform court that they no longer intend to pursue claims on 8/31/12.<br>c) Defendants' opposition to application for award of attorneys' fees and reimbursement of expenses filed 1/28/13.  |

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|---|--|--|--|---|---|--|
| <b>China Sky One Medical, Inc.</b>        |  |  |  |   |   |  |
|   | <i>Brandon Muhammad v. China Sky One Medical, Inc.</i> , No. 12-cv-02552-DMG-CW (C.D. Cal. Mar. 23, 2012)              | §§ 10(b), 20(a)  | RM/ China Economic Review              | a) Pomerantz Grossman Hufford Dahistrom & Gross LLP<br>b) Glancy Binkow & Goldberg LLP                                  | a) No counsel of record   | a) Class Action Complaint filed 3/23/12.<br>b) Order granting motion for lead plaintiff issued 5/22/12.<br>c) Order discharging 12/28/12 order to show cause issued 1/18/13.   |
|   | <i>SEC v. China Sky One Medical, Inc.</i> , No. 12-cv-07543-MWF-MAN (C.D. Cal. Sept. 4, 2012)                          | § 17(a)(2);<br>§§ 10(b), 13, 20(a); aiding and abetting  | RM/ No                                 | a) SEC  | a) No counsel of record   | a) Complaint filed 9/4/12.   |
| <b>China Transinfo Technologies Corp.</b> |  |  |  |   |   |  |
|   | <i>In re China Transinfo Technology Corp. Shareholders' Litigation</i> , No. A-12-657022-B (Nev. D. Ct. Feb. 24, 2012) | Derivative action  | No/ No                                 | a) Berman Devaleric<br>b) Levi & Korsinsky<br>c) Wolf Popper LLP<br>d) Pomerantz Grossman Hufford Dahistrom & Gross LLP | a) Pillsbury Winthrop Shaw Pittman LLP - Company<br>b) Shearman & Sterling LLP - Special Committee Members<br>c) Skadden, Arps, Slate, Meagher, & Flom LLP - Individual | a) Settlement in principle reached on 10/19/12.  |
| <b>China Valves Technology, Inc.</b>      |  |  |  |   |   |  |
|   | <i>In re China Valves Technology Sec. Litig.</i> , No. 11-cv-00796 (LAK) (S.D.N.Y. Feb. 4, 2011)                       | §§ 11, 12, 15;<br>§§ 10(b), 20(a)  | RM/ Citron Research                    | a) Federman & Sherwood<br>b) Ball Law Firm LLP  | a) Sidley Austin LLP - Company and individuals<br>b) Eaton & Van Winkle LLP - Auditors  | a) Motion to serve foreign defendants via company counsel granted 9/14/11<br>b) Order granting without prejudice motions to dismiss 9/12/12.<br>c) Amended Complaint filed 9/26/12.<br>d) Motions to dismiss filed by company/ individuals and Frazer Frost/ Moore Stephens on 12/3/11   |
|   | <i>Gervat v. Fang</i> , No. 11-cv-06423 (LAK) (S.D.N.Y. Sep. 14, 2011)   | Derivative action  |  | a) The Rosen Law Firm P.A.  | a) Sidley Austin LLP - Company and individuals  | a) Stayed pending ruling on motions to dismiss in China Valves security case.  |
| <b>China Yingxia International, Inc.</b>  |  |  |  |   |   |  |
|   | <i>SEC v. Siris et al.</i> , No. 12-cv-05810-RA (S.D.N.Y. July 30, 2012)   | §§ 5(a), 5(c), 17(a);<br>§§ 10(b), 15(a);<br>Rule 105 of Regulation M;<br>§206(4) of Investment Advisers Act | RM/ No                                 | a) SEC  | a) No counsel of record   | a) Complaint filed 7/30/12.<br>b) Final judgment entered 9/18/12.  |
|   | <i>SEC v. Sheinwald et al.</i> , No. 12-cv-05811-RA (S.D.N.Y. July 30, 2012)   | §§ 10(b), 13(b)(5), 15(a)  |  | a) SEC  | a) Fox Rothschild, LLP - Alan T. Sheinwald and Alliance Advisors, LLC<br>b) The Law Office of Florian Miedel - Ren H  | a) Second Amended Complaint filed 12/14/12.<br>b) Opposition to motion to dismiss (partial) and motion to sever filed 1/22/13.   |
| <b>China-Biotics, Inc.</b>                |  |  |  |   |   |  |
|   | <i>Hill v. China-Biotics, Inc.</i> , No. 10-cv-07838 (PAC) (S.D.N.Y. Oct. 13, 2012)                                    | §§ 11, 15;<br>§§ 10(b), 20(a)  | RM/ Citron Research                    | a) Saxena White, P.A.<br>b) Ryan & Maniskas LLP<br>c) Curtis V. Trinko LLP  | a) Shearman & Sterling LLP - Company and individuals<br>b) DLA Piper US LLP - Underwriters  | a) Order granting motion to dismiss with leave to replead 12/13/11<br>b) Motion to dismiss second amended complaint reply filed 3/30/12.<br>c) Action stayed for settlement negotiations 5/1/12.<br>d) 12-4202 is consolidated with this case on 10/18/12<br>a) Motion to authorize alternate service on individual granted 1/26/12.<br>b) Amended complaint filed 3/26/12.  |
|   | <i>Martenev v. Jinan</i> , No. 10-cv-01983 (JEB) (D.D.C. Nov. 18, 2010)  | Derivative action  |  | a) Murphy Anderson PLLC<br>b) Barroway, Topaz, Kessler, Meltzer & Check, LLP  | a) Shearman & Sterling LLP - Company<br>b) DLA Piper US LLP - Underwriters  | c) Motion to dismiss by underwriter defendants filed 09/07/12.<br>d) Stipulation and order of voluntary dismissal of underwriters issued 10/22/12.<br>e) Motion for entry of default against defendants Jinan, Wei, Min, and Yick filed 11/1/12. Clerk entered default on own accord on 11/13/12.<br>f) Default lifted and parties will try to settle by 03/01/13 or will propose a briefing schedule. Order entered 12/07/12. |



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|-------------------------------------|---|---|--|---|---|---|
| <b>ChinaCast Education Corp.</b>    |   |   |  |   |   |   |
|                                     | <i>In re ChinaCast Education Corp. Sec. Litig.</i> , No. 12-cv-04621-JFW-PLA (C.D. Cal. May 25, 2012)       | §§ 10(b), 20(a)   | No/ No                                 | a) Pomerantz Haudek Grossman & Gross LLP<br>b) The Rosen Law Firm, P.A.                       | a) Fried, Frank, Harris, Shriver, & Jacobson LLP<br>b) Hirschmann Law Group   | a) Order granting motion to dismiss with prejudice issued 12/7/12.<br>b) Appeal filed 12/10/12.   |
| <b>Citron Research</b>              |   |   |  |   |   |   |
|                                     | <i>Citron Research v. Wentao</i> , No. 30-2012 (RLB) (Super. Ct. Cal. Oct. 5, 2012)                         | Defamation/Label; Trade Label; Injunctive relief  | n/a; n/a                               | a) Jeffer Mangels Butler & Mitchell LLP   | a) Hogan Lovells US LLP - Zhu<br>b) Fenwick & West LLP - specially appearing defendants Chen and Yang<br>c) Cooley LLP - specially appearing defendant Zeng<br>d) Bergeson, LLP - specially appearing defendant Zhang | a) Replies in further support of motions to quash service of process filed 1/18/13.   |
| <b>CleanTech Innovations, Inc.</b>  |   |   |  |   |   |   |
|                                     | <i>Cleantech Innovations, Inc. v. NASDAQ Stock Market, LLC</i> , No. 11-9358 (KBF) (S.D.N.Y. Dec. 20, 2011) | Equal protection (racial discrimination); selective prosecution; and intentional breach of attorney-client privilege in connection with NASDAQ's delisting of company   | n/a; n/a                               | Fensterstock & Partners LLP   | Gibson, Dunn & Crutcher LLP - NASDAQ  | a) Case removed to federal court on 12/20/11.<br>b) Order vacating temporary restraining order issued by N.Y. Sup. Ct. and denying plaintiff's request for issuance of new temporary restraining order issued 12/30/11.<br>c) Order dismissing case for lack of subject matter jurisdiction issued 1/31/12; appeal taken 2/7/12 and withdrawn 3/19/12.  |
| <b>CNinsure, Inc.</b>               |   |   |  |   |   |   |
|                                     | <i>Van Dongen v. Cninsure Inc.</i> , No. 11-cv-07320 (VM) (S.D.N.Y. Oct. 17, 2011)                          | §§ 10(b), 20(a)   | No/ OLP Global                         | a) Robbins Geller Rudman & Dowd LLP<br>b) Holzer Holzer & Fistel, LLC<br>c) Dyer & Berens LLP | a) Davis Polk & Wardwell LLP - Company  | a) Order appointing lead plaintiff issued 6/26/12.<br>b) Amended Complaint filed 8/13/12.<br>c) Reply to opposition to motion to dismiss filed 1/10/13.   |
| <b>Deer Consumer Products, Inc.</b> |   |   |  |   |   |   |
|                                     | <i>Deer Consumer Products, Inc. v. Alfred Little</i> , No. 650823/2011 (N.Y. Sup. Ct. Mar. 28, 2011)        | Defamation (also tortious interference with business relations and Gen. Bus. Law 349) suit against Alfred Little (pseudonym for Jon Carnes), EOS Holdings LLC, and Simon Moore (pseudonym for Loren Weinberg) | RM/ Alfred Little                      | a) The Bostany Law Firm PLLC  | a) Eaton & Van Winkle LLP - Alfred Little (Jon Carnes a/k/a Andrew Wong), Huang, Ramelli, Rynes, EOS Holdings LLC, Simon Moore (pseudonym for Loren Weinberg); Walter Carnes  | a) Order granting motion for alternative service by email against Alfred Little (J. Carnes) issued 08/31/12.<br>b) Order denying in part the motion to dismiss by Alfred Little (J. Carnes) for lack of personal jurisdiction and granting jurisdictional discovery on Alfred Little by Deer Consumer Products, Inc. issued 01/31/12.<br>c) Order granting motion for alternative service by email on Huang, Ramelli, and International Financial Research & Analysis Group ("IFRA") issued 08/20/12.<br>d) Order granting default judgment against Quantum Asset Group and Wong issued 09/28/12; but later vacated as to Wong, which is a pseudonym for J. Carnes, issued 12/4/12.<br>e) Order granting in part and denying in part motion to dismiss by EOS Holdings LLC for lack of personal jurisdiction to allow for limited jurisdictional discovery while claims against EOS for tortious interference with business relations and Gen. Bus. Law 349 are dismissed in entirety issued 11/15/12.<br>f) Order granting in part and denying in part motion to dismiss by Simon Moore (Loren Weinberg) for lack of personal jurisdiction to allow for limited jurisdictional discovery, while claims against Moore for tortious interference with business relations and Gen. Bus. Law 349 are dismissed in entirety, issued 11/15/12; single claim of defamation against Moore (Weinberg) is later dismissed in oral order at hearing on 12/17/12.<br>g) Order: granting motion to dismiss defamation, tortious inference, and GBL 349 claims by Alfred Little (Carnes), Huang, Ramelli and Rynes ("HRS") issued 11/29/12.<br>h) Order granting default judgment against IFRA issued 10/24/12 and Order permanently enjoining IFRA from distributing defamatory reports concerning Deer Consumer Products issued 12/04/12.<br>i) Order denying motion for reconsideration of court order denying motion for protective order (issued 9/27/12) sought by Alfred Little (Carnes) and EOS Holdings LLC for non-party subpoenas issued 12/3/12. |
|                                     | <i>Rose v. Deer Consumer Products, Inc.</i> , No. 2:11-cv-03701-DMG-MRW (C.D. Cal. Apr. 29, 2011)           | §§ 10(b), 20(a)   |  | a) The Rosen Law Firm P.A.  | a) Schepher Kim & Harris LLP - Deer Consumer Products, Inc. and individuals   | a) Order granting motion for leave to effect alternate service issued 12/29/11.<br>b) Motions to dismiss taken under submission 1/26/12; proceedings stayed on 11/26/12 pending final settlement approval.<br>c) Motion for preliminary settlement approval filed 12/21/12.   |

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| <b>Duoyuan Global Water, Inc.</b> |  |   |  |   |  |   |
|                                   | <i>Lj v. Duoyuan Global Water Inc.</i> , No. 10-cv-07233 (GBD) (S.D.N.Y. Sept. 20, 2010)   | §§ 11, 15;<br>§§ 10(b), 20(a)           | No/ Muddy Waters                       | a) Glancy, Binkow & Goldberg LLP  | a) Crowe & Dunlevy, P.C. and Leventhal, Sliney & Mullaney, LLP - Company and certain individual<br>b) Shearman & Sterling LLP - Underwriters<br>c) Akin Gump Strauss Hauer & Feld LLP - Global Environment Fund and affiliates<br>d) Wilkie Farr & Gallagher LLP - Grant Thornton International<br>e) Mayer Brown LLP - Individual<br>f) Skadden, Arps, Slate, Meagher & Flom, LLP - Individual<br>g) Latham & Watkins LLP - Individual<br>h) Hogan Lovells US LLP - BDO Limited | a) Order granting motions to dismiss of Grant Thornton, Global Environmental and certain individuals and denying all other motions to dismiss issued 8/24/12.<br>c) Motions for reconsideration and clarification filed by parties on 9/21/12.<br>d) Order dismissing without prejudice BDO Limited on 11/08/12.<br>e) All deadlines stayed pending mediation.  |
| <b>Duoyuan Printing, Inc.</b>     |  |   |  |   |  |   |
|                                   | <i>Perry et al v. Duoyuan Printing, Inc.</i> , No. 10-cv-07235 (GBD) (S.D.N.Y. Sept. 20, 2010)   | §§ 11, 12(a)(2), 15;<br>§§ 10(b), 20(a) | RM/ No                                 | a) The Rosen Law Firm, P.A.<br>b) Pomerantz Haudek Block Grossman & Gross LLP                       | a) Sidley Austin LLP - Company and individuals<br>b) Mayer Brown LLP - Individual<br>c) Crowe & Dunlevy, P.C. and Leventhal, Sliney & Mullaney, LLP - Individual<br>d) Faegre Baker Daniels LLP - Underwriters<br>e) Eaton & Van Winkle LLP - Auditor  | a) Order denying alternate service and lift of discovery stay issued 7/8/11.<br>b) Consolidated amended complaint filed 2/16/12.<br>c) Order staying case pending mediation issued 3/23/2012.<br>d) Plaintiffs' oppositions to motions to dismiss filed 1/11/13.  |
|                                   | <i>Schmitz et al. v. Diao</i> , No. 11-cv-00157 (SWS) (D. Wyo. Apr. 27, 2011)  | Derivative action                       | RM/ No                                 | a) Barroway, Topaz, Kessler, Meltzer & Check, LLP<br>b) Terry W. Mackey                             | a) Sidley Austin LLP - Company and individuals<br>b) Davis & Cannon LLP - Company and individuals  | a) Order staying case pending mediation issued on 3/28/12.  |
|                                   | <i>Robert J Filatreaux v. Duoyuan Printing Inc.</i> , No. 11-cv-08859 (R-SS) (C.D. Cal. Oct. 26, 2011)                                 | § 10(b); breach of contract, conversion | RM/ No                                 | a) Hand & Hand  | a) No counsel of record  | a) Motion for default judgment granted 5/23/12<br>b) Court denied Plaintiff's request for the appointment of a receiver on 9/17/12  |
| <b>Focus Media Holding Ltd.</b>   |  |   |  |   |  |   |
|                                   | <i>Palny v. Focus Media Holding Ltd.</i> , No. 11-cv-09051 (CM) (S.D.N.Y. Dec. 12, 2011)   | §§ 10(b), 20(a)                         | No/ Muddy Waters                       | a) Rigrodsky & Long, P.A.   | a) No counsel of record  | a) Order appointing lead plaintiff issued 3/30/12.  |
| <b>Fuqi International, Inc.</b>   |  |   |  |   |  |   |
|                                   | <i>In re Fuqi International, Inc. Sec. Litig.</i> , No. 10-cv-02515 (DAB) (S.D.N.Y. Mar. 19, 2010)                                     | §§ 11, 12(a)(2);<br>§ 10(b)             | RM/ No                                 | a) Abraham, Fruchter & Twersky, LLP<br>b) Rigrodsky & Long, P.A.<br>c) Glancy Binkow & Goldberg LLP | a) DLA Piper US LLP - Company<br>b) Sidley Austin - individuals  | a) CAC filed 2/15/11.<br>b) Alternate service denied 3/9/11.<br>c) Protective order re: settlement negotiation materials entered 6/3/11.<br>d) Plaintiffs have sought leave to file and serve amended complaint against two overseas defendants on 11/13/12.<br>e) Lead Plaintiff decided on 7/26/12.<br>f) Plaintiffs counsel granted endorsed letter request withdrawal 1/26/12; request made on 3/9/11 |
|                                   | <i>Fuqi International Inc. v. Rich</i> , No. 12-cv-1457 (D. Del. Nov. 13, 2012)  | Declaratory and injunctive relief       | RM/No                                  | a) DLA Piper LLP  | a) Prickett, Jones & Elliott, P.A. and Kessler Topaz Meltzer & Check, LLP  | a) Order denying plaintiff's motion for a temporary restraining order issued 11/16/12.<br>b) Order denying plaintiff's motion for a preliminary injunction issued 12/17/12; appeal taken by plaintiff on 1/11/13.   |
| <b>Fushi Copperweld, Inc.</b>     |  |   |  |   |  |   |
|                                   | <i>North Port Firefighters' Pension-Local Option Plan v. Fushi Copperweld, Inc.</i> , No. 11-cv-00595 (WJH) (M.D. Tenn. Jun. 20, 2011) | §§ 10(b), 20(a)                         | RM/ No                                 | a) Robbins Geller Rudman & Dowd LLP<br>b) Barrett Johnston, LLC<br>c) Sugarman & Susskind, P.A.     | a) Loeb & Loeb LLP - Company and individuals<br>b) Bradley Arant Boult Cummings LLP - Company and individuals  | a) Reply in support of motion to dismiss filed 5/11/12; additional filings made 12/24/12, 01/07/13.   |

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                     | Case  | Cause(s) of Action                   | Reverse merger/<br>Short seller report | Plaintiffs'<br>Counsel  | Defense<br>Counsel  | Status  |
|---|---|--------------------------------------|--|---|---|---|
| <b>GLG Life Tech Corp.</b>                  |   |                                      |  |   |   |   |
|   | <i>In re: GLG Life Tech Corp. Sec. Litig.</i> , No.11-cv-09150 (KBF) (S.D.N.Y. Dec. 14, 2011)                 | §§ 10(b), 20(a)                      | No/ Geoinvesting                       | a) Faruqi & Faruqi LLP  | a) DLA Piper LLP - Company and individuals  | a) Order appointing lead plaintiff issued 3/21/12<br>b) Consolidated class action complaint filed 5/10/12.<br>c) Reply to opposition to Company and Individual Defendant's motion to dismiss filed 9/10/12; Defendant Zhang joins the motion to dismiss on 11/26/12.<br>d) Motion for alternative service on Defendant Zhang granted 11/9/12.<br>e) Reply to opposition to plaintiffs' motion to strike filed 9/6/12  |
| <b>Gulf Resources, Inc.</b>                 |   |                                      |  |   |   |   |
|   | <i>Albert Snellink v. Gulf Resources, Inc.</i> , No. 11-cv-03722 (ODW) (C.D. Cal. Apr. 29, 2011)              | §§ 10(b), 20(a)                      | RM/ Glaucus Research Group             | a) The Rosen Law Firm, P.A.<br>b) Bottini & Bottini, Inc.   | a) Shearman & Sterling LLP - Company  | a) Order appointing lead plaintiffs issued 7/26/11.<br>b) Order denying motion for alternative service and granting a partial lift of PSLRA discovery stay issued 12/28/11.<br>c) Order denying motion to dismiss issued 5/15/12.<br>d) Answer to amended complaint filed 5/29/12.<br>e) Motion for interlocutory appeal of order denying motion to dismiss and for stay while appeal pending withdrawn on 10/05/12.  |
| <b>HQ Sustainable Maritime Indus., Inc.</b> |   |                                      |  |   |   |   |
|   | <i>Moonjly v. HQ Sustainable Maritime Industries, Inc.</i> , No. 11-cv-00726 (RSL) (W.D. Wash. Apr. 28, 2011) | §§ 11, 12(a)(2), 15; §§ 10(b), 20(a) | RM/ No                                 | a) Keller Rohrbach LLP<br>b) Cohen Milstein Sellers & Toll, PLLC  | a) Cozen O'Connor - Company<br>b) Yarmuth Wilsdon Calfo PLLC - Individuals<br>c) Chadbourne & Parke LLP - Individuals<br>d) Savitt Bruce & Willey LLP - Ladenburg Thalmann & Co. Inc. and Roth Capital Partners, LLC (Underwriters)   | a) Order granting motions to stay discovery in a pending state court derivative action issued 9/12/11.<br>b) Motions to dismiss filed 2/7/12.<br>c) Order granting preliminary settlement approval on 11/1/12.  |
| <b>Jiangbo Pharmaceuticals, Inc.</b>        |   |                                      |  |   |   |   |
|   | <i>In re Jiangbo Pharmaceuticals, Inc. Sec. Litig.</i> , No.11-cv-22556 (MGC) (S.D. Fla. Jul. 15, 2011).      | §§ 10(b), 20(a)                      | RM/ No                                 | a) Milberg LLP<br>b) Wohl & Fruchter, LLP   | a) Holland & Knight LLP - Individual<br>b) Law Offices of Mark C. Perry, P.A. - CFO Oncall, Inc.<br>c) Cole Scott & Kissane, P.A. - Frost, PLLC and Frazer, LLP (Auditors)<br>d) No counsel of record - Company<br>e) Carlton Fields, P.A. - National Union Fire Insurance Company of Pittsburgh, PA. | a) Default against Company entered 4/13/12.<br>b) Order granting alternative service issued 5/15/12; appeal of order by Defendant Sung denied on 8/1/12.<br>c) Frost, PLLC & CFO Oncall voluntarily dismissed 5/22/12.<br>d) Order granting without prejudice Defendant Sung and Frazer LLP's motions to dismiss issued 8/1/12.<br>e) Second amended complaint filed 8/15/12.<br>f) Motion to appoint receiver filed by plaintiff on 9/27/12; motion to intervene to respond to motion to appoint receiver filed by National Union Fire Insurance Company of Pittsburgh on 11/2/12; reply filed 12/12/12.   |
|   | <i>Lindquist v. Jiangbo Pharmaceuticals, Inc.</i> , No. 11-cv-23876 (MGC) (S.D. Fla. Oct. 26, 2011)           | Derivative action                    | RM/ No                                 | a) The Rosen Law Firm, P.A.<br>b) Rigrodsky & Long, P.A.<br>c) The Law Offices of Bruce G. Murphy, P.C. | a) Holland & Knight, LLP - Individual<br>b) Cole Scott & Kissane, P.A. - Frazer Frost LLP   | a) Reply to opposition to Defendant Sung's motion to dismiss filed 5/24/12.<br>b) Order granting motion to stay pending ruling on motions to dismiss in the instant action and related securities class action issued 6/19/12.<br>c) Order denying Defendant Sung's motion to dismiss for lack of standing and granting her motion to dismiss on grounds of sufficiency issued 9/4/12; plaintiffs permitted to amend complaint.<br>d) Second amended complaint filed 9/18/12.<br>e) Reply to opposition to Defendant Sung's motion to dismiss second amended complaint filed 11/26/12. MTD filed by Elsa Sung 10/19/12; opp filed 11/13/12; reply filed 11/26/12.<br>f) Reply to opposition to Defendant Frazer Frost's motion to dismiss filed 12/18/12. MTD by Frazer Frost filed on 11/6/12; opp to MTD filed 11/26/12 |
| <b>JinkoSolar Holdings Co., Ltd.</b>        |   |                                      |  |   |   |   |
|   | <i>Peters v. JinkoSolar Holdings Co. Ltd.</i> , No. 11-cv-07133 (JPO) (S.D.N.Y. Oct. 11, 2011)                | §§ 11, 12(a)(2), 15; §§ 10(b), 20(a) | No/ No                                 | a) Zamansky & Associates, L.L.C.<br>b) Bernstein Liebhart, LLP  | a) Shearman & Sterling LLP - Company and Outside Director<br>b) O'Melveny & Myers LLP - Credit Suisse Securities (USA), LLC, Oppenheimer & Co. Inc., Roth Capital Partners, LLC, and Collins Stewart LLC (Underwriters)   | a) Order granting motions to dismiss in their entirety issued 1/22/13.<br>b) Case closed on 1/22/13.  |

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                    | Case   | Cause(s) of Action  | Reverse merger/<br>Short seller report          | Plaintiffs'<br>Counsel  | Defense<br>Counsel  | Status   |
|--|--|---|---|---|---|--|
| <b>Keyuan Petrochemicals, Inc.</b>         |  |   |   |   |   |  |
|  | <i>Vanlesuwen et al v. Keyuan Petrochemicals Inc.</i> , No. 11-cv-09495 (PSG-JCG) (C.D. Cal. Nov. 15, 2011)                        | §§ 10(b), 20(a)   | RM/ No  | a) The Rosen Law Firm, P.A.<br>c) Hunter Taubman Weiss LLP - Individual | a) DLA Piper (US) LLP - Company<br>b) Law Office of Ho-Ei Park, P.C. - Individual<br>c) Hunter Taubman Weiss LLP - Individual   | a) Order granting in part and denying in part Company's motion to dismiss issued 11/1/12 with leave to amend.<br>b) Motion for alternative service granted on 11/30/12.<br>c) Motion to dismiss second amended complaint by individual defendant filed on 1/23/13.   |
| <b>L&amp;L Energy, Inc.</b>                |  |   |   |   |   |  |
|  | <i>In re L&amp;L Energy Inc. Sec. Litig.</i> , No. 11-cv-01423 (RSL) (W.D. Wash. Aug. 26, 2011)                                    | §§ 10(b), 20(a)   | RM/ Glaucus Research, Geolinvesting             | a) The Rosen Law Firm, P.A.<br>b) Smith & Lowney, PLLC                  | a) Lane Powell, P.C. - Company and individuals  | a) Order granting without prejudice motion to dismiss the second amended complaint issued on 12/3/12.<br>b) Motion for leave to file third amended complaint filed 1/2/13; stipulated and agreed by the parties on 1/25/13.  |
| <b>Longtop Financial Technologies Ltd.</b> |  |   |   |   |   |  |
|  | <i>In Re: Longtop Financial Technologies Ltd. Sec. Litig.</i> , No. 11-cv-03658 (SAS) (S.D.N.Y. May 27, 2011)                      | §§ 10(b), 20(a)   | No/ Citron Research, Bronte Capital, OLP Global | a) Kessler Topaz Meltzer & Check, LLP<br>b) Grant & Eisenhofer P.A.     | a) Kramer, Levin, Naftalis & Frankel LLP - Deloitte Touche Tohmatsu Ltd.<br>b) Nixon Peabody LLP - Individual<br>c) Individual defendant Derek Palaschuk - appearing pro se<br>d) Sidley Austin LLP - Deloitte Touche Tohmatsu (DTT) CPA Ltd. | a) Order voluntarily dismissing Deloitte Touche Tohmatsu Ltd. and an individual signed 2/28/12.<br>b) Order denying Derek Palaschuk's motion to dismiss issued 6/29/12.<br>c) Default entered against Company 7/12/12.<br>d) Authorization to effect alternate service on two individuals granted 7/18/12.<br>e) Authorization to effect alternate service on DTT CPA Ltd. granted 8/1/12.<br>f) Opinion granting DTT CPA Ltd.'s motion to dismiss with leave to amend issued 11/14/12.<br>g) Answer by Derek Palaschuk filed 1/22/13.<br>h) Motion to dismiss amended consolidated amended complaint filed 1/25/13. |
|  | <i>SEC v. Deloitte Touche Tohmatsu CPA Ltd.</i> , No. 11-mc-00512 (D.D.C. Sept. 8, 2011)   | Order to show cause, pursuant to § 21(c) of Exchange Act and § 22(b) of Securities Act, why DTT should not comply with a subpoena | n/a; n/a  | a) SEC  | a) Latham & Watkins LLP and Sidley Austin LLP - Deloitte Touche Tohmatsu CPA Ltd.   | a) Petition for order to show cause granted on 1/4/12; Opposition to order to show cause filed 4/11/12 (Dismissed pursuant to Stay Order).<br>b) Order denying DTT's motion to clarify the court's order to show cause issued 2/1/12.<br>c) Motion to quash subpoena filed 4/11/12; Opposition filed by SEC on 5/1/12 (Dismissed pursuant to Stay Order)<br>d) Order granting unopposed motion to stay by SEC issued 8/7/12.<br>e) Motion to lift stay filed by SEC on 12/3/12; opposition filed 1/7/13; reply filed 1/24/13.<br>f) Motion to extend stay filed by DTT on 1/7/13; opposition filed 1/24/13.          |
|  | <i>In re Deloitte Touche Tohmatsu CPA Ltd.</i> , No. 3-14872 (Admin. Proceeding May 9, 2012)                                       | SOX §§ 106(b), 106(e)   | n/a; n/a  | a) SEC  | a) Latham & Watkins LLP and Sidley Austin LLP - Deloitte Touche Tohmatsu CPA Ltd.   | a) SEC negotiations with China Securities Regulatory Commission ("CSRC") fail.<br>b) Consolidated with In re BDO China Dahua CPA Co., Ltd. No. 3-15116 (Admin. Proceeding) on 12/20/12.  |
| <b>Mecox Lane Ltd.</b>                     |  |   |   |   |   |  |
|  | <i>Arfa v. Mecox Lane Ltd.</i> , No. 10-cv-09053 (RWS) (S.D.N.Y. Dec. 3, 2010)   | §§ 11, 15   | No/ No  | a) Kahn Swick & Foti LLC<br>b) Pomerantz Haudek, Grossman and Gross LLP | a) Latham & Watkins LLP - Company and individuals<br>b) O'Melveny & Myers LLP - Underwriters  | a) Motion to dismiss granted with leave to replead 3/5/12.<br>b) Appeal filed 4/3/12.  |
|  | <i>Arfa v. Mecox Lane Ltd.</i> , No. 12-1326 (2d Cir. Apr. 4, 2012)  | §§ 11, 15   |   | a) Kahn Swick & Foti LLC<br>b) Pomerantz Haudek, Grossman and Gross LLP | a) Latham & Watkins LLP - Company and individuals<br>b) O'Melveny & Myers LLP - Underwriters  | a) District court's order affirmed 11/29/12.   |
| <b>Mindray Medical International Ltd.</b>  |  |   |   |   |   |  |
|  | <i>Local 191 I.B.E.W. Joint Trust Funds v. Mindray Medical International Ltd.</i> , No. 11-cv-05021 (NRB) (S.D.N.Y. Jul. 22, 2011) | §§ 10(b), 20(a)   | RM/ No  | a) Robbins Geller Rudman & Dowd LLP                                     | a) O'Melveny & Myers LLP - Company and individuals  | a) Voluntarily dismissed on 12/20/11.  |

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                   | Case  | Cause(s) of Action   | Reverse merger/<br>Short seller report | Plaintiffs'<br>Counsel   | Defense<br>Counsel   | Status  |
|---|---|--|--|--|--|---|
| <b>New Energy Systems Group</b>           |   |  |  |  |  |   |
|   | <i>Jason v. Chen et al.</i> , No. 12-cv-01041-LAK (S.D.N.Y. Feb. 10, 2012)                                  | §§ 10(b), 20(a)  | RM/ No                                 | a) Gainey & McKenna<br>b) The Rosen Law Firm, P.A.               | a) DLA Piper LLP (US) - Company and moving defendants  | a) Order consolidating cases and appointing lead plaintiff and counsel issued 5/10/12<br>b) Consolidated class action complaint filed 8/14/12.<br>c) Case reassigned to Judge L. Kaplan 11/7/12.<br>d) Motion to dismiss consolidated class action complaint filed 1/11/13.   |
|   | <i>Campbell et al. v. Yu et al.</i> , No. 12-cv-03169-LAK (S.D.N.Y. Apr. 20, 2012)                          | Derivative Action  |  | a) Scott & Scott LLP<br>b) Egleston Law Firm                     | a) DLA Piper LLP - Company, moving defendants, accountant defendants   | a) Notice of request for judicial notice filed 1/11/13<br>a) Amended verified shareholder derivative complaint filed 8/30/12.<br>b) Order denying defendant New Energy's request that no defendant be required to answer or move before all defendants are served issued 10/15/12.<br>c) Case reassigned to Judge L. Kaplan and K. Fox dated 11/7/12.<br>d) Motion to dismiss complaint filed 1/25/13.<br>e) Notice of request for judicial notice filed 1/25/13. |
| <b>NIVS IntelliMedia Technology, Inc.</b> |   |  |  |  |  |   |
|   | <i>Schuler v. NIVS IntelliMedia Technology Group, Inc.</i> , No. 1:11-cv-02484-KMW (S.D.N.Y. Apr. 12, 2011) | §§ 11, 12(a)(2), 15<br>§§ 10(b), 20(a)                       | RM/ No                                 | a) Saxena White, P.A.<br>b) Law Offices of Curtis V. Trinko, LLP | a) Wilson, Elser, Moskowitz, Edelman & Dicker LLP - MaloneBailey LLP<br>b) Wik Auslander LLP - Rodman & Renshaw, LLC<br>c) Cozen O'Connor - WestPark Capital, Inc. | a) Replies in support of motions to dismiss filed 7/30/12, 7/31/12, 8/1/12.   |
|   | <i>Yee v. NIVS IntelliMedia Technology Group Inc.</i> , No. 2:11-cv-08472-JGB-AJW (C.D. Cal. Oct. 13, 2011) | California Corporations Code §§ 25401, 25501, 25504, 25504.1 |  | a) The Rosen Law Firm, P.A.                                      | a) Cozen O'Connor - WestPark Capital, Inc. Richard Rappaport, and Anthony Pintsopoulos   | a) Order granting motion to dismiss with leave to amend issued 9/7/12.<br>b) Reply in support of motion to dismiss second amended complaint filed 12/19/12.   |
| <b>Orient Paper, Inc.</b>                 |   |  |  |  |  |   |
|   | <i>Mark Henning v. Orient Paper, Inc. et al.</i> , No. 10-cv-05887 (R-AJW) (C.D. Cal. Aug. 6, 2010)         | §§ 10(b), 20(a)  | RM/ Muddy Waters                       | a) The Rosen Law Firm, P.A.                                      | a) DLA Piper LLP   | a) Motion to dismiss denied on 7/20/11.<br>b) Answer filed 8/22/11.<br>c) Reply to motion for class certification filed 5/18/12.<br>d) Motion to compel responses to subpoena granted in part 1/9/12, denied in part 1/11/12.<br>e) Motion to serve individual by publication denied 3/7/12.<br>f) Motions for final settlement approval and attorneys' fees filed 1/11/13.   |
| <b>Perfect World Co., Ltd.</b>            |   |  |  |  |  |   |
|   | <i>Hong v. Perfect World Co., Ltd.</i> , No. 12-cv-03741 (S.D.N.Y. May 10, 2012)                            | §§ 10(b), 20(a)  | No/ No                                 | a) Reed Smith LLP  | No counsel of record   | a) Voluntarily dismissed 8/14/12.   |

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                    | Case   | Cause(s) of Action  | Reverse merger/<br>Short seller report | Plaintiffs'<br>Counsel  | Defense<br>Counsel  | Status   |
|--|--|---|--|---|---|--|
| <b>Puda Coal, Inc.</b>                     |  |   |  |   |   |  |
|  | In re Puda Coal Securities Inc., et al. Litigation, No. 1:11-cv-02598 (S.D.N.Y. Apr. 15, 2011) | §§ 11, 12(a)(2), 15;<br>§§ 10(b), 20(a)                     | RM/ Alfred Little                      | a) The Rosen Law Firm, P.A.<br>b) Glancy, Binkow & Goldberg LLP   | a) Goodwin Procter LLP - Individual<br>b) Weil, Gotshal & Manges LLP - Macquarie Capital (USA) Inc.<br>c) Moses & Singer LLP - Brean Murray, Carret & Co.<br>d) Barrata, Barrata & Aidala LLP - MSPC Certified Public Accountants and Advisors, P.C.<br>e) Mayer Brown LLP - Moore Stephens Hong Kong<br>f) Robbins, Russell, Englert, Orseck, Untereiner & Sauber LLP - Moore Stephens Hong Kong | a) Replies in support of motions to dismiss filed 9/14/12, 12/7/12.  |
|  | SEC v. Zhao, No. 12-cv-01316 (S.D.N.Y. Feb. 22, 2012)  | § 17(a);<br>§§ 10(b), 13(b)(5), 14(a), 20(a), 20(e)         | n/a; n/a                               | SEC   | a) No counsel of record   | a) SEC has submitted a letter to the court indicating that it has sought to effect service upon defendants through the Hague Convention but will rely on the Hague process only until April 13, 2013, at which time it will file an ex parte motion to serve defendants by alternative means if the Chinese Ministry of Justice has not yet served defendants in China.  |
| <b>Qiao Xing Universal Resources, Inc.</b> |  |   |  |   |   |  |
|  | Kaszovitz v. Qiao Xing Universal Resources, Inc., No. 12-cv-03745-RWS (S.D.N.Y. May 10, 2012)  | §§ 10(b), 20(a)   | No/ No                                 | a) Pomerantz Haudek Block Grossman & Gross, LLP   | a) No counsel of record   | a) Complaint filed 5/10/12<br>b) Case voluntarily dismissed 6/22/12.<br>c) Order denying Motions for Appointment of Lead Plaintiff and Lead Plaintiff's Counsel issued 8/2/1   |
| <b>RINO International Corp.</b>            |  |   |  |   |   |  |
|  | Susan Hufnagle v. Rino International Corp., No. 10-cv-08695 DDP-VBK (C.D. Cal. Nov. 12, 2010)  | §§ 10(b), 20(a)   | RM/ Muddy Waters                       | a) The Rosen Law Firm, P.A.   | a) Shearman & Sterling LLP - Company<br>b) Davis Polk & Wardwell LLP - Individual<br>c) Cooley Godward Kronish LLP - Individual<br>d) Klinedinst PC - Auditor   | a) Partial lift of discovery stay granted 7/6/11<br>b) Motion to compel interrogatory responses granted 10/11/11; motion for fees and costs in connection with same denied 11/17/11.<br>c) Order granting final approval of settlement involving company and individuals issued 12/19/12.<br>d) Order granting auditor's motion to dismiss with leave to amend issued 1/14/13.<br>e) Third amended complaint filed 1/24/13 |
|  | Weinstock et al v. Dejun, No. 10-cv-02209-MMD-GWF (D. Nev. Dec. 20, 2010)                      | Derivative action   |  | a) The Weiser Law Firm, P.C.<br>b) Shuman Law Firm<br>c) Aldrich Law Firm   | a) Shearman & Sterling LLP and Snell & Wilmer LLP - Company<br>b) Davis Polk & Wardwell LLP - Individual<br>c) Ballard Spahr LLP - Individual<br>d) Cooley Godward LLP - Individual<br>e) Gordon Silver - Individual  | a) Order granting without prejudice motion to dismiss 11/2/11.<br>b) Amended complaint filed 1/20/12.<br>c) Motion for preliminary approval of settlement, which includes state court actions, filed 11/29/12. Opposition filed by interested party on 12/13/12.   |
|  | Morningstar et al v. Jianping, No. 11-cv-00655-DDP-VBK (C.D. Cal. Jan. 21, 2011)               | Derivative action   |  | a) Kessler, Meltzer & Check, LLP<br>b) Rosman & Germain LLP   | a) Shearman & Sterling LLP - Company<br>b) Orrick Herrington & Sutcliffe LLP - Individual<br>c) Quinn Emanuel Urquhart Oliver & Hedges LLP - Individual<br>d) Cooley Godward Kronish LLP - Individual<br>e) Davis Polk & Wardwell LLP - Individual  | a) Motion to quash service and motion for alternate service taken under submission 10/27/11.<br>b) Reply in further support of motion for attorneys' fees and expenses filed by Kessler Topaz and Rosman & Germain 1/21/13.<br>c) Motion by plaintiffs for expedited discovery on 1/22/13.   |
| <b>SearchMedia Holdings Ltd.</b>           |  |   |  |   |   |  |
|  | Sid Mureshwar v. Searchmedia Holdings Ltd., No. 11-cv-20549 (KMW) (S.D. Fla. Feb. 17, 2011)    | §§ 10(b), 14(a), 20(a)                                      | RM/ No                                 | a) Glancy Binkow Goldberg LLP<br>b) Saxena White, P.A.  | a) Holland & Knight - Company and individuals   | a) Order granting without prejudice motion to dismiss in part 8/8/11<br>b) Unserved Chinese defendants dismissed 1/9/12.<br>c) Final approval of partial settlement for \$2.75 million granted 4/24/1  |
| <b>Shengda Tech, Inc.</b>                  |  |   |  |   |   |  |
|  | In re ShengdaTech, Inc. Sec. Litig., No. 11-cv-01918 (TPG) (S.D.N.Y. Mar. 18, 2011)            | §§ 10(b), 20(a)   | RM/ No                                 | a) Robbins Geller Rudman & Dowd LLP   | a) Greenberg Traurig LLP - Company<br>b) Fulbright & Jaworski LLP - Individuals<br>c) Williams & Connolly LLP- Auditor  | a) Motions to dismiss filed 12/27/12.  |
|  | Johnson v. Chen, No. 11-cv-01250 (MMD-NJK) (D. Nev., Aug. 2, 2011)                             | Derivative action   |  | a) Cooksey Toolen Gage Duffy & Woog PC<br>b) Kessler Topaz Meltzer & Check LLP  | a) Greenberg Traurig LLP - Company and individuals<br>b) Snell & Wilmer LLP - Company and individuals   | a) Suggestion of bankruptcy filed 9/1/11, case effectively inactive since.   |
|  | Miller Investment Trust v. Morgan Stanley & Co., No. 11-cv-12126 (D. Mass Dec. 1, 2011)        | Blue-sky law mirroring § 12(a)(2); negligent representation | RM/ No                                 | a) The Rosen Law Firm, P.A. and Shapiro Haber & Ujmy LLP - Miller Investment Trust<br>b) Bingham McCutchen LLP - KPMG Hong Kong | a) Ropes & Gray, LLP - Morgan Stanley & Co. LLC (f/k/a Morgan Stanley & Co. Incorporated)<br>b) Bingham McCutchen LLP - KPMG Hong Kong  | a) Order denying motion to dismiss by Morgan Stanley issued 7/24/11<br>b) Answer filed by Morgan Stanley on 8/7/12.<br>c) Amended Complaint filed 8/26/12.<br>d) Reply in further support of motion to dismiss by KPMG HK filed 12/17/12   |

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                        | Case  | Cause(s) of Action   | Reverse merger/<br>Short seller report          | Plaintiffs'<br>Counsel   | Defense<br>Counsel  | Status   |
|--------------------------------|---|--|---|--|---|--|
| <b>SilverCorp Metals Inc.</b>  |   |  |   |  |   |  |
|                                | <i>Silvercorp Metals Inc. v. Anthon Management LLC (a/k/a Chinastockwatch.com)</i> , No. 150374/2011 (N.Y. Sup. Ct. Sept. 22, 2011) | Defamation (also unjust enrichment, trade libel, and Gen. Bus. Law 349) suit against Chinastockwatch.com and Alfred Little, among others | n/a; n/a  | a) K&L Gates LLP   | a) Akin Gump Strauss Hauer & Feld LLP - Anthon Management LLC<br>b) Eaton & Van Winkle LLP - Alfred Little, Simon Moore, Jon Carnes, EOS Holdings LLC, Andrew Wong, and International Financial Research & Analysis Group | a) Orders granting motions for alternative service on all defendants issued 2/3/12 and 2/6/12.<br>b) Order to show cause re: issuance of letters rogatory withdrawn by plaintiff on 3/17/12.<br>c) Case transferred to Judge Carol Edmead from Judge Anil C. Singh on 4/9/12.<br>d) Motion to quash subpoena by plaintiff upon non-party Garbus is withdrawn pursuant to stipulation dated 4/12/12.<br>e) Order granting plaintiff's motion to lift discovery stay to obtain information as to identity of remaining potential defendants even though defendant Anthon has filed a motion to dismiss issued 5/10/12 and, accordingly, court granted plaintiff's request to depose principals of non-party Kerrisdale Capital on 5/21/12 and request to depose principals of non-party Valiant Capital Partners LP on 8/13/12.<br>d) Order granting plaintiff's motion to dismiss anti-SLAPP statute counterclaim by defendant Anthon issued 7/6/12; appealed by Anthon on 8/10/12.<br>e) Order to show cause re: issuance of letters rogatory issued 7/5/12 is resolved by the parties.<br>f) Order granting motion to serve Zane Heilig by alternative service issued 7/30/12.<br>g) Order granting motion to dismiss all claims by Anthon and Alfred Little defendants issued 8/16/12; appealed by plaintiff on 8/17/12.<br>h) Motion for leave to amend complaint to add previously anonymous parties by statute of limitations deadline of 8/29/12 filed on 8/24/12. |
| <b>Sino Clean Energy, Inc.</b> |   |  |   |  |   |  |
|                                | <i>Sino Clean Energy Inc. v. Alfred Little</i> , No. 651248/2011 (N.Y. Sup. Ct. May 9, 2011) (Judge Edmead)                         | Defamation suit against Alfred Little (appearing anonymously), Seeking Alpha, Ltd. and Geoinvesting, LLC                                 | Yes/ Geoinvesting, Alfred Little, Seeking Alpha | a) Loeb & Loeb LLP   | a) Eaton & Van Winkle LLP - Alfred Little<br>b) Drinker Biddle & Reath LLP - Geoinvesting, LLC  | a) Order granting motion for alternative service on Alfred Little by email issued 9/9/11.<br>b) Order granting motion to dismiss of Geoinvesting for lack of jurisdiction issued 3/29/12.<br>c) Order granting in part and denying in part motion to dismiss by Alfred Little for lack of personal jurisdiction. Sino Clean Energy is permitted to conduct limited jurisdictional discovery issued 5/21/12; both Sino Clean Energy (7/11/12) and Alfred Little (7/19/12) appeal decision.<br>d) Plaintiff withdraws complaint with prejudice on 9/27/12.   |
|                                | <i>Redwren v. Sino Clean Energy Inc.</i> , No. 11-3936-PA-SS (C.D. Cal. May 6, 2011)  | §§ 11, 15  | Yes/ Geoinvesting, Alfred Little, Seeking Alpha | a) Gold Bennett Cera & Sidener LLP                                     | a) Loeb & Loeb LLP  | a) Order granting motion to dismiss with leave to amend issued 1/30/11;<br>b) Order denying motion to dismiss second amended complaint and motion to strike short seller allegations issued 6/4/12.<br>c) Motion for class certification filed 11/8/12.<br>d) Motion for preliminary settlement approval filed 1/27/11.  |
| <b>Sino-Forest Corp.</b>       |   |  |   |  |   |  |
|                                | <i>Leopard, et al. v. Chan, et al.</i> , No. 12-cv-01726 (VM) (S.D.N.Y. Mar. 8, 2012)   | §§ 12 and 15 §§ 10(b) and 20(a) State law claims   | Yes/Muddy Waters                                | a) Cohen Milstein Sellers & Toll PLLC                                  | a) Skadden, Arps, Slate, Meagher & Flom LLP - Sino-Forest Corporation<br>b) Morrison & Foerster LLP - Ernst & Young LLP<br>c) Shearman & Sterling LLP - Underwriters  | a) Case removed to federal court on 3/8/12.<br>b) Stipulations staying matter as to company filed 4/10/12; 5/22/12; and 7/6/12.<br>c) Amended complaint filed 9/28/12.<br>d) Order appointing Cohen Milstein lead counsel and appointing lead plaintiff issued 1/4/13.   |
|                                | <i>Culverhouse v. Paulson &amp; Co. Inc.</i> , No. 12-cv-20695 (MGC) (S.D. Fla. Feb. 21, 2012)                                      | State law claims (regarding Paulson's investment in Sino-Forest)   |   | a) Levine Kellogg Lehman Schneider Grossman LLP<br>b) Duane Morris LLP | a) Greenberg Traurig, P.A.  | a) Reply in further support of motion to dismiss for lack of jurisdiction filed 8/31/11.<br>b) Reply in further support of motion to strike filed by defendants on 9/4/12.<br>c) Order granting defendants' motion to stay discovery pending disposition of motion to dismiss issued 9/14/11.  |

## SHEARMAN & STERLING LLP

### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                | Case   | Cause(s) of Action                                       | Reverse merger/<br>Short seller report | Plaintiffs'<br>Counsel  | Defense<br>Counsel   | Status   |
|--|--|--|--|---|--|--|
| <b>SinoTech Energy Ltd.</b>            |  |  |  |   |  |  |
|  | <i>Athale v. SinoTech Energy Ltd.</i> , No. 11-cv-05831(AJN) (S.D.N.Y., Aug. 19, 2011)                               | §§ 11, 15;<br>§§ 10(b), 20(a)                            | No/ Alfred Little                      | a) Robbins Geller Rudman & Dowd LLP<br>b) The Weiser Law Firm, P.C.   | a) Wilson Sonsini Goodrich & Rosati, P.C. Company<br>b) Gibson, Dunn & Crutcher, LLP - UBS AG, UBS Securities LLC, Citigroup Global Markets Inc., and Lazard Capital Markets LLC                   | a) Order appointing lead plaintiff issued 2/21/12<br>b) Motion to dismiss filed by underwriters on 5/31/12; motion to dismiss and motion to strike filed by Company on 5/31/12.<br>c) Second amended complaint filed 7/2/12.<br>d) Order allowing parties' request that no responses to the complaint be filed until 11/15/12 after the mediation on 10/31/12, issued 8/31/12.<br>e) Settling parties request that proceedings pertaining to the settling defendants be suspended on 1/10/13. A stipulation of settlement and a motion for preliminary settlement approval shall be submitted in 75 days.<br>f) Order directing parties to submit a letter stating how they intend to proceed as to the settling defendants by 1/16/13 issued on 1/10/13<br>a) Complaint filed on 4/23/12. |
|  | <i>SEC v. SinoTech Energy Ltd.</i> , No.12-cv-00960 (PM-KK) (W.D. La. Apr. 23, 2012)                                 | §17(a)(2);<br>§§ 10(b), 13; 20(a)                        |  | a) SEC<br>b) US Attorneys Office (LAF)  | a) Wilson, Sonsini, Goodrich & Rosati, P.C.  | b) SEC submits an Unopposed Motion for Entry of agreed Final Judgments against the Company and individual defendants on 12/13/12.<br>c) Judgments granting motion for consent judgment against the Company and individual defendants entered on 12/21/12   |
| <b>SkyPeople Fruit Juice, Inc.</b>     |  |  |  |   |  |  |
|  | <i>Kubala v. SkyPeople Fruit Juice, Inc.</i> , No. 11-cv-02700 (PKC) (S.D.N.Y. Apr. 20, 2011)                        | §§ 11,12(a)(2),15;<br>§§ 10(b), 20(a)                    | RM/ Absaroka Capital                   | a) The Rosen Law Firm, P.A.   | a) Winston & Strawn LLP - Company & Individuals<br>b) Wilk Auslander LLP - Rodman & Renshaw, LLC<br>c) Duane Morris LLP - Child Van Wagoner & Bradshaw, PLLC<br>d) Latham & Watkins LLP - BDO Ltd. | a) Order appointing lead plaintiff issued 8/30/2011.<br>b) Order denying motion to strike issued 4/2/12.<br>c) Order voluntarily dismissing BDO Ltd. & Child Van Wagoner & Bradshaw, PLLC issued 6/20/12.<br>d) Order granting motion to dismiss in part and denying it in part, as relates to the Company, Individuals, and Rodman & Renshaw, LLC issued 9/10/12.<br>e) Answer by Company filed 11/12/12; Answer by Rodman & Renshaw, LLC filed 11/19/12.<br>f) Rodman & Renshaw, LLC files letter notifying the court of its bankruptcy and seeks stay on 01/18/2013.<br>g) Answer filed by Individual on 1/25/13.   |
|  | <i>SkyPeople Fruit Juice, Inc. v. Absaroka Capital Management LLC</i> , No. 11-cv-00238 (NDF) (D. Wyo. July 7, 2011) | Defamation suit against Absaroka Capital Management, LLC |  | a) Lathrop & Rutledge, P.C.<br>b) Winston & Strawn LLP  | a) Hickey & Evans LLP - Company and individual<br>b) Schnader Harrison Segal & Lewis LLP - Company and individuals   | a) Answer and Counterclaim by Absaroka Capital Management, LLC and Individual filed on 11/14/11.<br>b) Answer of Company to counter-claims filed 12/8/11.<br>c) Pretrial order issued 2/6/12, setting trial date for 2/25/13.<br>d) Order dismissing the claim and all counter-claims with prejudice, based on the parties' joint stipulation for voluntary dismissal, issued 6/28/12.   |
| <b>Smarthead, Inc.</b>                 |  |  |  |   |  |  |
|  | <i>Leshinsky v. Wang</i> , No. 12-6882 (PAE) (S.D.N.Y. Aug. 31, 2012)  | §§ 10(b) and 20(a)                                       | RM/ no                                 | The Rosen Law Firm, P.A.  | Sperling & Slater, P.C. and Tannenbaum Helpert Syracuse & Hirschtitt LLP   | a) Order appointed lead plaintiff and lead counsel issued 12/14/12.  |
| <b>Suntech Power Holdings Co. Ltd.</b> |  |  |  |   |  |  |
|  | <i>Bruce v. Suntech Power Holdings Co., Ltd.</i> , No. 12-cv-04061-RS (N.D. Cal. Aug. 1, 2012)                       | §§ 10(b), 20(a)  | No/ No                                 | a) CoRen Mistein Hausfeld & Toll, PLLC; Suntech Investor Group<br>b) Pomerantz Haudek Blok Grossman & Gross LLP; Suntech Investor Group | a) Shearman & Sterling LLP - Company   | a) Complaint filed 8/1/12.<br>b) Order appointing lead plaintiff issued 11/13/12.<br>c) Order consolidating related cases issued 11/14/12.   |
|  | <i>Anna Henisz v. Suntech Power Holdings Co., Ltd.</i> , No. 12-cv-06628-JAK-JCG (C.D. Cal. Aug. 1, 2012)            | §§ 10(b), 20(a)  | No/ No                                 | a) The Rosen Law Firm, P.A.   | a) Shearman & Sterling LLP - Company   | a) Complaint filed 8/1/12.<br>b) Notice of voluntary dismissal without prejudice filed 11/13/12.   |
| <b>Tibet Pharmaceuticals, Inc.</b>     |  |  |  |   |  |  |
|  | <i>Yang v. Tibet Pharmaceuticals, Inc.</i> , No. 12-cv-00054-WAL-GWC (D.V.I. May 25, 2012)                           | §§ 11, 15, 12(a)(2)                                      | No/ No                                 | a) The Rosen Law Firm, P.A.<br>b) Law Offices of Joel Holt; Liason Counsel for Plaintiffs and Class                                     | a) BoltNagi PC - Defendant Sterne Agee Group, Inc.<br>b) No other counsel of record  | a) Complaint filed 5/25/12.<br>b) Lead plaintiff motions filed 7/25/12.<br>c) Notice of Non-Opposition to the Obasi Group's motion for appointment as lead plaintiff filed 8/14/12.<br>d) Opposition to Defendants' Motion to Dismiss filed 8/20/12.<br>e) Order consolidating <i>Yang v. Tibet Pharmaceuticals, Inc.</i> and <i>Dartell v. Tibet Pharmaceuticals, Inc.</i> , No. 12-cv-00089, issued 1/9/13.  |
|  | <i>Tsai v. Tibet Pharmaceuticals, Inc.</i> , No. 12-cv-04511-JGK (S.D.N.Y. June 8, 2012)                             | §§ 11, 15, 12(a)(2);<br>§ 22(a)                          |  | a) Pomerantz Haudek Grossman & Gross LLP<br>b) Bronstein, Gewirtz & Grossman, LLC   | a) No counsel of record  | a) Complaint filed 6/8/12.<br>b) Order voluntarily dismissing case without prejudice issued 7/24/12.   |



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### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                                       | Case  | Cause(s) of Action  | Reverse merger/<br>Short seller report       | Plaintiffs'<br>Counsel  | Defense<br>Counsel  | Status   |
|---|---|---|--|---|---|--|
| <b>Tongxin International, Ltd.</b>            |   |   |  |   |   |  |
|   | Michael A. Goldstein v. Tongxin International Ltd., No. 11-cv-00348 (JAK-PJW) (C.D. Cal. Jan. 12, 2011) | §§ 10(b), 20(a)   | RM/ No                                       | a) Robbins Geller Rudman and Dowd, LLP<br>b) Curtis V. Trinko LLP   | a) Squire Sanders LLP - Company and individuals<br>b) Freeman Freeman LLP - Individual<br>c) Husch Blackwell LLP - Individual<br>d) Dorsey Whitney LLP - Individual | a) Motions to dismiss briefed. Denied as moot 1/30/12.<br>b) Final settlement approval granted 7/9/12  |
| <b>Trunkbow International Holding Ltd.</b>    |   |   |  |   |   |  |
|   | Davis v. Hou, et al., A-12-671946-C (Dist. Ct. Nev.), filed 11/14/12                                    | Class action based on common law claims   | RM/No  | a) Aldrich Law Firm, Ltd.<br>b) Levi & Korsinsky LLP                | Shearman & Sterling LLP - Special Litigation Committee and company.   | No developments yet  |
|   | Hansen v. Hou, et al., A-12-671652-3 (Dist. Ct. Nev.), filed 11/8/12                                    | Class action based on common law claims   | RM/No  | a) Leverty & Associates Law, CHTD.<br>b) The Rosen Law Firm         | Shearman & Sterling LLP - Special Litigation Committee and company.   | No developments yet  |
| <b>Warner Technology and Investment Corp.</b> |   |   |  |   |   |  |
|   | SEC v. Zhou, No. 12-cv-8987 (S.D.N.Y. Dec. 11, 2012)  | §§ 5(a), 5(c), 17(a);<br>§§ 10(b), 13(d), 15(a), 16(a), 20(a);<br>aiding and abetting | n/a/n/a                                      | SEC   | a) Sadis & Goldberg, LLP  | a) Complaint filed 12/11/12.   |
| <b>Universal Travel Group, Inc.</b>           |   |   |  |   |   |  |
|   | Snellink v. Universal Travel Group, Inc., No. 11-cv-02164-KM-MCA (D.N.J. Apr. 15, 2011)                 | §§ 10(b), 20(a)   | RM/ Glaucus Research                         | a) The Rosen Law Firm, P.A.   | a) Katten Muchin Rosenman LLP and Sichenzia Ross Friedman Ference LLP - Universal Travel Group, Inc. and individuals  | a) Order denying motion to stay discovery pending in Nevada state court action issued 6/12/11<br>b) Amended complaint filed 9/7/12.<br>c) Replies to motions to dismiss and to strike filed 1/19/13.   |
| <b>Wonder Auto Technology, Inc.</b>           |   |   |  |   |   |  |
|   | In re Wonder Auto Technologies, Inc. Sec. Litig., No. 11-cv-03687 (PAE) (S.D.N.Y. May 31, 2011)         | §§ 10(b), 20(a)   | RM/ No                                       | a) Gold Bennett Cera & Sidener LLP<br>b) Klaffer Olsen & Lesser LLP | a) Morrison Foerster LLP  | a) Order appointing lead plaintiff 10/3/11<br>b) Consolidated amended complaint filed 12/5/11.<br>c) Court notified of parties' agreement to settle in principle on 10/18/12; response to complaint adjourned indefinitely.<br>d) Order granting preliminary approval of proposed settlement and preliminarily certifying class for settlement purposes only issued 1/15/13.<br>e) Settlement conference set for 5/29/2013 on 1/15/13. |
| <b>Yongye International, Inc.</b>             |   |   |  |   |   |  |
|   | In Re: Yongye International, Inc. Sec. Litig., No. 11-cv-03616 (RJS) (S.D.N.Y. May 26, 2011).           | §§ 10(b), 20(a)   | RM/ Absaroka Capital, Seeking Alpha articles | a) Robbins Geller Rudman & Dowd LLP                                 | a) Simpson Thacher & Bartlett LLP   | a) Voluntarily dismissed on 3/6/2012.  |

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### Recent Litigation Involving Chinese Companies (updated January 2013)

| Company                           | Case   | Cause(s) of Action                                   | Reverse merger/<br>Short seller report | Plaintiffs'<br>Counsel                                  | Defense<br>Counsel   | Status   |
|-----------------------------------|--|--|--|---|--|--|
| <b>Yuhe International Inc.</b>    |  |  |  |   |  |  |
|                                   | <i>Jeff Feyko v. Yuhe International Inc.</i> , No. 11-cv-05511 (DDP-PJW) (C.D. Cal. Jul. 1, 2011)          | §§ 11, 12(a)(2), 15; § 10(b), 20(a)                  | RM/ Seeking Alpha article              | a) Gold Bennett Cera & Sidener LLP                      | a) Sidley Austin LLP - Company<br>b) Stroock & Stroock & Lavan LLP - Roth Capital Partners, LLC, Brean Murray, Carret and Co., LLC, and Global Hunter Securities, LLC (Underwriters)<br>c) Dongell Lawrence Finney LLP - Rodman & Renshaw LLP<br>d) Wik Auslander LLP - Rodman & Renshaw LLP<br>e) Wilson Elser, Moskowitz, Edelman & Dicker LLP - Child, Van Wagoner & Bradshaw, PLLC                         | a) Motions to disms taken under submission on 1/28/13.   |
| <b>Zhongpin, Inc.</b>             |  |  |  |   |  |  |
|                                   | <i>SEC v. Yang, et al.</i> , No. 12-cv-02473 (N.D. Ill. Apr. 4, 2012)                                      | § 10(b), 13(d); § 206(1), 206(2) of the Advisers Act | RM/ GeoTeam                            | a) SEC  | a) Leinenweber Baroni & Daffada LLC - Prestige Trade Investments<br>b) Kopecky, Schumacher & Bleakley - Yang<br>c) Frankel & Cohen - Individuals<br>d) Cafferty Clobes Meriwether & Sprengel LLP - Individuals   | a) Temporary restraining order issued 4/4/12<br>b) Order denying motion to dismiss by Prestige Trade and individuals on 6/12/12.<br>c) Answers filed Yang, Prestige Trade, and certain individuals on 6/27/12.<br>d) Individuals dismissed without prejudice on 8/23/12.<br>e) Order requiring Yang to get his emails from Google on 9/24/12; amended order filed 11/22/12.<br>f) Order granting SEC unopposed application for issuance of letters rogatory issued 10/15/12.<br>g) Order granting motion to release Ni, Wu, and Cang from 06/20/12 preliminary injunction, including asset freeze after stipulation of dismissal (8/23/12) of those defendants issued 10/25/12.<br>h) Order granting SEC motion to quash Rule 30(b)(6) notice and granting Yang motion to compel interrogatories issued 11/09/12.<br>i) Order granting motion for leave to file amended complaint issued 11/29/12; amended complaint filed 12/3/12.<br>j) Answers filed by Yang, Cheng, and Prestige Trade on 1/7/13 |
| <b>ZST Digital Networks, Inc.</b> |  |  |  |   |  |  |
|                                   | <i>Scott v. ZST Digital Networks, Inc.</i> , No. 11-cv-03531 (GAF) (C.D. Cal. Apr. 25, 2011)               | §§ 11, 15; § 10(b), 20(a)                            | RM/ Seeking Alpha                      | a) Glancy Binkow & Goldridge LLP<br>b) Murray Frank LLP | a) Shearman & Sterling LLP - Company and certain individuals<br>b) Wik Auslander LLP - Rodman & Renshaw, LLC<br>c) Dongell Lawrence Finney LLP - Rodman & Renshaw, LLC<br>d) McAfee & Taft P.C. - Kempisty and Company Certified Public Accountants, P.C.<br>e) Reed Smith LLP - Kempisty and Company Certified Public Accountants, P.C.<br>f) Cozen O'Connor - WestPark Capital, Inc. and certain individuals | a) Order granting motions to dismiss in part issued 2/14/12.<br>b) Order denying motion to certify interlocutory appeal issued 4/23/12.<br>c) Order granting motion to dismiss Securities Act claims with prejudice issued 8/7/12.<br>d) Answer by WestPark Capital, Inc. with cross-claim against ZST Digital Networks, Inc. and Kempisty & Company Certified Public Accountants, P.C. filed on 10/25/12.<br>e) Order voluntarily dismissing claims against certain individual defendants issued 8/22/12.<br>f) Order to stay all proceedings pending submission of preliminary settlement approval issued 11/14/12.<br>g) Order directing parties to file a motion for preliminary settlement approval before 2/1/13 issued 1/3/13.  |
|                                   | <i>De Sejourmet v. ZST Digital Networks, Inc.</i> , No. BL483050 (complex) (Cal. Super. Ct. Apr. 18, 2012) | California Corporations Code §§ 25501-25504          | RM/ Seeking Alpha                      | The Rosen Law Firm, P.A.                                | a) Shearman & Sterling LLP - Company<br>b) Cozen O'Connor - WestPark Capital, Inc. and certain individuals   |  |