



**MSC NAPOLI –
REMINDER TO MSC CUSTOMERS OF DEADLINE OF 30TH NOVEMBER 2007
FOR CLAIMS IN ENGLISH LIMITATION PROCEEDINGS**

ADVICE ON PRESENTATION/PROTECTION OF MSC'S CUSTOMERS' CLAIMS

The majority of MSC customers whose containers were onboard MSC Napoli at the time of the incident on 18th January 2007 have, either directly or through their insurers, retained cargo claims recovery agents and/or lawyers to assist them. We list at the end of this message details of some of the recovery agents and English lawyers involved in MSC Napoli claims, in case any MSC customers who have not already done so now wish to engage one of them.

ORDER MADE IN ENGLISH LIMITATION PROCEEDINGS ON 31ST JULY 2007

MSC customers will recall from earlier advices that the owners of MSC Napoli ("Owners") are unconnected to MSC, and that this vessel was time chartered from the Owners by MSC. Attached to this message is a copy of a message dated 7th August 2007 from Messrs Holman Fenwick & Willan ("HFW"), English solicitors for Owners attaching a copy of an order made by the English Court in the English limitation proceedings on 31st July 2007 ("Order").

As the Order explains, the Owners (as "Claimants") have constituted English limitation proceedings and have lodged a fund amounting to English Pounds Sterling £14,710,000 ("Fund"). The Fund is available to pay all liabilities of the Owners and also any liabilities of MSC, whether under the MSC Bills of Lading and Waybills or otherwise. However, in order to benefit in the Fund, it is necessary for cargo owners and other claimants to comply with the timetable set out in the Court Order dated 31st July. The English Court required (in paragraph 3.1) HFW to give notice of the terms of the Order to the solicitors of all such persons of which the Owners (as "Claimants") are aware, and also (in paragraph 3.2) to advertise widely the terms of the Order. We anticipate that most, if not all MSC Customers will have seen copies of the notices which have appeared in Lloyd's List, Tradewinds and local press in countries in which the MSC Napoli was due to call.

Paragraph 4 of the Court's timetable requires all parties who wish to bring a claim against the Fund to do so latest by 30th November 2007 by "*filing a statement of case and serving it upon the "Owners"*" (referred to as the "Claimants"). If any of MSC's customers who have not already retained recovery agents or lawyers wishes to receive any explanation of the meaning of the words "*statement of case*" and a copy of the document which should be filed, we recommend that they contact the Owners' lawyers, HFW as soon as possible at the following details:

Holman Fenwick & Willan
Marlowe House
Lloyds Avenue
London
EC3N 3AL

Tel: 00 44 20 7488 2300
Fax: 00 44 20 7481 0316
Email: joanne.palin@hfw.co.uk
or scott.pilkington@hfw.co.uk

MEDITERRANEAN SHIPPING COMPANY S.A.

REMINDER OF CONTACT DETAILS OF RECOVERY AGENTS AND ENGLISH LAWYERS ALREADY INVOLVED IN THE MSC NAPOLI INCIDENT

In alphabetical order, the following lawyers and agents have been identified as having the majority of instructions so far:-

1. Clyde & Co (solicitors) attention Stephen Pink/Joanna Waterfall, telephone +44 1483 555 555 (e-mail: stephen.pink@clydeco.com, or joanna.waterfall@clydeco.com).
2. Waltons & Morse (solicitors) attention John Langley/Roy Ginsberg, telephone 0+44 207 623 4255 (e-mail: jrl@wamlaw.co.uk, or rkg@wamlaw.co.uk).
3. WK Webster (recovery agents) attention Teresa George telephone + 44 208 300 7744 (e-mail: tgeorge@wkwebster.com).

We trust that the above will assist MSC customers.