

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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GOLDEN GATE YACHT CLUB,	:	
	:	
Plaintiff,	:	
v.	:	Index No. 602446/07
SOCIÉTÉ NAUTIQUE DE GENÈVE,	:	IAS Part 54
	:	
Defendant,	:	Hon. Shirley Werner Kornreich
v.	:	
CLUB NÁUTICO ESPAÑOL DE VELA,	:	<b>AFFIDAVIT OF</b>
	:	<b>SERGE SAHLI</b>
Intervenor-Defendant.	:	
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SERGE SAHLI, being duly sworn, deposes and says:

1. I am a citizen of Switzerland over the age of 18 and the Export Manager of the Vaud Chamber of commerce and industry, Switzerland (“Chambre Vaudoise du Commerce et de l’Industrie”).

2. In my capacity as Director of the legalization department of the Vaud Chamber of commerce and industry, I was requested by Team Alinghi SA (“Alinghi”) to assess the country in which both its yacht Alinghi 5 as well as its sails were manufactured.

3. Provided that a product is effectively manufactured in Switzerland, the Vaud Chamber of commerce and industry delivers a corresponding Certificate of Origin on behalf of the Swiss Federal authorities and under the supervision of the Federal Customs Authorities. The Certificate of origin is used in international trade and attests that the certified product is manufactured in Switzerland under the Swiss Federal

Council's Decree governing Certification of Origin of 9 April 2008. According to Art. 9 of the Decree, a product has a Swiss origin, provided it was entirely obtained on the Swiss territory, or was sufficiently manufactured or transformed on the Swiss territory. According to Art. 11 of the Decree, a product was sufficiently manufactured or transformed on the Swiss territory when the manufacturing or transformation caused the end product to be classified in another category of product according to the harmonized System of classification than the raw materials products used to obtain this end product.

4. In order to deliver the Certificates of Origin of the yacht Alinghi 5 and its sails (a true and fair copy of which are is attached as exhibits A and B), I personally conducted the investigations regarding the country in which both the yacht Alinghi 5 and its sets of sails was were manufactured.

5. My investigations included in particular an inspection of Alinghi's facilities in Villeneuve, Switzerland, where the yacht and its sails have been has been constructed, the verification of all invoices and any related documents regarding the materials used for the construction of the yacht Alinghi 5 and its sails, the origin of all raw materials and the place where all labor had incurred, including the costs hereto related.

6. The documentation provided by Alinghi states that Alinghi's sails were exclusively manufactured in Switzerland, out of raw materials imported from the United States. US customs issued export documents stating that the materials being exported by North Sails Group, LLC, from the USA to Switzerland in order to be manufactured by Alinghi were unmanufactured items. There is no mention of exportation of any sail or related end product in those US customs documents. According to Swiss



Law, here is no relevant mention of importation of any sail or related end product in the import documents issued by Swiss customs. Based on the foregoing, I can confirm that the Alinghi 5 sails were entirely manufactured in Switzerland from those raw materials before being exported from Switzerland as sails, respectively part of the Alinghi 5 yacht.

7. As a result of those investigations, the Vaud Chamber of commerce and industry delivered a Certificate of origin for the yacht Alinghi 5 and for its sails. I confirm that the Swiss origin of the yacht Alinghi 5, including its sails, comply with all regulations in force in Switzerland.

8. Even though the sails are not part of the determination of the Swiss origin of a yacht (only the hulls are), I was requested to conduct an investigation specifically on the origin of the sails. In this regard, I confirm that the sails of the yacht Alinghi 5 have also been manufactured in Switzerland.

Dated: January 21, 2010


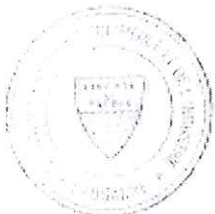
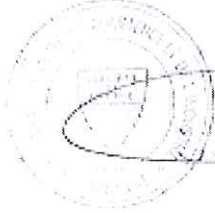
Lausanne, Switzerland






SERGE SAHLI



# EXHIBIT A

<b>Exporteur</b> Exporteur Exporteur <b>TEAM ALINGHI SA</b> <b>AVENUE DU TRIBUNAL FEDERAL 34</b> <b>1003 LAUSANNE, SUISSE</b>	No. <b>608444</b> N°	
<b>Destinataire</b> Empfänger Destinataria Consignatario  <b>TO ORDER</b>	<b>CERTIFICAT D'ORIGINE</b> <b>URSPRUNGSZEUGNIS</b> <b>CERTIFICATO D'ORIGINE</b> <b>CERTIFICATE OF ORIGIN</b>  <b>CONFÉDÉRATION SUISSE</b> <b>SCHWEIZERISCHE EIDGENOSSENSCHAFT</b> <b>CONFEDERAZIONE SVIZZERA</b> <b>SWISS CONFEDERATION</b> 	
	<b>Pays d'origine</b> Ursprungsland Paese d'origine Country of origin  <b>SUISSE</b>	
<b>Informations relatives au transport (mention facultative)</b> Angaben über die Beförderungsfachrichtung (optional) Information regarding the mode of transport (optional) Particulars of the mode of transport (optional)	<b>Observations</b> Bemerkungen Osservazioni Observaciones	
<b>Marques, numéros, nombre et nature des colis; désignation des marchandises</b> Zeichen, Nummern, Anzahl und Art der Packstücke; Warenbezeichnung Marks, numbers, number and kind of packages; description of the goods  <b>ALINGHI YACHT AL5</b>  	<b>Poids net</b> Nettogewicht Peso netto Netto weight  <b>15 r</b>	<b>Poids brut</b> Bruttogewicht Peso bruto Gross weight
<p>La Chambre de commerce soussignée certifie l'origine des marchandises désignées ci-dessus          Die unterzeichnete Handelskammer bescheinigt den Ursprung oben bezeichneter Ware          La sottoscritta Camera di commercio certifica l'origine delle merci summenzionate          The undersigned Chamber of commerce certifies the origin of the above mentioned goods</p> <div style="text-align: right;">  <p><b>Chambre vaudoise du commerce et de l'industrie, Lausanne</b>  <b>Waadtlandische Industrie- und Handelskammer, Lausanne</b>  <b>Camera vodesca d'commercio e dell'industria, Losanna</b>  <b>Vaud Chamber of commerce and industry, Lausanne</b></p> </div> <p>Lausanne, le 04.01.2009</p>		

# EXHIBIT B

<b>Exportateur</b> Exporteur Esportatore Exporter <b>TEAM ALINGHI SA</b> <b>AVENUE DU TRIBUNAL FEDERAL 34</b> <b>1005 LAUSANNE, SUISSE</b>	<b>ORIGINAL</b> No. A20172 Nr.	
<b>Destinataire</b> Empfänger Destinatarlo Consignee  <b>TO ORDER</b>	<b>CERTIFICAT D'ORIGINE</b> <b>URSPRUNGSZEUGNIS</b> <b>CERTIFICATO D'ORIGINE</b> <b>CERTIFICATE OF ORIGIN</b>  <b>CONFÉDÉRATION SUISSE</b> <b>SCHWEIZERISCHE EIDGENOSSENSCHAFT</b> <b>CONFEDERAZIONE SVIZZERA</b> <b>SWISS CONFEDERATION</b>  <b>Pays d'origine</b> Ursprungsland Paese d'origine Country of origin  <b>SUISSE</b>	
<b>Informations relatives au transport (mention facultative)</b> Angaben über die Beförderung (Ausfüllung freigestellt) Informazioni riguardanti il trasporto (indicazione facoltativa) Particulars of transport (optional declaration)	<b>Observations</b> Bemerkungen Osservazioni Observations	
<b>Marques, numéros, nombre et nature des colis; désignation des marchandises</b> Zeichen, Nummern, Anzahl und Art der Packstücke; Warenbezeichnung Marche, numeri, numero e natura dei colli; designazione delle merci Marks, numbers, number and kind of packages; description of the goods  <b>ALIGNHI'S SAILS (AL 5) 6306</b>  	<b>Poids net</b> Nettogewicht Peso netto Net weight kg, l, m <sup>3</sup> , etc.  <b>3000 KG</b>  <b>Poids brut</b> Bruttogewicht Peso lordo Gross weight	
<b>La Chambre de commerce soussignée certifie l'origine des marchandises désignées ci-dessus</b> Die unterzeichnete Handelskammer bescheinigt den Ursprung oben bezeichneter Ware La sottoscritta Camera di commercio certifica l'origine delle merci summenzionate The undersigned Chamber of commerce certifies the origin of the above mentioned goods   <b>Chambre vaudoise du commerce et de l'industrie, Lausanne</b> <b>Waadtländische Industrie- und Handelskammer, Lausanne</b> <b>Camera vedese di commercio e dell'industria, Losanna</b> <b>Vaud Chamber of commerce and Industry, Lausanne</b>  Lausanne, le <b>21 JAN. 2010</b>		