

Case 9:18-cv-80176-BB Document 1-16 Entered on FLSD Docket 02/14/2018 Page 2 of 15

Form 3B (version 4)
UCPR 6.2

13 AUG 2013



STATEMENT OF CLAIM

COURT DETAILS

Court	NSW Supreme Court
Division	General division / Common Law
List	General
Registry	Sydney
Case number	2013 245661

TITLE OF PROCEEDINGS

Plaintiff **Craig Steven Wright (ABN 97 481 146 384)**

Defendant **W&K INFO DEFENSE RESEARCH LLC**

FILING DETAILS

Filed for	Craig S Wright
	Plaintiff
Contact name and telephone	Craig S Wright
	0417 683 914
Contact email	Craig S Wright (craigswright@acm.org)

TYPE OF CLAIM

Mercantile Law - Sale of Goods and Services – Contractual Dispute

~~Mercantile Law – Other Money Lent~~



RELIEF CLAIMED

1 That the defendant pay the plaintiff the total amount claimed below.

Amount of claim	\$ \$28,533,016.79
Interest	\$ 0
Filing fees	\$ 999.00
Service fees	\$ 34.00

Solicitors fees	\$ 0.00
TOTAL	\$ \$28,534,049.79

PLEADINGS AND PARTICULARS

- 1 Between 2011 and 2013 the plaintiff provided contract labour services to the defendant. The plaintiff loaned money to the defendant to the defendant at a set interest rate with a commercial expectation that the said monies would be repaid in full when a project was completed.
- 2 This was issued in Bitcoin. The value at the current date is \$13,917,775.
- 3 The Software and SDK developed under this project is guaranteed against the amounts of this claim.
- 4 The defendant is a company that operates from Palm Beach, FL, USA and does research in homeland security research.
- 5 By contract dated 8 January 2009, the Defendant agreed to pay the Plaintiff for property and consulting services to complete research. The contract was bonded against the intellectual property of the defendant.
- 6 The material terms of the purchase contract were:
 - a. The Plaintiff was the contractor and financier
 - b. The Defendant was the Vendor
 - c. Completion was to take place on 30 June 2013.
 - d. Time was of the essence of the contract.

e. That in the event that the Purchaser breached the contract, the Seller could either affirm or terminate the contract with a full return of value.

7 The plaintiff conducted a project for the development of a Bitcoin SDK and exchange.



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8 The contract was executed with an agreement that all created Intellectual property reverts to the ownership of the plaintiff with interest if the project concludes without assignment of shares in the defendant.

9 The contract set the interest rate at 12% calculated annually.

10 The exchange rate was contracted with a formula to be \$1.12 at the point of breach.

11 The funding was supplied using Bitcoin and Gold bonds.

12 A bond of Au \$20,000,000.00 was provided to cover funding aspects of the research and for the provision of ASC hardware as a pooled amount with a depreciated capitals value of \$8,828,571.29 with straight line depreciation which has 5 years remaining.

13 The contract stated that a breach would lead to liquidated damages to the amounts

stated as the project limits. If the liquidated amount is not paid all IP and systems returns to the sole ownership of the plaintiff.

- 14 The IP is software and code used in the creation of a Bitcoin system.
- 15 The defendant is unable to complete its responsibilities due to the death of its director, Mr Kleiman.
- 16 The total debt after depreciation of the hardware comes to \$22,746,346.29 in Australian dollars. The interest on this amount is calculated at \$AU 5,786,670.50.
- 17 The plaintiff claims:
- Debt of \$ \$28,533,016.79.
- Interest pursuant to section 100 Civil Procedure Act 2005 from 01 July 2013 to judgement.

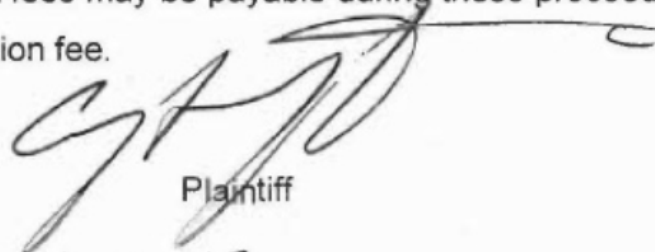
SIGNATURE

I acknowledge that court fees may be payable during these proceedings. These fees may include a hearing allocation fee.

Signature

Capacity

Date of signature


Plaintiff
14 Aug 13

NOTICE TO DEFENDANT

If you do not file a defence within 28 days of being served with this statement of claim:

- **You will be in default in these proceedings.**
- **The court may enter judgment against you without any further notice to you.**

The judgment may be for the relief claimed in the statement of claim and for the plaintiff's costs of bringing these proceedings. The court may provide third parties with details of any default judgment entered against you.

HOW TO RESPOND

Please read this statement of claim very carefully. If you have any trouble understanding it or require assistance on how to respond to the claim you should get legal advice as soon as possible.

You can get further information about what you need to do to respond to the claim from:

- A legal practitioner.
- LawAccess NSW on 1300 888 529 or at www.lawaccess.nsw.gov.au.
- The court registry for limited procedural information.

You can respond in one of the following ways:

- 1 **If you intend to dispute the claim or part of the claim**, by filing a defence and/or making a cross-claim.
- 2 **If money is claimed, and you believe you owe the money claimed**, by:
 - Paying the plaintiff all of the money and interest claimed. If you file a notice of payment under UCPR 6.17 further proceedings against you will be stayed unless the court otherwise orders.
 - Filing an acknowledgement of the claim.
 - Applying to the court for further time to pay the claim.
- 3 **If money is claimed, and you believe you owe part of the money claimed**, by:
 - Paying the plaintiff that part of the money that is claimed.
 - Filing a defence in relation to the part that you do not believe is owed.

Court forms are available on the UCPR website at www.lawlink.nsw.gov.au/ucpr or at any NSW court registry.

REGISTRY ADDRESS

Street address	184 Phillip St, Sydney NSW 2000
Postal address	Supreme Court of NSW, GPO Box 3, Sydney NSW 2001 Australia 2000
Telephone	(02) 9377 5840



#AFFIDAVIT VERIFYING

Name Craig Steven Wright
Address 43 St Johns Ave Gordon NSW 2072
Occupation Lecturer/Director
Date 12 Aug2013

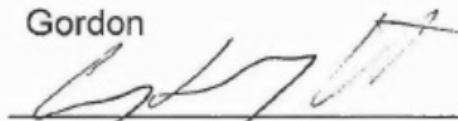
I say on oath:

- 1 I am the plaintiff.
- 2 I believe that the allegations of fact in the statement of claim are true.

SWORN at

Gordon

Signature of deponent



Name of witness

~~Craig Steven Wright~~

Address of witness

818 Pacific Hwy
Gordon NSW 2072

Capacity of witness

Justice of the peace

CHRISTIAN HOFMANN

Reg. No 195484

Justice of the Peace in and for
the State of New South Wales

And as a witness, I certify the following matters concerning the person who made this affidavit (the **deponent**):

- 1 #I saw the face of the deponent. [OR, delete whichever option is inapplicable]

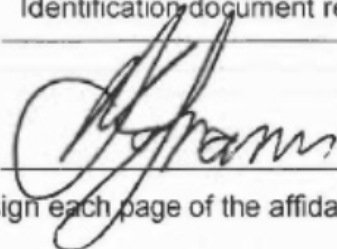
~~#I did not see the face of the deponent because the deponent was wearing a face covering, but I am satisfied that the deponent had a special justification for not removing the covering.*~~

- 2 ~~#I have known the deponent for at least 12 months. [OR, delete whichever option is inapplicable]~~
#I have confirmed the deponent's identity using the following identification document:

NSW Driver Licence

Identification document relied on (may be original or certified copy) [†]

Signature of witness



Note: The deponent and witness must sign each page of the affidavit. See UCPR 35.7B.

[* The only "special justification" for not removing a face covering is a legitimate medical reason (at April 2012).]

[† "Identification documents" include current driver licence, proof of age card, Medicare card, credit card, Centrelink pension card, Veterans Affairs entitlement card, student identity card, citizenship certificate, birth certificate, passport or see Oaths Regulation 2011.]



PARTIES TO THE PROCEEDINGS

Plaintiff

Craig Steven Wright

Defendant

W&K INFO DEFENSE RESEARCH LLC

4371 Norhtlake Blvd #314

Palm Beach

FL 33410 - 6253 [Defendant]

FURTHER DETAILS ABOUT PLAINTIFF[S]

Plaintiff

Name

Craig Steven Wright

Address

43 St Johns Ave

Gordon NSW 2072

Contact details for plaintiff acting in person or by authorised officer

Address for service

as above

Telephone

0417 683 914

Email

craigswright@acm.org

DETAILS ABOUT DEFENDANT

Defendant

Name

W&K INFO DEFENSE RESEARCH LLC

Address

4371 Norhtlake Blvd #314

Palm Beach

FL 33410 - 6253

[Handwritten signature]

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UCPR 6.2

FILED

25 JUL 2018



STATEMENT OF CLAIM

COURT DETAILS

Court

NSW Supreme Court

Division

General division *Common Law*

List

Registry

Case number

General
Sydney
2013/225983

TITLE OF PROCEEDINGS

Plaintiff

Craig Steven Wright (ABN 97 481 146 384)

Defendant

W&K INFO DEFENSE RESEARCH LLC

FILING DETAILS

Filed for

Craig S Wright

Plaintiff

Contact name and telephone

Craig S Wright

0417 683 914

Contact email

Craig S Wright (craigswright@acm.org)

TYPE OF CLAIM

Mercantile Law - Sale of Goods and Services – Contractual Dispute -

~~Mercantile Law – Other – Money Lent~~

This matter has been listed before the Court

30 October 2013

9:00 am

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Amount of claim	\$ 28,253,633.00
Interest	\$ 0
Filing fees	\$ 999.00
Service fees	\$ 34.00
Solicitors fees	\$ 0.00
TOTAL	\$ 28,254,666.00

PLEADINGS AND PARTICULARS

- 1 Between 2011 and 2013 the plaintiff provided contract labour services to the defendant. The plaintiff loaned money to the defendant at a set interest rate with a commercial expectation that the said monies would be repaid in full when a project was completed.
- 2 The defendant is a company that operates from Palm Beach, FL, USA and does research in homeland security research.
- 3 By contract dated 27 October 2008, the Defendant agreed to pay the Plaintiff for property and consulting services to complete research. The contract was bonded against the intellectual property of the defendant.
- 4 The material terms of the purchase contract were:
 - a. The Plaintiff was the contractor and financier
 - b. The Defendant was the Vendor
 - c. Completion was to take place on 30 June 2013.
 - d. Time was of the essence of the contract.
 - e. That in the event that the Purchaser breached the contract, the Seller could either affirm or terminate the contract with a full return of value.
- 5 The plaintiff conducted four (4) projects associated with the DHS (Dept. of Homeland Security USA) with the defendant under contract:
 - a. BAA 11-02-TTA 01-0127-WP: TTA 01 - Software Assurance: Software Assurance through Economic Measures

3

- b. BAA 11-02-TTA 05-0155-WP: TTA 05 - Secure. Resilient Systems and Networks
- c. BAA 11-02-TTA 09-0049-WP: TTA 09 - Cyber Economics
- d. BAA 11-02-TTA 14-0025-WP: TTA 14 - Software Assurance MarketPlace (SWAMP)

6 In May 2013 the primary director of the defendant died leaving the project not transferred to the plaintiff and not returning funds. These funds were rated as:

- a. TTA 01 US\$ 650,000
- b. TTA 05 US\$ 1,8000,000
- c. TTA 09 US\$ 2,200,000
- d. TTA 14 US\$ 1,200,000

7 The contract was executed with an agreement that all created Intellectual property reverts to the ownership of the plaintiff with interest if the project concludes without

assignment of shares in the defendant.

8 The contract set the interest rate at 8% calculated annually.

9 The exchange rate was contracted with a formula to be \$1.12 at the point of breach.

10 The funding was supplied using Bitcoin and Gold bonds.

11 A bond of Au \$20,000,000.00 was provided to cover funding aspects of the research.

12 The contract stated that a breach would lead to liquidated damages to the amounts stated as the project limits. If the liquidated amount is not paid all IP returns to the sole ownership of the plaintiff.

13 The IP is software and code used by the US Military, DHS and other associated parties.

14 The defendant is unable to complete its responsibilities due to the death of its director, Mr Kleiman.

15 The debt of US\$ 5,850,000 comes to \$6,552,000 in Australian \$. The Interest on this amount is calculated at \$AU 1,701,633.00.

16 The plaintiff claims:

Debt of \$ 28,253,633.00



Interest pursuant to section 100 Civil Procedure Act 2005 from 01 July 2013 to judgement.

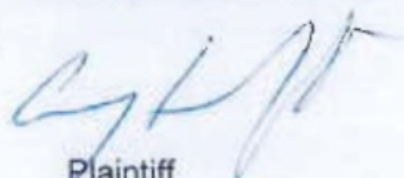
SIGNATURE

I acknowledge that court fees may be payable during these proceedings. These fees may include a hearing allocation fee.

Signature

Capacity

Date of signature


Plaintiff
25 Jul 13



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 - Filing an acknowledgement of the claim.
 - Applying to the court for further time to pay the claim.
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REGISTRY ADDRESS

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Postal address	Supreme Court of NSW, GPO Box 3, Sydney NSW 2001 Australia 2000
Telephone	(02) 9377 5840



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#AFFIDAVIT VERIFYING

Name	Craig Steven Wright
Address	43 St Johns Ave Gordon NSW 2072

Occupation

Lecturer/Director

Date

23 July 2012

I say on oath:

1 I am the plaintiff.

2 I believe that the allegations of fact in the statement of claim are true.

SWORN at

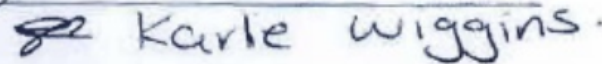
Gordon

Signature of deponent



Name of witness

~~Craig Steven Wright~~

 Karle Wiggins.

Address of witness

KARLE WIGGINS

Reg. No. 194194

A Justice of the Peace in and for the
State of New South Wales

Ku-ring-gai Council

818 Pacific Highway, Gordon

Locked Bag 1056, Pymble, NSW 2073

ABN: 86 408 856 411

Capacity of witness

Justice of the peace

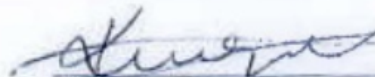
And as a witness, I certify the following matters concerning the person who made this affidavit (the deponent):

- 1 #I saw the face of the deponent. [OR: delete whichever option is inapplicable]
#I did not see the face of the deponent because the deponent was wearing a face covering, but I am
satisfied that the deponent had a special justification for not removing the covering.*
- 2 #I have known the deponent for at least 12 months. [OR: delete whichever option is inapplicable]
#I have confirmed the deponent's identity using the following identification document:

NSW D/L 12510410

Identification document relied on (may be original or certified copy) †

Signature of witness



Note: The deponent and witness must sign each page of the affidavit. See UCPR 35.7B.

[* The only "special justification" for not removing a face covering is a legitimate medical reason (at April 2012).]

[† "Identification documents" include current driver licence, proof of age card, Medicare card, credit card, Centrelink pension card, Veterans Affairs entitlement card, student identity card, citizenship certificate, birth certificate, passport or see Oaths Regulation 2011.]

Q

4371 Norhtlake Blvd #314

Palm Beach

FL 33410 - 6253 [Defendant]

FURTHER DETAILS ABOUT PLAINTIFF[S]

Plaintiff

Name Craig Steven Wright

Address 43 St Johns Ave

Gordon NSW 2072

Contact details for plaintiff acting in person or by authorised officer

Address for service as above
Telephone 0417 683 914
Email craigswright@acm.org

DETAILS ABOUT DEFENDANT

Defendant

Name W&K INFO DEFENSE RESEARCH LLC
Address 4371 Norhtlake Blvd #314
Palm Beach
FL 33410 - 6253

JA

Recompense su curiosidad

Todo lo que desea leer.
En cualquier momento. En cualquier lugar. Cualquier dispositivo.

Lea Gratis Por 30 Días

Sin compromisos. Cancele cuando quiera.



Compartir este documento



Intereses relacionados

Default Judgment

Interest

Judgment (Law)

Identity Document

Affidavit

Documentos similares a Exhibit 13



Exhibit 12

CARGADO POR

Bitcoin Lawsuit



3.pdf

CARGADO POR

Bitcoin Lawsuit



Exhibit 14

CARGADO POR

Bitcoin Lawsuit



Exhibit 15

CARGADO POR

Bitcoin Lawsuit



6.pdf

CARGADO POR

Kyle Roche



Exhibit 20

CARGADO POR

Bitcoin Lawsuit



Exhibit 19

CARGADO POR

Bitcoin Lawsuit



Exhibit 10

CARGADO POR

Bitcoin Lawsuit

Más de Bitcoin Lawsuit



 Exhibit 4	 Exhibit 5	 Exhibit 8	 Exhibit 18	 Exhibit 3	 Exhibit 20	 Exhibit 19
Exhibit 4	Bitcoin Lawsuit	Exhibit 5	Exhibit 8	Exhibit 18	Exhibit 3	Exhibit 20
CARGADO POR	CARGADO POR	CARGADO POR	CARGADO POR	CARGADO POR	CARGADO POR	CARGADO POR
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