

PUBLIC ANNOUNCEMENT THE CAPITAL MARKETS ACT (Chapter 485 A of the Laws of Kenya)

COMPLETION OF PURCHASE OF 2.44% STAKE IN EQUITY GROUP HOLDINGS LIMITED (EQUITY GROUP) BY NATIONAL SOCIAL SECURITY FUND of UGANDA (NSSF Uganda) FROM HELIOS EB INVESTORS II, LTD (Helios)

Nairobi 24th June, 2014. Helios and NSSF Uganda hereby announce for the information of the general public, that NSSF Uganda has acquired from Helios a 2.44% stake in Equity Group at a price of Kenya Shillings fifty (50/=) per share (the Transaction).

The Transaction has been approved by the Capital Markets Authority of Kenya, and will be undertaken pursuant to the Capital Markets Act.

Helios' transaction advisors were Anjarwalla & Khanna Advocates supported by MMAKS Advocates in Uganda. NSSF Uganda was advised by African Alliance Uganda. African Alliance Kenya Investment Bank acted as the broker on the transaction.

About Equity Group

Equity Group is the leading inclusive banking group in East Africa with over 9 million customer accounts and nearly \$4 billion in assets. Listed on the Nairobi Securities Exchange and the Uganda Securities Exchange, the bank has subsidiaries across the East African region and is engaged in the provision of banking, insurance agency, investment banking, securities brokerage and information and telecommunications technology outsourcing services.

Equity Group has consistently delivered exceptional performance, with profit after tax growing in excess of 30% annually between 2007 and 2014. Over this period, the bank has expanded its business and customer segments, and extended its operations regionally into Uganda, Tanzania, Rwanda and South Sudan. Equity Group has recently embarked on a new phase of development, a corporate growth strategy entitled "Equity 3.0", and is well positioned to maintain its impressive performance trajectory by further leveraging technology and leading in innovation. Equity Group is also in the process of extending its presence to the Democratic Republic of Congo (DRC) through the acquisition of a majority stake in Pro Credit Bank DRC.

Further details on Equity Group Holdings Ltd can be found at:
www.equitybankgroup.com

About NSSF

The National Social Security Fund (NSSF Uganda) is a National Saving Scheme mandated by Government through the National Social Security Fund Act, Cap 222 (Laws of Uganda) to provide social security services to employees in Uganda. NSSF Uganda is a Provident Fund and covers employees in the private sector. The Fund is a contributory scheme and is funded by contributions from employees and employers of 5% and 10% respectively of the employee's gross monthly wage. Since 2012, the Fund is regulated by the Uganda Retirement Benefits Regulatory Authority while Minister of Finance, Planning and Economic Development is responsible for policy oversight. The Fund manages assets worth over UGX 5.2 trillion (USD 1.6 billion) invested in fixed income, equities and real estate assets within the East Africa region.

About Helios

Helios EB Investors II, Ltd is a wholly-owned subsidiary of Helios Investment Partners, an Africa-focused investment firm managing funds totalling over \$3 billion. Helios' diverse LP base comprises a broad range of the world's leading investors, including sovereign wealth funds, corporate and public pension funds, endowments and foundations, funds of funds, family offices and development finance institutions across the US, Europe, Asia and Africa. Established in 2004, led and managed by a predominantly African team and based in London, Lagos and Nairobi, Helios has completed investments in countries across the African continent, including Nigeria, Ghana, Kenya, Tanzania, Angola, South Africa and Morocco. Helios' portfolio companies operate in more than 35 countries in all regions of the continent. Helios bridges international capital and know-how to African talent and enterprise. The firm has a record of successful investment in businesses from start-ups to large corporate carve-outs, building African market leaders in core economic sectors and driving strong returns via portfolio operations

Further details on Helios Investment Partners can be found at:
www.heliosinvestment.com

Summons to Enter Appearance O.5.r.1(2)

CIVIL 1r

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA
ATMILIMANI
CIVIL SUIT NO 207 OF 2015

SAFARICOM LIMITED..... } Plaintiff
C/O OGETTO,OTACHI & COMPANY ADVOCATES..... }
CYPRIAN NYAKUNDI..... } Defendant
} Service of summons thro' plaintiff's Advocates Office.

TO:
CYPRIAN NYAKUNDI
P. O. BOX 295-40202, KEROKA

WHEREAS the above named Plaintiff has instituted a suit against you upon the claim, the particulars of which are set out in the copy of the plaint with annexure attached hereto.
YOU ARE HEREBY REQUIRED within15..... days from the date of service hereof to enter an appearance in the said suit. Should you fail to enter an appearance within the time mentioned above, the plaintiff may proceed with the suit and judgment may be given in your absence.
Given under my hand and seal of the court this 15th day of June 2015.

Note.—You may appear in this suit by entering an appearance either personally or by duly appointed advocate atNAIROBI..... Appearance can be entered by filing with the court Memo. Of Appearance (forms are obtainable from court at 15 cents each) in duplicate, showing the defendant's address of service. A filing fee must accompany memoranda. A copy of Memo. Of Appearance should also be sent to the plaintiff or his advocate, if any.

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAIROBI
CIVIL SUIT NO. 207 OF 2015

SAFARICOM LIMITED..... PLAINTIFF
CYPRIAN NYAKUNDI DEFENDANT

NOTICE OF MOTION

(Under Order 5 Rule 17 (1), Order 40 Rule 2 and Order 51 Rule 1 of the Civil Procedure Rules 2010 & Section 3A of the Civil Procedure Act)

TAKE NOTICE THAT this Honourable Court shall be moved on the 14th day of July 2015 at 9.00am in the forenoon or soon thereafter when Counsel for the Advocate/Applicant shall be heard for the **ORDERS:**

1. **THAT** this application be certified as urgent and heard ex-parte in the first instance.
2. **THAT** pending the hearing of this Application inter partes, a temporary injunction be and is hereby granted prohibiting the Defendant, his servants, agents or employees from further publishing or causing to be published any statements defamatory of the Plaintiff in any manner whatsoever and in particular in relation to the articles published by the Defendant on his blog.
3. **THAT** a permanent injunction be and is hereby granted prohibiting the Defendant, his servants, agents or employees from further publishing or causing to be published on their blog or any other blogs any matters defamatory of the Plaintiff in any manner whatsoever and in particular in relation to defamatory statements against the Plaintiff in the series of articles published on the Defendant's blog.
4. **THAT** a mandatory injunction be and is hereby granted ordering the Defendant to pull down from his blog any articles or statements defamatory of the Plaintiff.
5. **THAT** a permanent injunction be and is hereby granted prohibiting the Defendant, his servants, agents or employees from further publishing or causing to be published on their blog or any other blogs any ongoing litigation matters between the Plaintiff and any other party.
6. **THAT** leave be and is hereby granted to the Plaintiff to serve the Defendant by way of substituted service in a daily newspaper of national circulation such as The Standard Newspaper or The Daily Nation.
7. **THAT** the costs of this application be provided for.

WHICH APPLICATION is grounded upon the annexed affidavit of **DANIEL NDABA** and on the following **GROUND:**

1. **THAT** the Defendant is a blogger, with a substantial amount of followers and influence. The Defendant's blog domain is www.cnyakundi.com
2. **THAT** the Defendant has in a series of blog articles, published several defamatory articles about the Plaintiff, claims which are at the very least unsubstantiated and unsupported. He has begun an alleged fifteen (15) part expose on the Plaintiff's operations.
3. **THAT** in an article termed "**Part 1 of 15: How Safaricom steals from Kenyans with third parties**", the Defendant has portrayed the Plaintiff as a thief and a fraud, obtaining money and profits in form of airtime from its subscribers through non-existent subscriptions.
4. **THAT** in a second article, "**Part 2 of 15: Your privacy and Safaricom are two different worlds**", the Defendant published defamatory statements about the Plaintiff, claiming that the Plaintiff is infringing on its customer's privacy and getting away with it.
5. **THAT** in a third article dubbed "**Part 3 of 15: Time to put Safaricom back in its box before it seriously hurts Kenyans**", the Defendant discusses the plight of Kenyan men and women who were allegedly laid off by Safaricom as a result of falling ill.
6. **THAT** in fact, the contents of the article outlined in paragraph 5 above relate to ongoing matters in the Courts, for instance, **Civil Suit No. 241 of 2013- Josephine Wanjiru Boro v Safaricom Limited**.
7. **THAT** in a fourth article titled, "**Are Safaricom lone wolves preying on our security? What they don't want you to know (Part 4 of 15)**", the Defendant accuses the Plaintiff of breaching the security of Kenyans.
8. **THAT** the Defendant has failed to apologize and withdraw the defamatory statements and articles and the Plaintiff suffers and continues to suffer substantial damage to its reputation.
9. **THAT** there is a high likelihood that the Defendant will continue publishing defamatory articles with a view to adversely affect the Plaintiff's popularity and customer base.
10. **THAT** the Defendant's actions are contrary to the law and the Plaintiff has a prima facie case against Defendant.
11. **THAT** the allegations against the Plaintiff in the Defendant's publications are unsubstantiated and baseless.
12. **THAT** the Plaintiff does not know the whereabouts of the Defendant and that his last known address was Meru University, where he no longer studies.

DATED at **NAIROBI** this 9th day of JUNE 2015

OGETTO, OTACHI & COMPANY ADVOCATES
ADVOCATES FOR THE PLAINTIFF

DRAWN AND FILED BY:
Ogetto, Otachi & Company
Advocates
Ambassador Court Block C-6
Milimani Road
P.O. Box 79438-00200
NAIROBI

TO BE SERVED UPON:
Cyprian Nyakundi
P.O Box 295-40202
KEROKA

If any party served does not appear at the time and place above mentioned such order will be made and proceedings taken as the court may think just and expedient".

REPUBLIC OF KENYA
IN THE HIGH COURT OF KENYA AT NAIROBI
CIVIL SUIT NO. 207 OF 2015

SAFARICOM LIMITED..... PLAINTIFF
CYPRIAN NYAKUNDI DEFENDANT

HEARING NOTICE

TO:
Cyprian Nyakundi
P.O Box 295-40202
KEROKA

TAKE NOTICE that the Application dated 9th June 2015 is scheduled for hearing before the Honourable Justice Mabeya on the **14th day of July 2015**.
TAKE FURTHER NOTICE that if no appearance is made by you or anybody authorised by law to act on your behalf, the same will be heard your absence notwithstanding.

DATED at **NAIROBI** this 22nd day of June 2015

OGETTO OTACHI & COMPANY ADVOCATES
ADVOCATES FOR THE PLAINTIFF

DRAWN & FILED BY:-
Ogetto, Otachi & Company
Advocates
Ambassador Court, Block C, Door 6
Milimani Road
P.O. Box 79438 – 00200
NAIROBI

Ref: OOT/091/2015