**IN THE HIGH COURT OF THE REPUBLIC OF SINGAPORE**

Suit No. 1233 of 3213

Between

… Plaintiff

And

… Defendant

AFFIDAVIT

I, **Ari** of [address] do affirm and say as follows:

1. I am the Defendant in the above Suit. [-standard disclaimer-]
2. I seek leave to refer to the Statement of Claim filed on [date], the Defence (Amendment No. 1) filed on [date], the Reply (Amendment No. 1) filed on [date] and the Plaintiff’s Further and Better Particulars dated 28 June 2014 and 28 July 2014.
3. I have read a List of Documents of the Plaintiff’s dated 28 June 2014 and in my belief the same does not disclose all the documents that are or have been in the Plaintiff’s possession, custody and power relating to the matters in question in this cause or matter.
4. I therefore make this affidavit in support of my application for the following orders that:
   1. the Plaintiff does file and serve on the Defendant an Affidavit stating when the soft copies of the emails listed as items 28, 14, 17, 28, 33, 90 28, 124, 147 and 186, of the Plaintiff’s List of Documents dated 25 June 2014 were deleted from the Plaintiff’s account;
   2. the Plaintiff does file and serve on the Defendant a Further and Better List of Documents and Affidavit verifying the documents listed in Annex A to this Summons;
   3. there be inspection of documents within 14 days of the service of the aforesaid Affidavit or List;
   4. the costs of and occasioned by this application be paid by the Plaintiff to the Defendant; and
   5. such further and other relief as this Honourable Court deems fit.
5. **Requests for Specific Discovery by Letter**
6. [request and refusals by letter]
7. **Emails Deleted by the Plaintiff**
8. [some emails bad for reasons in 7 August 2014 letter. Refuse to give better copies because allegedly deleted]
9. I am advised and do verily believe that the Plaintiff is obliged to explain when and how the emails were deleted. In particular, the Plaintiff must inform me of whether the emails were deleted before or after the commencement of this Suit.
10. **Telephone Records**
11. The Plaintiff has inexplicably taken the position that he is not obliged to disclose the telephone records sought.
12. [relevance of telephone records self-evident from FBPs dated 28 June 2014 and 28 July 2014. To quote.]
13. The Plaintiff must be able to obtain the same telephone records from his telephone service providers. Even if he cannot, I am advised and do verily believe that the Plaintiff is obliged to explain to this Honourable Court what difficulty he has in obtaining the telephone records.
14. **Conclusion**
15. In the circumstances, I humbly pray for an order in terms of the application herein.

AFFIRMED at Singapore )

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by the abovenamed Ari on the)

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Before me,

A COMMISSIONER FOR OATHS