

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

NOREX PETROLEUM LIMITED,

Plaintiff,

v.

LEONARD BLAVATNIK, VICTOR VEKSELBERG;
SIMON KUKES; ACCESS INDUSTRIES, INC.;
ALFA GROUP CONSORTIUM; RENOVA, INC.;
OAO TYUMEN OIL COMPANY; TNK-BP
LIMITED, and BP PLC,

Defendants.

Index No. 650591/2011

**AFFIDAVIT OF
SIMON KUKES**

CITY OF SAMARA)
 : ss.:
RUSSIAN FEDERATION)

I, Simon Kukes, hereby states under pain and penalty of perjury:

1. I am one of the named defendants in the above-captioned action. I submit this affidavit solely to contest personal jurisdiction and in support of my Motion to Dismiss for Lack of Personal Jurisdiction. I have personal knowledge of the matters set forth herein.

2. I emigrated from Russia to the United States in 1977. Between 1977 and 1996, I lived in Texas, Oklahoma and Illinois, and became a U.S. citizen.

3. I returned to Russia in 1996 and have lived there ever since.

4. I do not live in New York, nor have I ever lived there. I do not do business in New York on my own behalf. I do not pay taxes in New York. I have never had a New York drivers' license, or had any other connection with New York that indicates my intent to make New York my domicile.

5. I have visited the United States occasionally over the past 15 years, primarily visiting friends and relatives, but have spent no more than 35 days per year there.

6. From 1998 until mid-2003 I served as the President and CEO of OAO Tyumen Oil Company ("TNK"), a Russian company located in Russia. Since leaving TNK, I have worked in Russia for other companies.

7. In 2000, I purchased an apartment in New York City with my then-wife Clara. Clara began living in the apartment later that year, but I remained in Russia. Clara and I were legally separated in 2004 and our divorce was finalized in 2005. As part of the divorce, I transferred my interest in the New York apartment to Clara, who had been living there and, to the best of my knowledge, continues to live there. I have stayed in the apartment for a few days at a time when visiting Clara in New York, and once while recovering from surgery, but I have never lived there or considered it my home. The last time I visited the apartment was in 2008, when I visited Clara for a few hours.

8. I was not personally served with the Summons and Complaint in this action while I was physically present in New York. Rather, my attorney in New York accepted service on my behalf while I was in Russia, reserving my right to dispute jurisdiction.

9. I do not consent to jurisdiction in New York.

10. For the foregoing reasons, I respectfully request that the Court dismiss the complaint against me in the above-captioned action.

11. No prior application has been made to this or any other Court for any of the relief requested herein.


Simon Kukes

В компетентные органы

Гр. Кукес Саймон Грегори, 05 декабря 1946 года рождения,
паспорт гражданина США 483730202 выдан 22 апреля 2011
года, зарегистрированный по месту пребывания по адресу: г.
Самара, ул. Лесная, д. 33, кв. 83,

ЗАЯВЛЕНИЕ

Я, Кукес Саймон Грегори, настоящим подтверждаю образец своей подписи на официальных документах на территории Соединенных Штатов Америки и других стран в английской транскрипции.

Подпись



Город Самара, Самарская область, Российская Федерация

Двенадцатого сентября две тысячи одиннадцатого года

Я, нотариус города Самары, Плеханов Александр Евгеньевич, свидетельствую подлинность подписи гр. Кукеса Саймона Грегори, которая сделана в моем присутствии. Личность подписавшего документ установлена.

Зарегистрировано в реестре за № 12 - 6487

Взыскан тариф в сумме 100р + 200р

Нотариус

А.Е.ПЛЕХАНОВ



{Official coat of arms}

To the competent authorities:

63 AA 0805434

Citizen Kukes Simon Gregory, date of birth 5 December 1946,
U.S. passport 483730202, issued on 22 April 2011, is registered as
having residence at the following address:
Samara (city), ulitsa Lesnaya (street), dom 33 (building), kvartira 83
(apartment number)

DECLARATION

I, Kukes Simon Gregory, hereby confirm the sample of my signature for official documents
on the territory of the United States of America in English.

Signature:



City of Samara, Samarskaya oblast (district), Russian Federation

The twelfth of September, two thousand and eleven

*I, the notary of the city of Samara, PLEKHANOV Aleksandr Yevgenyevich, hereby attest to the
authenticity of the signature of citizen Kukes Simon Gregory, which was produced in my
presence. The identity of the person signing the document has been confirmed.*

*Recorded in the register under no. **12 - 6487***

*The fee has been paid in the amount of **100 rubles + 200 rubles***

Notary

{Signature}

A. E. PLEKHANOV

{Stamp}

NOTARY A. E. PLEKANOV
CITY OF SAMARA
SAMARSKAYA OBLAST
ASSOCIATION OF NOTARIES
CITY OF SAMARA

STATE of NEW YORK)
)
COUNTY of NEW YORK)

ss:


CERTIFICATE OF ACCURACY

This is to certify that the attached document, "*Certification - Russian 2 (00043169)*", originally written in *Russian* is, to the best of our knowledge and belief, a true, accurate, and complete translation into *English*.

Dated: 9/15/2011


Seth Wargo
Consortra Translations

Sworn to and signed before ME this
15th day of September,
2011.


Notary Public

JAMES G MAMERA
Notary Public, State of New York
No. 01MA6157195
Qualified In New York County
Commission Expires Dec. 4, 2014

Прошито и пронумеровано на 3 (три)
Заместитель начальника Управления Минюстиции Российской Федерации по Самарск



{Handwritten initial}

City of Samara, Samarskaya oblast, Russian Federation

The thirteenth of September, two thousand and eleven

I, RUMYANTSEVA, Aleksandra Alekseyevna, temporarily fulfilling the duties of a notary of the city of Samara, **BELORUSTSEVA, Lyudmila Stepanovna**, hereby attest to the authenticity of the signature affixed by the translator, ILYININ, Andrey Vladimirovich, in my presence. His identity has been confirmed.

Recorded in the registry under No. 10 II – 4709

The fee has been collected in the amount of: 300 rubles 00 kopecks

{Stamp}

NOTARY L. S. BELORUSTSEVA
CITY OF SAMARA
SAMARSKAYA OBLAST
ASSOCIATION OF NOTARIES
CITY OF SAMARA

**Temporarily fulfilling the duties of a notary
of the city of Samara, BELORUSTSEVA, L. S.**

{Signature} **A. A. RUMYANTSEVA**

{Stamp}

NOTARY L. S. BELORUSTSEVA
CITY OF SAMARA
SAMARSKAYA OBLAST
ASSOCIATION OF NOTARIES
CITY OF SAMARA

{Signature}

{Stamp}

Temporarily fulfilling the duties
of a notary of the city of Samara
BELORUSTSEVA L. S.

2 / two SHEETS

{Top line cut off}
DOCUMENT TIED AND NUMBERED

STATE of NEW YORK)
)
COUNTY of NEW YORK)

SS:

CERTIFICATE OF ACCURACY

This is to certify that the attached document, "*eng page 3*", originally written in *Russian* is, to the best of our knowledge and belief, a true, accurate, and complete translation into *English*.

Dated: 9/16/2011


Seth Wargo
Consortra Translations

Sworn to and signed before ME this
16th day of September,
2011.


Notary Public

JAMES G MAMERA
Notary Public, State of New York
No. 01MA6157195
Qualified in New York County
Commission Expires Dec. 4, 2014

APOSTILLE
(CONVENTION OF THE HAGUE OF OCTOBER 5, 1961)

1. Russian Federation
The present official document
2. Was written by PLEKHANOV A. Ye.
(surname)
3. Acting in his capacity of a notary of the city of Samara, Samarskaya oblast
4. Confirmed by the seal / stamp of a notary of the city Samara, Samarskaya oblast, PLEKHANOVA, A. Ye

CERTIFIED

5. In the city of Samara
6. 14 September 2011
(Date)
7. By SOKOL, P. V., the head of the Section of the Ministry of Justice of the Russian Federation for the Samarskaya oblast
(Name of the agency)
8. Under no. 676
9. Seal / stamp
10. Signature (*Signature*)

{Stamp on the bottom of the Apostille}

MINISTRY OF JUSTICE
OF THE RUSSIAN FEDERATION
SECTION FOR THE
SAMARSKAYA OBLAST
{Unknown abbreviation and number}

STATE of NEW YORK)
)
COUNTY of NEW YORK)

ss:

CERTIFICATE OF ACCURACY

This is to certify that the attached document, "*eng page 4*", originally written in *Russian* is, to the best of our knowledge and belief, a true, accurate, and complete translation into *English*.

Dated: 9/16/2011


Seth Wargo
Consortra Translations

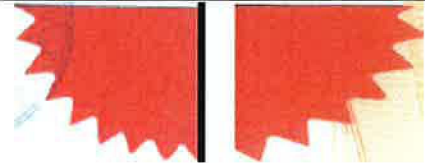
Sworn to and signed before ME this
16th day of September,
2011.


Notary Public

JAMES G MAMERA
Notary Public, State of New York
No. 01MA6157195
Qualified In New York County
Commission Expires Dec. 4, 2014

Tied and number in 3 (three)
The Assistant to the Head of the Section of the Ministry
of Justice of the Russian Federation for the Samarskaya oblast
{Signature} P. V. SOKOL

**MINISTRY OF JUSTICE
OF THE RUSSIAN FEDERATION
SECTION FOR THE
SAMARSKAYA OBLAST**
{Unknown abbreviation and number}



STATE of NEW YORK)
)
COUNTY of NEW YORK)

SS:

CERTIFICATE OF ACCURACY

This is to certify that the attached document, "*eng page 5*", originally written in *Russian* is, to the best of our knowledge and belief, a true, accurate, and complete translation into *English*.

Dated: 9/16/2011


Seth Wargo
Consortra Translations

Sworn to and signed before ME this
16th day of September,
2011.


Notary Public

JAMES G MAMERA
Notary Public, State of New York
No. 01MA6157195
Qualified in New York County
Commission Expires Dec. 4, 2014