

In the High Court of New Zealand
Auckland Registry

CIV-2026-404-001264

I te Kōti Matua o Aotearoa Tamaki
Makaurau Rohe

BETWEEN

DIGITAL SIGNS (2017) LIMITED, DIGITAL
ADVERTISING (2017) LIMITED, DIGITAL
HOLDINGS (2107) LIMITED, DAVID JAQUES

PLAINTIFFS

AND

~~BDO AUCKLAND LIMITED~~, BDO AUCKLAND
(trading as a firm and/or partnership),
NICHOLAS ROBERT INNES-JONES, ANDREW
JOHN MCKAY

DEFENDANTS

UPDATED VOLUNTARY UNDERTAKING OF DAVID JAQUES

3 August 2026

Solicitor of record:

Doug Cowan
Cowan Law
10 Heather Street
Parnell, Auckland
(09) 320 4616
doug.cowan@cowanlaw.co.nz

Counsel instructed:

S A Keall, barrister
FortyEight Shortland Barristers
Level 34, 48 Shortland Street,
Auckland
0223 179 127
stevekeall@stevekeall.com



UPDATED VOLUNTARY UNDERTAKING OF DAVID JAQUES

I, **DAVID JAQUES**, of Auckland, further undertake as follows.

1. In this undertaking, **Disclosed Documents** means all documents provided by any party by way of disclosure in this proceeding (whether by way of initial disclosure, discovery, or otherwise), together with any copies of, and any information derived from, those documents, and does not include documents relating to this matter that I already have in my possession, or are already in the public domain.
2. I will use the Disclosed Documents only for the purposes of this proceeding, in accordance with r 8.30(4) of the High Court Rules 2016.
3. I will not publish, disclose, distribute, or otherwise make available, or cause, permit, or procure any other person to publish, distribute or otherwise make available, any Disclosed Document to any person, except to the extent necessary for the purposes of this proceeding and to persons entitled to receive such documents under r 8.30(4), being the plaintiffs' solicitors and counsel and their staff, and the plaintiffs' expert advisers, witnesses, and potential witnesses, and the plaintiffs' prospective or current litigation funders only.
4. I acknowledge that the restrictions in r 8.30(4) apply to the Disclosed Documents as a matter of law, and that nothing in this undertaking limits any obligation I have under that rule or otherwise at law.

5. This undertaking continues until the final determination of this proceeding,
or any earlier order of the Court or agreement of the parties.

DATED at London this 3rd day of August 2026.



David Jaques