

IN THE GRAND COURT OF THE CAYMAN ISLANDS  
Fees Paid. *B. 100.00*  
Receipt No. *682868*  
Date *1.8.95*

CAUSE NO. 329 OF 1995

BETWEEN: (1) PHILIP BELLMONT  
(2) TRUMPS CORP Plaintiffs

AND: (1) INTERNATIONAL COMMERCE BANCORP  
(2) ROBERT L. DOTEY  
(3) MICHAEL VOIGT  
(4) CIBC BANK & TRUST CO. (CAYMAN) LTD.  
(5) CAYMAN NATIONAL BANK LTD. Defendants

**WRIT OF SUMMONS**

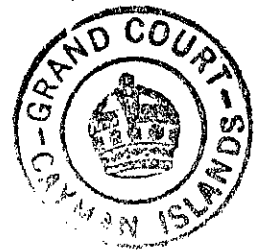
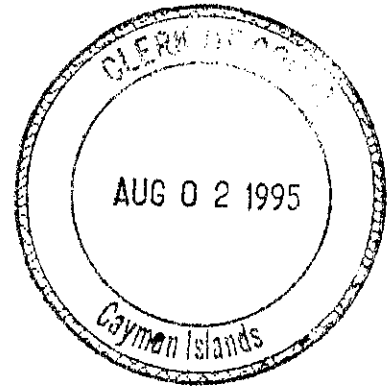
TO: INTERNATIONAL COMMERCE BANCORP  
c/o Registered Office  
Woodward Terry & Company  
Attorneys-at-Law  
3rd Floor, Caribbean Home Insurance  
Mary Street, George Town, Grand Cayman

AND TO: ROBERT L. DOTEY  
c/o 1901 Milltown Road,  
Wilmington, DE 19808, U.S.A.

AND TO: MICHAEL VOIGT  
c/o 1901 Milltown Road,  
Wilmington, DE 19808, U.S.A.

AND TO: CIBC BANK & TRUST CO. (CAYMAN) LTD.  
Edward Street  
George Town,  
GRAND CAYMAN

AND TO: CAYMAN NATIONAL BANK LTD.  
West Wind Building  
Fort Street,  
George Town,  
GRAND CAYMAN

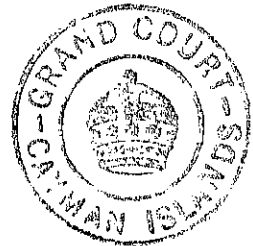


THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of the claim set out on the next page.

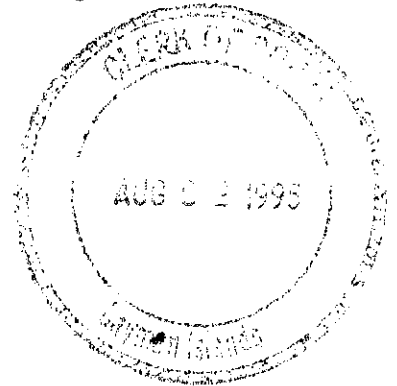
Within Fourteen days [14] after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495G, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 2<sup>nd</sup> day of AUGUST, 1995.



NOTE - This Writ may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with the date of issue unless renewed by order of the Court.



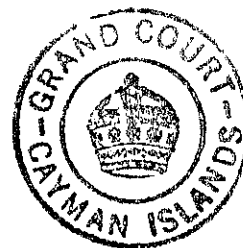
**IMPORTANT**

Directions for Acknowledgment of Service are given with the accompanying form.

## INDORSEMENT

A. As against the First, Second and Third Defendants:

1. Damages for fraud and/or conspiracy to defraud the Plaintiffs.
2. Alternatively, damages for wrongful conversion of funds belonging to the Plaintiffs.
3. Alternatively, damages for breach of fiduciary duty.
4. Alternatively, damages for breach of contract.
5. An Order that the First to Third Defendants be restrained (whether by themselves, their directors or other officer or agents or otherwise howsoever) until judgment or further order, from making any payment or transfer out of any account in the names of the First Defendant or any of them or out any of them or out of any account in relation to which any of the said Defendants have any direct or indirect interest or control or otherwise dealing with such account save for payment to the Plaintiff of any sum found due to them or otherwise pursuant to the order of the Court.



B. As against the Fourth and Fifth Defendants:

6. An Order that the Fourth and Fifth Defendants disclose to the Plaintiff forthwith and permit the Plaintiff to take copies of the following documents:-

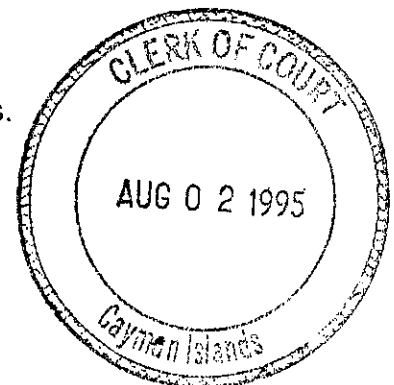
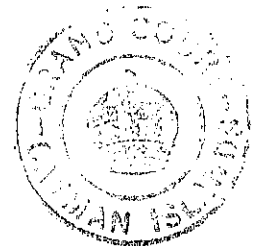
- a) all correspondence passing between the Defendants relating to any accounts at the Fourth and Fifth Defendants in relation to which any of the said Defendants were signatories on the account.;
- b) all statements, advise notes, paid checks, debit and credit vouchers, transfer applications, orders, instructions, internal memoranda and other documents relating to the operation of any account in the name of the Defendants or in relation to any account at the Fourth and Fifth Defendants to which any of the said Defendants are signatories on the account.

C. As against all of the Defendants:

7. A declaration that all funds standing in the credit of any of the Defendants in account with the Fourth and Fifth Defendants are held by such Defendants upon constructive trusts for the benefit of the Plaintiff absolutely.

8. All necessary accounts, inquiries and directions.

9. Further and/or other relief.

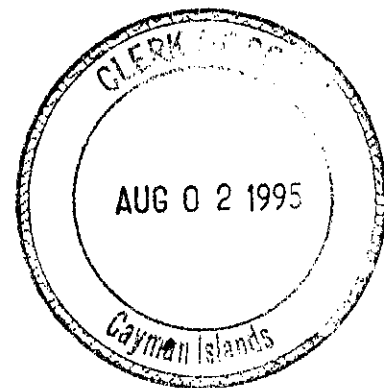


D. As against the First, Second and Third Defendants:

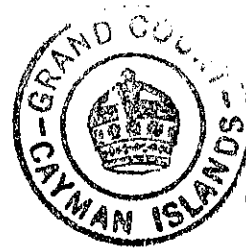
10. Interests.

11. Costs.

*Paget Brown, Quin & Hampson*  
PAGET-BROWN, QUIN & HAMPSON  
Attorneys-at-Law for the Plaintiff



THIS WRIT was issued by Messrs. Paget-Brown, Quin & Hampson, whose address for service is Harbour Centre, Third Floor, P.O. Box 1348, George Town, Grand Cayman, B.W.I.



BETWEEN: (1) PHILIP BELLMONT  
(2) TRUMPS CORP Plaintiffs

AND: (1) INTERNATIONAL COMMERCE BANCORP  
(2) ROBERT L. DOTEY  
(3) MICHAEL VOIGT  
(4) CIBC BANK & TRUST CO. (CAYMAN) LTD.  
(5) CAYMAN NATIONAL BANK LTD. Defendants

**ACKNOWLEDGMENT OF SERVICE  
OF WRIT OF SUMMONS**

**If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY.**

**IMPORTANT.** Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, **THIS FORM MAY HAVE TO BE RETURNED.**

Delay may result in judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

1. State the full name of the Defendant by whom or on whose behalf the service of the Writ is being acknowledged.

2. State whether the Defendant intends to contest the proceedings (*tick appropriate box*)  
 yes  no

3. If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (*tick box*).  
 yes

Service of the Writ is acknowledged accordingly

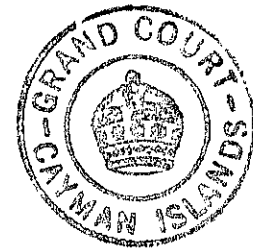
(Signed) .....

[Attorney] for

[Defendant in person]

Address for service:

*Please complete overleaf*



DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE  
OF WRIT OF SUMMONS

1. The accompanying form of **Acknowledgment of Service** should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person

After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, George Town, Grand Cayman

2. A Defendant who states in his Acknowledgment of Service that he intends to contest the proceedings **must also serve a defence** on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant

If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A **Stay of Execution** against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, **issue a Summons** for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by installments or otherwise.

**See over for notes for guidance**

**Please complete overleaf**