

IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN
CAUSE NO. 252/97



IN THE MATTER OF SECTION 118 OF THE REGISTERED LAND LAW

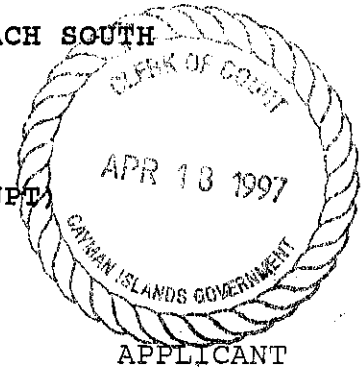
- AND -

IN THE MATTER OF REGISTRATION SECTION WEST BAY BEACH SOUTH
BLOCK 12C PARCEL 248

- AND -

IN THE MATTER OF ROBERT RANDALL KOWALSKI (A BANKRUPT)

BETWEEN: G.E. GROGAN of 3176 Penobscot Building,
Detroit, Michigan 48226, U.S.A. as the
trustee in bankruptcy of ROBERT RANDALL
KOWALSKI



APPLICANT

AND: ROBERT RANDALL KOWALSKI of 45573 North
Territorial Road, Plymouth, Michigan
48170, U.S.A.

DEFENDANT

ORIGINATING SUMMONS

LET THE DEFENDANT within 14 days after service of this Summons on him, counting the day of service, return the accompanying Acknowledgement of Service to the Courts Office, P.O. Box 495G, George Town, Grand Cayman.

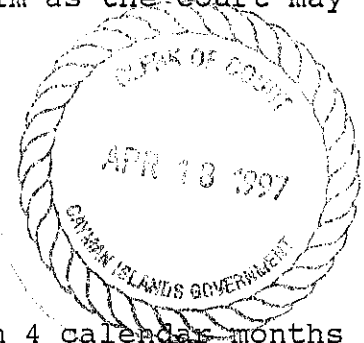
By this Summons, which is issued on the application of G.E. Grogan of 3176 Penobscot Building, Detroit, Michigan 48226, U.S.A., the Applicant seeks an Order that the appointment by the United States Bankruptcy Court for the Eastern District of Michigan on the 2nd day of January 1993 of G.E. Grogan as the trustee in bankruptcy of Robert Randall Kowalski be recognised in the Cayman Islands, that Robert Randall Kowalski be adjudged bankrupt as joint proprietor of a one-half share in that piece of land comprising Registration Section West Bay Beach South Block 12C Parcel 248 and that the interest of Robert Randall Kowalski as joint proprietor of a one-half share in that piece of land comprising Registration Section West Bay Beach South Block 12C Parcel 248 be transferred to G.E.

Grogan to be held by him as trustee of the property of Robert Randall Kowalski, a bankrupt, pursuant to section 118 of the Registered Land Law.

If the Defendant does not acknowledge service, such judgment may be given or order made against or in relation to him as the Court may think just and expedient.

Dated the 18th day of April 1997.

C.S. Gill & Co.



NOTE - This Summons 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 that date unless received by order of the Court.

IMPORTANT

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



This Originating Summons was issued by the Applicant's Attorney-at-Law, Messrs. C.S. Gill & Co. whose address for service is P.O. Box 945, 4th Floor, Genesis Building, Jennett Close, George Town, Grand Cayman, B.W.I.

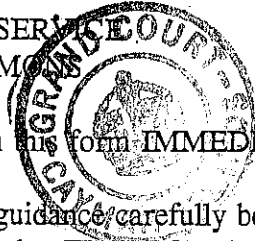
IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. ²⁵² OF 1997

BETWEEN: G.E. Grogan as Trustee in Bankruptcy of Robert Randall Kowalski PLAINTIFF

AND: Robert Randall Kowalski DEFENDANT

ACKNOWLEDGMENT OF SERVICE OF ORIGINATING 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.

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

2. State whether the Defendant intends to contest or otherwise participate in the proceedings (tick appropriate box)

yes no

Service of the Originating Summons is acknowledged accordingly

(Signed).....

[Attorney] for

[Defendant in person]

Address for service:

Notes on address for service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered principal office.

Indorsement by plaintiff's Attorney (or by plaintiff if suing in person) of his name, address and reference, if any, in the box below.

C. S. Gill & Co.
P.O. Box 945
George Town
Ref: SWP/lmb

Indorsement by defendant's Attorney (or by defendant if suing in person) of his name, address and reference, if any, in the box below.



Acknowledgment of service of originating summons (O.10, r.5)

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS**

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.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
4. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (the name stated on the Originating Summons)".
5. Where the Defendant is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description "Partner in the firm of (.....)" after his name.
6. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as (.....)" after his name.

7. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.