

IN THE GRAND COURT OF THE CAYMAN ISLANDS

GRAND COURT CAUSE No. 11/98

IN THE MATTER OF: Order 85 rule 2 of the Grand Court Rules 1995

AND IN THE MATTER OF: An application by the Joint Official Liquidators of Guardian Bank & Trust (Cayman) Limited (In Liquidation) as directors of Cayman Corporate Services Limited (In Liquidation) who are the Trustees of the Dr. Jeffrey E. Lavigne Trust ("the Trust") for relief under s.45 of the Trust Law (1996 Revision) to resolve the issue of the validity of the Trust.

BETWEEN: GUARDIAN BANK & TRUST (CAYMAN) LIMITED
(IN LIQUIDATION)

PLAINTIFF

AND: (1) MICHAEL L. CARTWRIGHT
(2) STEPHANIE L. BUMP
(3) LEON J. LAVIGNE
(4) ALICIA R. LAVIGNE
(5) MICHELLE B. LAVIGNE

DEFENDANTS

ORIGINATING SUMMONS

- TO: (1) MICHAEL L. CARTWRIGHT of 17410 SE Renton Maple Valley Road, Rneton, WA 98058, U.S.A.,
- (2) STEPHANIE L. BUMP (formerly, Stephanie D. Lavigne) of 8118 13th S. Avenue, Bloomington MN 55425, U.S.A.,
- (3) LEON J. LAVIGNE of 5474 W Brenner Pass, Fridley MN 55432;
- (4) ALICIA R. LAVIGNE of 202 Strong Street, Tyler, MN 56178, U.S.A.
- (5) MICHELLE B. LAVIGNE of 413 Village Drive, Apartment 119, Marshall MN 56258

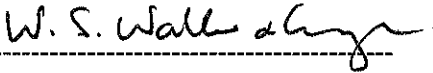
who each claim to be beneficially interested under the Dr. Jeffrey E. Lavigne Trust made or purported to be made by Trust Settlement dated 23rd November 1990

LET ALL PARTIES CONCERNED attend before a Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the 10 day of March, 1998 at 9:30 o'clock in the fore noon on the hearing of an application by the Plaintiff care of their attorneys, W.S.Walker & Company, P.O.Box 265 GT, Caledonian House, Mary Street, George Town, Grand Cayman, that the following issue be determined:-

Whether a valid, effective and binding trust was created by Trust Settlement dated 23rd November 1990 entered into between Dr. Jeffrey E. Lavigne, as Settlor, and Guardian Bank & Trust ("the Bank"), as Trustee.

AND LET THE DEFENDANTS within 28 days after service of this Originating Summons on them counting the day of service, return the accompanying Acknowledgment of Service to the Courts Office, P.O.Box 495G, George Town, Grand Cayman, Cayman Islands, BWI,

DATED this ^{10th} day of January, 1998.



W.S.WALKER & COMPANY
Attorneys-At-Law for the Plaintiff

- NOTES:**
- (1) This Originating Summons may not be served later than 6 calendar months beginning with the above date unless renewed by order of the Court.
 - (2) If the Defendants, or any of them, do not acknowledge service and/or do not attend personally or by his or her attorney at the time and place above-mentioned such judgment may be given or order made against or in relation to that Defendant as the Court may think just and expedient.

IMPORTANT

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

This Originating Summons was issued by W.S.Walker & Company whose address for service is P.O. Box 265, Caledonian House, George Town, Grand Cayman, Attorneys-at-Law for the Plaintiff whose address for service is that of their said Attorneys-at-Law.