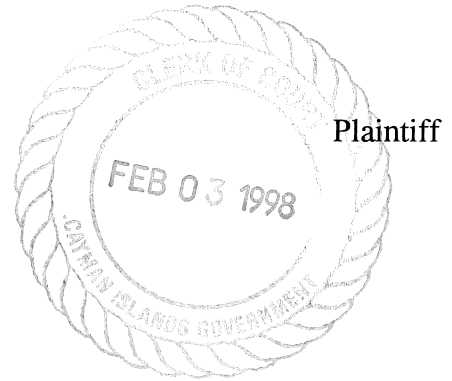


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 85 OF 1998

BETWEEN:

CITIBANK, N.A.



AND

- (1) CARLOS GOMEZ
- (2) JOSE IGNACIO JOARISTI
- (3) BCT BANK INTERNATIONAL
- (4) FIDUCIARY TRUST (CAYMAN) LIMITED
- (5) MERRILL LYNCH BANK & TRUST CO. (CAYMAN) LTD.

Defendants

WRIT OF SUMMONS

- TO:
- (1) Carlos Gomez of 1000 Park Avenue, New York, New York
 - (2) Jose Ignacio Joaristi of Callejaboronello 75 Mts. San Escazu in Costa Rica
 - (3) BCT Bank International, whose registered office is at the offices of Coutts (Cayman) Limited, P.O. 707GT, Coutts House, West Bay Road, Grand Cayman
 - (4) Fiduciary Trust (Cayman) Limited, whose registered office is at P.O. Box 1062GT, 3rd Floor, One Capital Place, George Town, Grand Cayman
 - (5) Merrill Lynch Bank & Trust Co. (Cayman) Ltd., whose registered office is P.O. Box 1164GT, British American Tower, 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 14 days 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 Acknowledgement of Service stating therein whether you intend to contest these proceedings.

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

Issued this ____ day of February, 1998.

NOTE - This Writ may not be served later than 4 calendar months beginning with the date of issue unless renewed by order of the Court.

IMPORTANT

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

AND THE PLAINTIFF CLAIMS:

AGAINST THE FIRST DEFENDANT:

1. Judgement for the sum of US\$10 million (plus the interest accrued thereon since August 1991) being money had and received by the First Defendant to the use of the Plaintiff.
2. A declaration that the Plaintiff is entitled to trace and the First Defendant is liable to make restitution of the said sum.
3. An order for costs.

AGAINST THE SECOND DEFENDANT:

4. A declaration that all sums standing to the credit of the Second Defendant's account number 315-64 with the Third Defendant are held upon constructive trust for the benefit of the Plaintiff absolutely.
5. A declaration that all sums standing to the credit of any other accounts with the Third Defendant in the name of or directly or indirectly owned by the First Defendant is held upon constructive trust for the benefit of the Plaintiff absolutely.
6. An order for costs.

AGAINST THE THIRD DEFENDANT:

7. A declaration that all sums standing to the credit of account number 315-64 in the name of the Second Defendant and/or any other accounts in the name of or directly or indirectly

owned by the First and/or Second Defendants are held upon constructive trust for the benefit of the Plaintiff absolutely.

8. Such further or other orders as the Court thinks fit.

AGAINST THE FOURTH DEFENDANT:

9. An order that the Fourth Defendant shall, within seven days (or such longer time as may be agreed to in writing by the Plaintiff) provide to the Plaintiff's attorneys at law an affidavit sworn by a duly authorised officer setting out to the best of its knowledge or belief the following information:
 - a. the names and addresses of all the shareholders, directors and officers of Sailfish Enterprises Limited, a company incorporated under the Companies Law (1995 Revision), registration number 63982 ("Sailfish Cayman");
 - b. the names and addresses of the ultimate beneficial owners of Sailfish Cayman;
 - c. the identity of any bank accounts maintained by Sailfish Cayman;
 - d. the identity of the signatories to Sailfish Cayman's bank accounts.
10. An order that the Fourth Defendant shall, within seven days (or such longer time as may be agreed to in writing by the Plaintiff) provide to the Plaintiff's attorneys at law true copies of the following documents or records (including documents and records that are stored electronically) that are in its possession, custody or power:
 - a. the registers of the shareholders, directors and officers of Sailfish Cayman;
 - b. any nominee agreements or other documents identifying the ultimate beneficial ownership of Sailfish Cayman;
 - c. the account opening documentation relating to any bank accounts maintained by Sailfish Cayman;

- d. all statements of account, advices and correspondence relating to Sailfish Cayman's bank accounts;
- e. the instructions and advices relating to the transfer of all funds to and from the bank accounts maintained by Sailfish Cayman.

11. The Fourth Defendant be restrained until it has complied with the orders sought under paragraphs 9 and 10 above (without the prior written consent of the Plaintiff) from revealing to the First and/or Second Defendants or to any third party the following matters:

- a. the fact that this action has been commenced and disclosure orders made;
- b. the contents of the affidavit of Thomas M. Lahiff, sworn on 2nd February, 1998 and exhibits thereto.

AGAINST THE FIFTH DEFENDANT:

12. An order that the Fifth Defendant shall, within seven days (or such longer time as may be agreed to in writing by the Plaintiff) provide to the Plaintiff's attorneys at law an affidavit sworn by a duly authorised officer setting out to the best of its knowledge or belief the following information:

- a. the names and addresses of all the shareholders, directors and officers of South Fork Limited, a company incorporated under the Companies Law (1995 Revision), registration number 38083 ("South Fork") and Corcovado Limited, a company incorporated under the Companies Law (1995 Revision), registration number 54237 ("Corcovado");
- b. the names and addresses of the ultimate beneficial owners of South Fork and Corcovado;
- c. the identity of any bank accounts maintained by of South Fork and Corcovado;
- d. the identity of the signatories to South Fork and Corcovado's bank accounts.

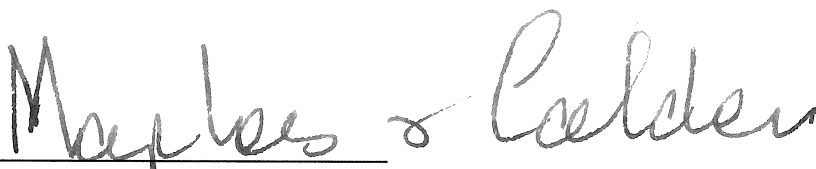
13. An order that the Fifth Defendant shall, within seven days (or such longer time as may be agreed to in writing by the Plaintiff) provide to the Plaintiff's attorneys at law true copies of the following documents or records (including documents and records that are stored electronically) that are in its possession, custody or power:

- a. the registers of the shareholders, directors and officers of South Fork and Corcovado;
- b. any nominee agreements or other documents identifying the ultimate beneficial ownership of South Fork and Corcovado;
- c. the account opening documentation relating to any bank accounts maintained by South Fork and Corcovado;
- d. all statements of account, advices and correspondence relating to South Fork and Corcovado's bank accounts;
- e. the instructions and advices relating to the transfer of all funds to and from the bank accounts maintained by South Fork and Corcovado.

14. The Fifth Defendant be restrained until it has complied with the orders sought under paragraphs 12 and 13 above (without the prior written consent of the Plaintiff) from revealing to the First and/or Second Defendants or to any third party the following matters:

- a. the fact that this action has been commenced and disclosure orders made;
- b. the contents of the affidavit of Thomas M. Lahiff, sworn on 2nd February, 1998 and exhibits thereto.

DATED this _____ day of February, 1998.



MAPLES and CALDER

This Writ was issued by Maples and Calder, attorneys for the Plaintiff, whose address for service is Ugland House, PO Box 309GT, Grand Cayman, Cayman Islands.