

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: *637* OF 1998

IN THE MATTER OF THE ARBITRATION LAW (1996 REVISION)

AND IN THE MATTER OF THE FOREIGN ARBITRAL AWARDS  
ENFORCEMENT LAW

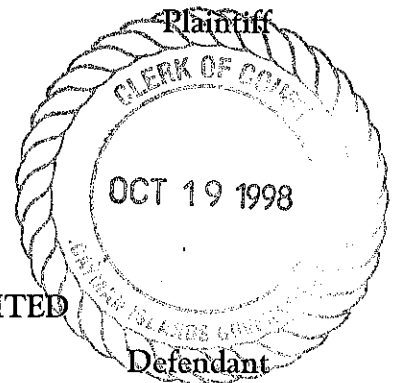
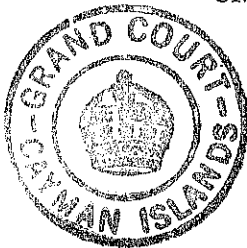
AND IN THE MATTER OF AN ARBITRATION

B E T W E E N:

FINVEN FINANCIAL INSTITUTION LIMITED

AND

SMITH COGENERATION DOMINICANA LIMITED



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EX PARTE ORIGINATING SUMMONS

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LET ALL PARTIES attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the *10* day of *Nov* 19*98*, at *9:30* o'clock on the hearing of an application by the Plaintiff, of 2<sup>nd</sup> Floor, Piccadilly Centre, P.O. Box 30592 SMB, Grand Cayman, Cayman Islands, for orders that

1. pursuant to section 22 of the Arbitration Law (1996 Revision) and section 5 of the Foreign Arbitral Awards Enforcement Law the Plaintiff be at liberty to enforce in the same manner as a judgment or order to the same effect an award dated

8 July 1998 of Abraham D Sofaer, the arbitrator in this matter appointed under an agreement in writing dated 30 April 1996 and made between the Plaintiff and the Defendant; and

2. the costs of this application and any judgment which may be signed hereunder be paid by the Defendant

Dated the 16<sup>th</sup> day of October 1998.

*Hunter & Hunter*  
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Hunter & Hunter  
Attorneys-at-Law for the Plaintiff

This Originating Summons was issued by Hunter & Hunter, Attorneys-at-Law for the Plaintiff, whose address for service is The West Wind Building, 2nd Floor, P.O. 190 GT, Grand Cayman, Cayman Islands. (Ref.: AJB/04472-018)