

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 435 OF 1999

In the matter of the Confidential Relationships (Preservation) Law (1995 Revision)
and

In the matter of MID-AMERICAN INDEMNITY INSURANCE COMPANY

CHRISTOPHER JOHNSON AND THOMAS D POWERS
(Joint Official Liquidators of Mid-American Indemnity Insurance Company)

and

Plaintiff

- (1) BANK OF BERMUDA (CAYMAN) LTD
- (2) CAYMAN NATIONAL BANK LTD
- (3) CIBC BANK & TRUST CO (CAYMAN) LTD

Defendants

EX PARTE ORIGINATING SUMMONS

LET ALL PARTIES CONCERNED attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on ^{22nd} day of ^{July} 1999 at ^{9.30am} o'clock on the hearing of an application by Cayman National Bank Ltd ("CNB") who is required by paragraph 1 of an Order dated 24 May 1999 ("the Order") to disclose certain information as more particularly described in paragraph 1 of the Order and who seeks directions pursuant to Section 4 of the above-mentioned Law.

The Applicant is required by the Order by means of discovery of documents to give in evidence confidential information belonging to the person or persons referred to in Schedule 1 of the Order being persons to whom the applicant owes a duty of confidentiality and to disclose in particular the documents referred to in Schedule 2 to the Order and therefore seeks directions that:-

1. The Applicant do provide to the Joint Liquidators of Mid-American Indemnity Insurance Company ("the Joint Liquidators") forthwith the documents or records pursuant to paragraph 1 of the Order on such terms and in such a manner as this Honourable Court shall deem fit.
2. The document disclosure shall be in the form of an Affidavit sworn to by an official of CNB with the documents exhibited or in such other form as this Honourable Court shall deem appropriate.
3. There shall be no further disclosure of confidential information or document discovery without further Order of this Honourable Court.
4. Such further or other directions as this Honourable Court shall deem appropriate.
5. The costs of this Application shall be costs of the Action in Cause No. 255 of 1995.

Dated this 14th day of July 1999.


Truman Bodden & Company

TIME ESTIMATE: The estimated length of the hearing of this summons is 20 minutes.

This Originating Summons was issued by Truman Bodden & Company, Attorneys-at-Law for Cayman National Bank, whose address for service is that of its said Attorneys-at-Law, namely Anderson Square Building, 3rd Floor, P.O. Box 866GT, Grand Cayman, Cayman Islands, B.W.I.