

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 86 OF 1996

IN THE MATTER OF BANK OF CREDIT AND COMMERCE INTERNATIONAL
(OVERSEAS) LIMITED (IN LIQUIDATION)

AND IN THE MATTER OF THE BANKS AND TRUST COMPANIES LAW 1989

AND IN THE MATTER OF THE COMPANIES LAW (REVISED)

BETWEEN: ECKHART MARINE GmbH APPLICANT
AND: IAN A.N. WIGHT
ROBERT E. AXFORD
MICHAEL W. MACKEY RESPONDENTS

Originating Application

Let Ian A.N. Wight, Robert E. Axford and Michael W. Mackey attend before the Judge in Chambers on the 2nd day of May, 1996 at 9.30 o'clock at the Law Courts, George Town, Grand Cayman on the hearing of an application by Eckhart Marine GmbH, the applicant for an Order in the following terms:-

1. That the decision of the Respondent communicated by letter dated 20th December, 1995 rejecting the proof of the applicant in these matters, be set aside, and that the said proof be allowed in full.
2. Such further and other relief as this Court may deem just in the circumstances.

3. That the Respondents pay the costs of and incident to this application.

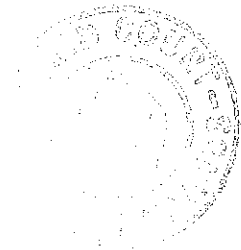
The grounds on which the applicant claims to be entitled to the order are:-

1. That the decision in refusing to admit the Applicant's claim to proof was grounded on the basis of information in the Respondent's possession that the Applicant had been paid in full the amount Taka 8,338,611.78 was based on an error of fact.
2. That the decision of the Respondents was wrong in law.

The Applicant reserves the right to file an affidavit prior to the hearing of this application.

The names and addresses of the persons upon whom it is intended to serve this application are:

1. The Clerk of the Courts.
2. Ian A.N. Wight
Official Liquidator
One Capital Place
Shedden Road
George Town
Grand Cayman, B.W.I.
3. Robert E. Axford
Official Liquidator
One Capital Place
Shedden Road
George Town
Grand Cayman, B.W.I.



4. Michael W. Mackey
Official Liquidator
One Capital Place
Shedden Road
George Town
Grand Cayman, B.W.I.

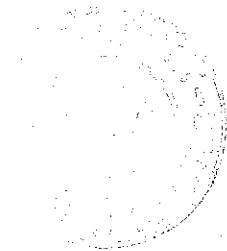
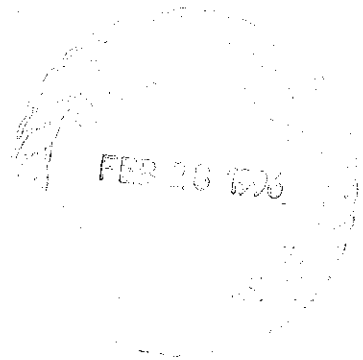
The Applicant's address for service is:-

c/o Myers & Alberga
Attorneys-at-Law for the Applicant
One Regis Place
P.O. Box 472
George Town
Grand Cayman, B.W.I.

Dated this *28* day of *February*, 1996.



MYERS & ALBERGA



Filed by Myers & Alberga, Attorneys-at-Law for and on behalf of the Respondents whose address for service is P.O. Box 472, One Regis Place, George Town, Grand Cayman, Cayman Islands, B.W.I.