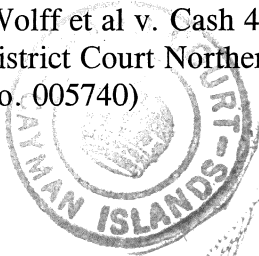


IN THE GRAND COURT OF THE CAYMAN ISLANDS

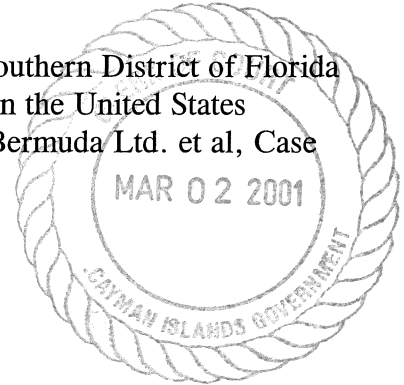
CAUSE NO. 124 OF 2001

In the Matter of the Confidential Relationships (Preservation) Law (1995 Revision)

And in the Matter of an action in the United States District Court Southern District of Florida (Wolff et al v. Cash 4 Titles et al, Case No. 00-0542) and an action in the United States District Court Northern District of Illinois (Stenger et al v. Bank of Bermuda Ltd. et al, Case No. 005740)



EX PARTE ORIGINATING SUMMONS



LET ALL PARTIES CONCERNED attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the 29 day of MAR. 2001 at 9:30 on the hearing of an application by the Bank of Bermuda (Cayman) Limited ("the Bank") and Bermuda Trust (Cayman) Limited ("Bermuda Trust") of P.O. Box 513 GT, 3rd Floor British American Tower, George Town, Grand Cayman, for directions pursuant to section 4 of the abovementioned law.

1. Two actions have been filed in the United States Federal Court arising out of an alleged scheme to defraud investors in a business known as "Cash 4 Titles". One action was filed on 8th February 2000 in the United States District Court Southern District of Florida (Wolff et al v. Cash 4 Titles et al, Case No. 00-0542) ("the Florida action"). The other action was filed on 19th September 2000 in the United States District Court Northern District of Illinois (Stenger v. Bank of Bermuda Ltd. et al, Case No. 00-5740) ("the Illinois action"). The Bank is named as a Defendant in the Florida action and the Bank and Bermuda Trust are named as Defendants in the Illinois action. It is alleged that the Bank and Bermuda Trust were involved in the Cash 4 Titles scheme.
2. In relation to both the Florida action and the Illinois action the Bank and Bermuda Trust are required, pursuant to the Federal Rules of Civil Procedure (V. Depositions and Discovery), to provide discovery of all documents in support of their defences. In

addition, the Plaintiffs in the Florida action have, as also permitted by the Federal Rules of Civil Procedure, served upon the Bank a Request for Production of Documents dated 4th January 2001 (“the Request”), which requires the Bank to disclose further specified categories of documents. The Request will be exhibited to the Affidavit of Allen J Bernardo intended to be sworn in support of this application. It is anticipated that the Bank and Bermuda Trust will soon be served with a Request for Production of Documents by the Plaintiffs in the Illinois action, seeking similar discovery to that specified in the Request.

3. In relation to the Florida action, the Bank intends to produce documents relating to the Cash 4 Titles business, and also, for the purposes of determining the issue of whether the Florida Court has jurisdiction, documents relating to the contacts which the Bank had generally with the State of Florida. The Bank does not intend at this stage to comply with the items of the Request which require production of documents relating to the contacts which the Bank had with the whole of the United States, although the Plaintiffs may in due course require it to do so. The Bank’s United States counsel has been advised that the Plaintiffs intend to seek an order from the Florida court requiring the Bank to produce all documents relating to contacts the Bank had with the whole of the United States.
4. In relation to the Illinois action, the Bank and Bermuda Trust intend to produce documents relating to the Cash 4 Titles business and also, for the purposes of determining the jurisdictional issue in those proceedings, documents relating to the contacts which the Bank and Bermuda Trust had with the whole of the United States.
5. The evidence which the Bank and Bermuda Trust is required to give includes confidential information belonging to the following categories of persons/entities:
 - (a) customers of the Bank and Bermuda Trust who fall within the category at paragraph 30 of the Request, including persons and entities who invested in or received money from the Cash 4 Titles business, or who invested with, lent money to or were otherwise affiliated with Michael Gause and Richard Homa

(the principals behind the Cash 4 Titles business);

- (b) customers of the Bank and Bermuda Trust who are citizens of the United States, or which are companies or trusts which are organised under the laws of any of the States of the United States.
- (c) customers of the Bank and Bermuda Trust which are companies or trusts owned by citizens of the United States.

6. The confidential information in question comprises the following categories of documents:

- (a) account opening documentation, account statements, supporting documentation in relation to transactions on accounts and any other documents or correspondence relating to the accounts of the relevant customers of the Bank and Bermuda Trust;
- (b) account statements relating to the accounts maintained by the Bank and Bermuda Trust with its correspondent banks in the United States, setting out details of all wire transfers passing through those accounts;
- (c) bills issued to the Bank and Bermuda Trust by its telephone service provider, setting out details (number and destination) of all outgoing calls made from the Bank's and Bermuda Trust's telephone lines to the United States; and
- (d) invoices, monthly statements and receipts issued by the various courier companies used by the Bank and Bermuda Trust for transmission of documents to the United States including to customer contacts.

5. The Bank and Bermuda Trust seek directions as to the disclosure in evidence of the abovementioned confidential information in pursuant to their discovery obligations in

the Florida and Illinois proceedings as set out in paragraph 2. above, and such further or other directions as the Court shall think fit.

DATED this 2 day of March 2001

A handwritten signature in cursive script, appearing to read "Maples and Calder", written in black ink. The signature is fluid and extends across the width of the page.

Maples and Calder

TIME ESTIMATE: The estimated length of the hearing of this Summons is 2 hours

This Originating Summons was issued by Maples and Calder, Ugland House, P.O. Box 309 George Town, Grand Cayman, Attorneys-at-Law for the Applicant.