

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

CAUSE NO. **674** 2001

**IN THE MATTER OF SECTION 48 TRUST LAW (1998) REVISION**



**BETWEEN: ATC TRUSTEES (CAYMAN) LIMITED PLAINTIFFS**

**AND (1) JOSEPH LAWTON FIRST DEFENDANT**

**(2) QUAESTOR COMMERCIAL SERVICES LTD. SECOND DEFENDANT**

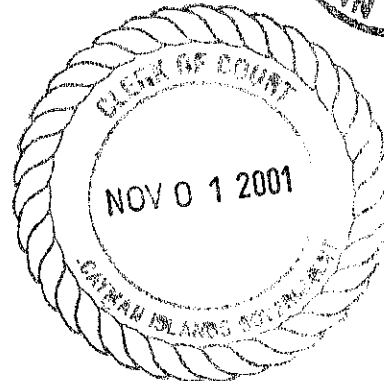
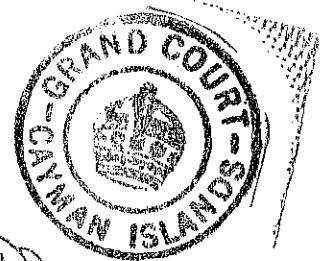
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**ORIGINATING SUMMONS**

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To: Joseph Lawton  
656 Hillcrest Way  
Redwood City  
C.A. 94062  
U.S.A.

And to: Quaestor Commercial Services Ltd.  
1700 - 1188 West Georgis Street,  
Vancouver, BC V6E 4A2  
Canada




**LET THE DEFENDANTS**, within [14 days] after service of this Summons on them, counting the day of service, return the accompanying Acknowledgement of Service to the Courts office, P.O. Box 495, George Town, Grand Cayman.

By this Summons, which is issued on the application of ATC Trustees (Cayman) Limited., of Cayside, Second Floor, Harbour Drive, George Town, Grand Cayman, B.W.I. The Plaintiff seeks the determination of the Court on the following questions namely:

1. whether the Plaintiff as holder of the issued share capital of Empire Investments Ltd. holds those shares on the terms of a valid nominee agreement on behalf of Quaestor Commercial Services Ltd.;
2. if not, whether such shares are to be deemed to be held on trust for Joseph Lawton;
3. alternatively, whether if the terms of the nominee agreement are to be treated as valid, the shares in Empire Investments Ltd. are nevertheless still to be deemed to be held on trust for Joseph Lawton;
4. upon whose instruction the Plaintiff should act as the trustee of the shares in Empire Investments Ltd..
5. such other directions as may be necessary or appropriate.

If the Defendants do not acknowledge service, such judgment may be given or order made against or in relation to them as the Court may think just and expedient.

Dated this 21<sup>st</sup> day of October, 2001.

  
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**BRUCE CAMPBELL & CO.**  
**Attorneys-at-law for the Plaintiffs**

**Time Estimate: 1 hour**

To: The Clerk of the Court

And to: First Defendant

And to: Second Defendant

**NOTE – This Summons may not be served later than 4 calendar months beginning with that date unless renewed by order of the Court.**

**IMPORTANT**

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

**This Originating Summons** is filed by Bruce Campbell & Co., attorneys-at-law for the Plaintiffs whose address for service is 4<sup>th</sup> Floor, Bank of Nova Scotia Building, George Town, Grand Cayman.