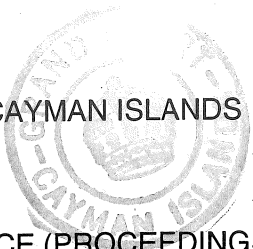
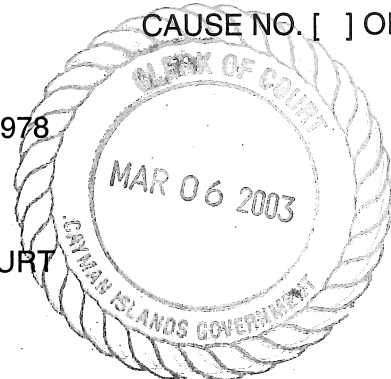


IN THE GRAND COURT OF THE CAYMAN ISLANDS



140
CAUSE NO. [] OF 2003

IN THE MATTER OF THE EVIDENCE (PROCEEDINGS IN OTHER JURISDICTIONS) (CAYMAN ISLANDS) ORDER 1978 (SI 1890/78)



AND IN THE MATTER OF A CIVIL PROCEEDING NOW PENDING BEFORE THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA ENTITLED AS FOLLOWS:

Stewart Esposito,

Plaintiff,

v.

Uwatec, Inc, Scubapro, and, Johnson
Outdoors Inc.,

Defendants

CASE NOS. C01-03303 WDB;
C01-04839 WDB;
C 02- 0993 WDB;
C 02- 1186 WDB.

Action Filed: 27 February 2002
Assigned to: Judge Brazil

Dept.: []

REQUEST FOR FOREIGN JUDICIAL ASSISTANCE TO COMPEL THE ORAL EXAMINATION OF ERICA HALEY AND OTHER WITNESSES AND PRODUCTION OF DOCUMENTS IN CIVIL PROCEEDINGS

EX-PARTE ORIGINATING SUMMONS

LET ALL PARTIES CONCERNED attend before Judge in Chambers, at the Law Courts, George Town, Grand Cayman, on the *22nd* day of *April*, 2003, at *9:30* o'clock in the *noon*, on the hearing of an application pursuant to GCR Order 70, Rule 2 by the Requesting Party for the following Orders:-

1. That Ms. Erica Haley, Dr. Fiona Robertson, the operator of the hyperbaric chamber and any doctor in the Cayman Islands who treated the Plaintiff in October 2001 do attend before Tom R. Shapiro of Monroe & Shapiro, Royal Airport Center, 5933 W. Century Blvd, Suite 800, Los Angeles California 90045-5471, United States of America and/or Diarmad Murray of Walkers who are hereby appointed examiners herein and counsel for the Plaintiff, at Walkers, PO Box 256 GT, Mary Street, Walker House, George Town, Grand

Cayman, at such date and time as the Court may direct or such other day and time as the said examiner may appoint, and do there submit to be examined upon oath, touching the testimony so required as aforesaid; and

2. That the said examiner do take down or cause to be taken down in writing the evidence of the said witnesses according to the rules and practice of the Grand Court pertaining to the examination and cross-examination of witnesses and do request the said witnesses sign their depositions in the said examiner's presence and do sign the depositions taken in pursuance of this Order, and when so completed do send them, together with this order and the request, to the Clerk of the Court for transmission to the Court desiring the evidence of the said witnesses.

Dated the ^{4th} day of March 2003.



WALKERS

TIME ESTIMATE: The estimated length of the hearing of this summons is 30 minutes.

THIS EX-PARTE SUMMONS was filed by Walkers, Attorneys-At-Law for the Requesting Party, whose address for service is that of its said Attorneys-At-Law, Walker House, PO Box 265GT, Mary Street, George Town, Grand Cayman, Cayman Islands