

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 432 OF 1996

BETWEEN: HELENE TREMBLAY

PLAINTIFF

AND: (1) THE BANK OF NOVA SCOTIA TRUST COMPANY (CAYMAN) LIMITED
(2) CARMEN A. THOMPSON
(3) MICHEL NORMANDEAU
(4) WILLIAM A. CHISHOLM

DEFENDANTS

WRIT OF SUMMONS

TO: (1) The Bank of Nova Scotia Trust Company (Cayman) Limited, P.O. Box 501, Bank of Nova Scotia Building, Cardinal Avenue, George Town, Grand Cayman; (2) Carmen A. Thompson, c/o The Bank of Nova Scotia Trust Company (Cayman) Limited, aforesaid; (3) Michel Normandeau, c/o The Bank of Nova Scotia Trust Company (Cayman) Limited, aforesaid and (4) William A. Chisholm, c/o The Bank of Nova Scotia Trust Company (Cayman) Limited, aforesaid.

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of the claim set out on the next page.

Within 14 days after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495G, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 23rd day of August 1996.

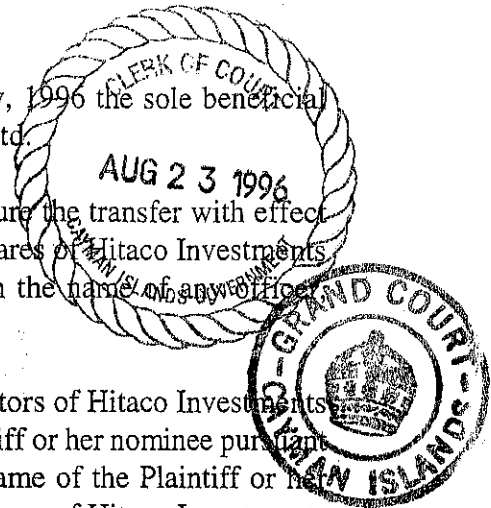
NOTE - This Writ may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with the date of issue unless renewed by order of the Court.

IMPORTANT

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

THE PLAINTIFF claims:

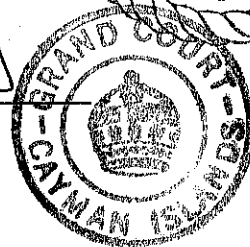
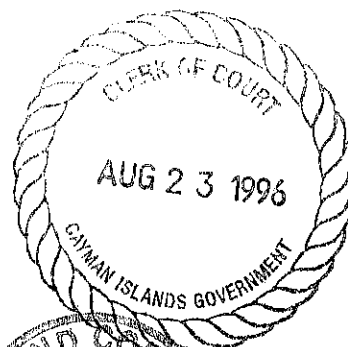
1. A declaration that the Plaintiff is and has been since 11th July, 1996 the sole beneficial owner of the entire issued share capital of Hitaco Investments Ltd.
2. An order that the First Defendant do forthwith transfer or procure the transfer with effect from 11th July, 1996 to the Plaintiff or her nominee all issued shares of Hitaco Investments Ltd. as are registered in the name of the First Defendant or in the name of any officer, employee, nominee or agent of the First Defendant.
3. An order that the Second, Third and Fourth Defendants as directors of Hitaco Investments Ltd. do forthwith upon the transfer of the said shares to the Plaintiff or her nominee pursuant to paragraph 2 above register the said transfer and enter the name of the Plaintiff or her nominee as the holder of the said shares in the Register of Members of Hitaco Investments Ltd. as at 11th July, 1996.
4. In the alternative to 2 and 3 above an order that the Register of Members of Hitaco Investments Ltd. be rectified with effect from 11th July, 1996 by striking out the name of the First Defendant or any officer, employee, nominee or agent of the First Defendant as the holder of all issued shares of Hitaco Investments Ltd. and by inserting in lieu thereof the name of the Plaintiff or her nominee as the holder of all the said issued shares.
5. An account by each of the Defendants of all monies and/or other assets belonging to the Plaintiff or to which the Plaintiff is or was beneficially entitled received by the Defendants or any of them as trustee or agent of the Plaintiff or otherwise for her benefit and of the manner in which the Defendants and each of them has applied the said monies and/or assets.
6. An order that the Defendants jointly and severally do pay to the Plaintiff such sum as may be found due upon taking such account with interest thereon pursuant to the Judicature Law and/or the equitable jurisdiction of the Court.
7. All further proper accounts, inquiries and directions.
8. Damages against the First Defendant for breach of trust and/or fiduciary duty.
9. Damages against the First Defendant for knowing assistance in breach of trust by The Bank of Nova Scotia Trust Company (Caribbean) Limited, Barbados.
10. Damages against the Second, Third and Fourth Defendants for knowing assistance in breach of trust and/or fiduciary duty by the First Defendant.
11. Damages against the Second, Third and Fourth Defendants for knowing assistance in breach of trust by The Bank of Nova Scotia Trust Company (Caribbean) Limited, Barbados.
12. Interest pursuant to the Judicature Law and/or the equitable jurisdiction of the Court.



- 13. Further or other relief.
- 14. Costs.



W.S. WALKER & COMPANY



THIS WRIT was issued by W.S. Walker & Company, Caledonian House, George Town, Grand Cayman, Attorneys-at-Law for the Plaintiff, whose address for service is c/o his said Attorneys-at-Law.