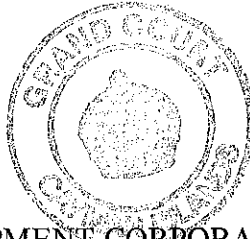


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 291 OF 2004

BETWEEN:

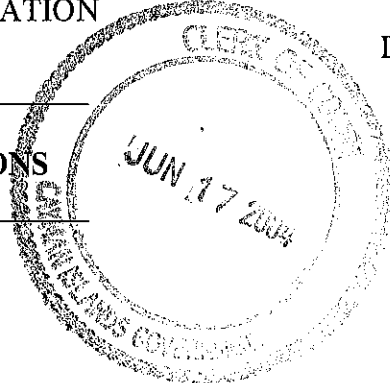
TEMPO GROUP LTD



Plaintiff

AND:

FORTUNA DEVELOPMENT CORPORATION



Defendant

WRIT OF SUMMONS

TO: Fortuna Development Corporation
c/o Offshore Incorporations (Cayman) Limited
PO Box 2804GT
4th Floor, Scotia Centre
George Town
Grand Cayman

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, PO Box 495 GT, 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 17th day of June 2004

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.

STATEMENT OF CLAIM

1. The Plaintiff ("Tempo") is a duly incorporated company having its registered office at PO Box 71 Craigmuir Chambers, Road Town, Tortola, British Virgin Islands.
2. The First Defendant ("Fortuna") is an investment and holding company incorporated in the Cayman Islands, whose registered office is at 4th Floor, PO Box 2804, Scotia Centre, George Town, Grand Cayman, Cayman Islands.
3. Tempo is a member of Fortuna and is the owner and registered shareholder of 36,000,000 fully paid up ordinary shares in Fortuna.
4. Fortuna has declared dividends in respect of the financial years 2001 and 2002 totalling USD 90,000,000.

PARTICULARS

- (1) At meetings of the shareholders of Fortuna on the following dates, it was resolved that the following dividends be distributed in respect of the financial year 1 January to 31 December 2001 :
 - (a) 2 September 2002 : USD 20,000,000.
 - (b) 11 December 2002 : USD 25,000,000.
- (2) At meetings of the shareholders of Fortuna on the following dates, it was resolved that the following dividends be distributed in respect of the financial year 1 January to 31 December 2002 :
 - (a) 28 April 2003 : USD 20,000,000.
 - (b) 28 April 2003: USD 15,000,000.
 - (c) 5 December 2003 : USD 10,000,000.

5. At all material times Tempo was entitled to receive 32.33% of dividends declared by Fortuna. Tempo was therefore entitled to distributions of dividends in respect of the financial years ending 31 December 2001 and 31 December 2002 in the total amount of USD 29,100,000.
6. Wrongfully, and in breach of the resolutions particularised under paragraph 4 above, Fortuna has distributed to Tempo dividends totalling only USD 19,400,000.

PARTICULARS

Fortuna distributed dividends to Tempo as follows :

- (1) 10 September 2002 : USD 4,850,000.
 - (2) 10 January 2003 : USD 4,850,000.
 - (3) 29 April 2003 : USD 4,850,000.
 - (4) 15 September 2003: USD 4,850,000.
7. By a letter dated 8 April 2004, Messrs Holman Fenwick & Willan, Hong Kong Solicitors for Tempo, wrote to Fortuna demanding payment of the outstanding dividends, plus interest, on or before 20 April 2004. As at the date hereof, no such payment has been received by Tempo.
 8. In the premises, the sum of USD 9,700,000 remains outstanding and unpaid by Fortuna and is due and owing to Tempo.
 9. Fortuna is also liable to pay Tempo interest on the unpaid dividends at the rate of 5% per annum from the date on which the dividends should have been distributed. The interest rate of 5% reflects a commercial rate of interest. A calculation of the net interest due to the date hereof is attached at Schedule 1 in the total amount of USD 531,728.76. Interest continues to accrue at the rate of USD 1,328.76 per day.
 10. Alternatively Tempo claims interest on all sums found to be due to it at such rate and for such period as the Court shall think fit pursuant to contract and/or pursuant to the Judicature Law (2002 Revision).

THEREFORE THE PLAINTIFF CLAIMS:

1. Under paragraph 8, USD 9,700,000;
2. Under paragraph 9, interest in the sum of USD 541,030.08 (to the date hereof) and continuing to accrue, alternatively pursuant to statute;
3. Costs.

Maples and Calder

Maples and Calder
Attorneys-at-law for the Plaintiff

This Writ was issued by Maples and Calder, Attorneys for the Plaintiff whose address for service is Uglan House, South Church Street, PO Box 309GT, George Town, Grand Cayman. (Ref. MWI/606226-01)

SCHEDULE 1

TO STATEMENT OF CLAIM DATED 17th JUNE 2004

Date of Dividend Distribution	Dividend Outstanding (US\$)	Interest to 17.06.04 (US\$)	Daily Rate of Interest (US\$)
10.09.2002	1,616,667.00	143,285.68	221.46
10.01.2003	3,233,333.00	232,534.36	442.92
29.04.2003	1,616,667.00	92,127.68	221.46
05.01.2004	3,233,333.00	73,082.36	442.92
Total	9,700,000.00	541,030.08	1,328.76