

Fees Paid \$ 100.00  
Receipt No. 754922  
Date 24.9.96

Fees Paid \$ 30.00 BK  
Receipt No. 754922  
Date 24.9.96

No. 6

Notice of Originating Motion (O.8, r.3)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO 493 of 1996

In The Matter of the Companies Law ( 1995 Revision) (sections 63-67)

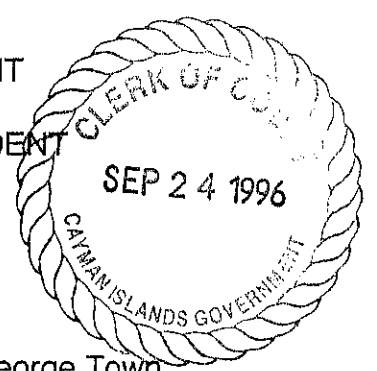
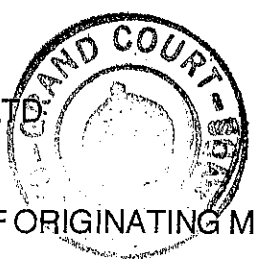
AND In the Matter of Quabbin Dives (Cayman) Ltd

BETWEEN: RUDOLF KUDRITZI

APPLICANT

AND: QUABBIN DIVES (CAYMAN) LTD

RESPONDENT



NOTICE OF ORIGINATING MOTION

TAKE NOTICE that a Judge of the Grand Court at the Law Courts , George Town, Grand Cayman will be moved on 31<sup>st</sup> day of October 1996 at 3:15pm o' clock in the fore/after noon or as soon thereafter as Counsel can be heard, by Counsel on behalf of Mr. Rudolf Kudritzki for an Order that;

- (a) in accordance with the provisions of sections 63 - 67 of the Companies Law (Revised) an Inspector be appointed to investigate the financial affairs of the Respondent company;
- (b) this Honourable Court do give directions as to the procedure to be adopted to have the said Inspector appointed;
- (c) the said Inspector do have access to all financial documents, including but not limited to bank statements, annual profit and loss statements and any other relevant or necessary documentation which the Inspector may, in his absolute discretion, deem relevant or necessary to carry out his/her function as is stipulated in the said sections of the said Law;
- (d) That upon appointment the said company shall cease to be operated under its current management but instead that the company be operated under and in accordance with Directions given by the said Inspector until further Order of this Court;

(e) That the said Inspector, upon completion of his/her investigation, do provide a written Report to this Honourable Court outlining the financial status of the said company, in particular an indication as to whether the said company is solvent or not;

(f) In the event that the Inspector is of the view that the company is insolvent, that the said company be compulsorily wound up under the supervision of this Honourable Court;

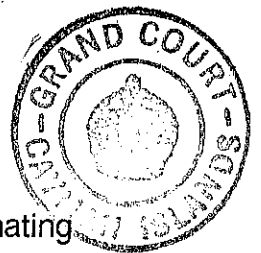
(g) the costs of and incidental to this application may be paid by Quabbin Dives (Cayman) Ltd or alternatively that the costs of and incidental to this application be paid by Ms. Dawn Daigle, the sole Director of the said company,

(g) Such further or other relief as this Honourable Court shall deem just.

AND FURTHER TAKE NOTICE that the Grounds of this Application are that the applicant is a 40% shareholder of the company who has never been presented with full accounts and books in relation to the company and who is being prevented by the current management from ascertaining the true accurate financial status of the Company. Further Grounds for this application are outlined in the affidavit sworn herein by Mr. Rudolf Kudritzki on 20th September, 1996 a copy of which is attached to this Notice of Motion.

Dated this 24<sup>th</sup> day of September, 1996

Brooks & Brooks  
BROOKS & BROOKS  
Attorneys At Law for the Applicant herein

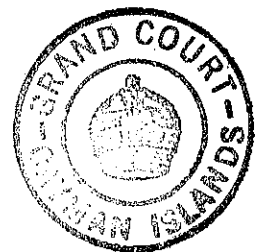
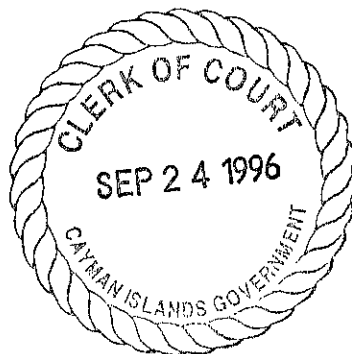


ESTIMATED TIME: The estimated time for the Hearing of this Notice of Originating Motion is 1/2 hour (30 Mins)

TO: The Clerk of the Court;

AND TO: The Respondent - Quabbin Dives (Cayman) Ltd.  
c/o Woodward Terry & Company  
Its Registered Office  
Caribbean Insurance Building  
George Town

AND TO: Ms. Dawn Daigle (Sole Director/Majority Shareholder)  
c/o ABN-AMRO Trust Company (Cayman) Ltd  
4th Floor, Piccadilly Centre  
George Town



THIS ORIGINATING MOTION was filed by Brooks & Brooks Attorneys At Law for and on behalf of the Applicant herein whose address for service is that of her said Attorneys At Law, 2nd Floor Harbour Centre, P O Box 1355GT GRAND CAYMAN