

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

**CAUSE NO: 0491 OF 2007**

**IN THE MATTER OF THE EVIDENCE (PROCEEDINGS IN OTHER JURISDICTIONS) (CAYMAN ISLANDS) ORDER 1978**

**AND IN THE MATTER OF A REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE FROM THE NATIONAL FIRST INSTANCE COMMERCIAL COURT IN AND FOR THE CITY OF BUENOS AIRES REPUBLIC OF ARGENTINA**

**AND IN THE MATTER OF CIVIL PROCEEDINGS TRADE AND COMMERCE BANK c/ EMPRESAS NUCLEO S.A.s/ BENEFICIO DE LITIGAR SIN GASTOS**

**EX PARTE ORIGINATING SUMMONS**

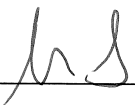
**LET ALL PARTIES** concerned attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the \_\_\_\_\_ day of \_\_\_\_\_ 2007 at \_\_\_\_\_ o' clock in the fore/after noon upon an application by the Attorney General for the following orders:

- (1) That Mr. Richard Fogerty, Joint Official Liquidator of Trade & Commerce Bank do appear at such place, date and time as the Clerk of Court shall determine to be examined on oath by the said Clerk of Court in relation to the matter set out in the schedule hereto.
- (2) That the Clerk of Court do record and transcribe the evidence of the said Richard Fogerty.
- (3) That the Clerk of Court do file the above mentioned transcript of the evidence of Richard Fogerty in the Registry of the Grand Court and do receive any documents produced by the said Richard Fogerty and do

forward the said transcript together with all documents received to the First Instance Commercial Court in and for the City of Buenos Aires, Republic of Argentina.

- (4) Such further orders and directions as this Honourable Court shall deem fit.

Dated this 6<sup>th</sup> day of October 2007

  
\_\_\_\_\_

Cheryll M. Richards

Solicitor General

For the Attorney General

TO: The Clerk of Courts

TIME ESTIMATE: The estimated length of the hearing of this summons is 15 minutes

This Summons was taken out for and on behalf of the Attorney General whose address for service is The Legal Department, 1<sup>st</sup> Floor, 20 Genesis Close, George Town, Grand Cayman.

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

**CAUSE NO:                      OF 2007**

**IN THE MATTER OF THE EVIDENCE (PROCEEDINGS IN OTHER JURISDICTIONS) (CAYMAN ISLANDS) ORDER 1978**

**AND IN THE MATTER OF A REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE FROM THE NATIONAL FIRST INSTANCE COMMERCIAL COURT IN AND FOR THE CITY OF BUENOS AIRES REPUBLIC OF ARGENTINA**

**AND IN THE MATTER OF CIVIL PROCEEDINGS TRADE AND COMMERCE BANK c/ EMPRESAS NUCLEO S.A.s/ BENEFICIO DE LITIGAR SIN GASTOS**

**SCHEDULE**

- 1) The amount of the liabilities of TCB.
- 2) The number of creditors who have filed proofs of claims.
- 3) The date on which the Court ordered the liquidation of the financial institution.
- 4) Whether there are any funds available from the Liquidator.
- 5) If so, indicate the amount available.
- 6) The allocation given to such funds by the trustees/liquidators.