

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE No. \_\_\_\_\_ of 2008

0385

IN THE MATTER of the Confidential Relationships (Preservation) Law (1995 Revision)

AND IN THE MATTER of an action pending in the Circuit Court of the 11<sup>th</sup> Judicial District Circuit in and for Miami-Dade County, Florida, U.S. A., the short reference to the title thereof being Malcolm Cohen *et al* vs American Professional Assurance, Ltd. *et al*, Case No. 04-22050 CA 24 [the "Florida proceedings"]

AND IN THE MATTER of American Professional Assurance, Ltd., a company established under the laws of the Cayman Islands [the "Company"]

***Ex Parte* ORIGINATING SUMMONS**

LET ALL PARTIES CONCERNED attend before a Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the \_\_\_\_\_ day of \_\_\_\_\_, 2008, at \_\_\_\_\_ o'clock, on the hearing of an *ex parte* application by the Company pursuant to an order made in the Florida proceedings dated \_\_\_\_\_ 2008 [the "discovery order"] requiring the defendants in the Florida proceedings to apply for directions in relation to the disclosure of information which is confidential within the meaning of the Confidential Relationships (Preservation) Law (1995 Revision).

The Applicant is required by the discovery order to disclose the identities of the investors in the Company, to whom the Applicant owes a duty of confidentiality, and seeks the leave of the Court to comply with the discovery order and a direction that any information disclosed pursuant to the discovery order shall be used for the purposes only of the Florida proceedings and not further disclosed to any third party without the express leave of this Court.

DATED this 18<sup>th</sup> day of July 2008.

Bodden & Bodden

Bodden & Bodden

Attorneys for the Applicant

TO: THE CLERK OF THE COURT

TIME ESTIMATE: The estimated length of the hearing of this application is 45 minutes.

THIS SUMMONS was filed by Bodden & Bodden, attorneys for American Professional Assurance, Ltd., whose address for service is Grand Pavilion Commercial Centre, 802, West bay Road, PO Box 10335, Grand Cayman KY1-1003, Cayman Islands [Ref No: 1050-0001].