

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: ⁰⁵¹⁹ OF 2008

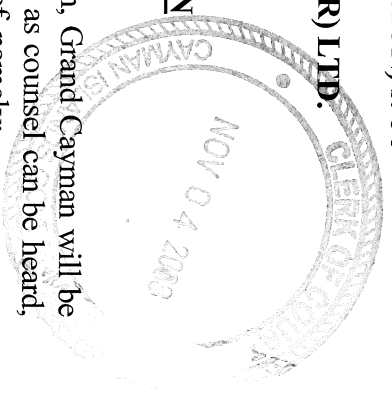
IN THE MATTER OF THE COMPANIES LAW (2007 REVISION) s. 64

AND IN THE MATTER OF HURLEY'S (GRAND HARBOUR) LTD.



NOTICE OF ORIGINATING MOTION

TAKE NOTICE that the Court at the Law Courts, George Town, Grand Cayman will be moved on at an/pm or as soon thereafter as counsel can be heard, by counsel on behalf of L. MICHAEL BELL for the following relief, namely:-



1. That Mr. Kenneth Kryss and Ms. Simone Tomkins of Kryss & Associates Limited of Governors Square, West Bay Road, Grand Cayman, Cayman Islands (the "Inspectors") be appointed as Inspectors pursuant to the Companies Law (2007 Revision) s. 64 for the purpose of examining into the affairs of Hurley's (Grand Harbour) Limited (the "Company") and its related companies, entities or subsidiaries and reporting their findings to this Honourable Court.

2. Without prejudice to the generality of paragraph 1 of this Order, the Inspectors shall be empowered to:-

- (a) Examine the trading activities of the Company and its said related companies, entities or subsidiaries during the period from 10 June 1998 to present.
- (b) Identify the assets and liabilities of the Company and its said related companies, entities or subsidiaries.
- (c) Review the audited financial statements of the Company for the period for the year ending 31 December 1998 and the management accounts for the period from 1 January 1999 to the present and examine any irregularities or discrepancies and payments to its said related companies, entities or subsidiaries.
- (d) Review the source and application of the Company's funds for the period from 10 June 1998 to date.
- (e) Review the consolidated financial statements and/or management accounts of the Company and its said related companies, entities or subsidiaries for the year ended 31 December 2003 and for the period from 1 January 1999 to the present.

- (f) Review all related party transactions, including but not limited to transactions with shareholders and/or directors of the Company and its said related companies, entities or subsidiaries for the period from 10 June 1998 to the present.
 - (g) Review of the contractual and licensing documentation relating to the ongoing businesses of the Company and its said related companies, entities or subsidiaries.
 - (h) If thought appropriate by the Inspectors, to examine upon oath such directors, officers and agents of the Company and/or its and its said related companies, entities or subsidiaries in relation to the activities of the Company as the Inspectors think fit.
3. The Inspectors shall prepare a report to the Court that shall be filed and served upon the shareholders of the Company by not later than six weeks from the date of this Court's Order appointing the Inspectors and in respect of which the Inspectors shall have liberty to apply.
 4. The Inspectors shall have liberty to apply to the Court for further or other directions upon giving not less than 5 working days prior notice to all the shareholders of the Company.
 5. The Applicant shall have the liberty to apply to vary or discharge this Order upon giving not less than 5 working days prior notice to all the shareholders of the Company.
 6. The costs of and incidental to this application shall be paid by the Company as an expense of the Company.

AND FURTHER TAKE NOTICE that the grounds of this application are as set out in the First Affidavit of L. Michael Bell sworn November 2008.

Dated: 4 November 2008.


DIAMOND LAW ASSOCIATES

TO: The Clerk of the Court

AND TO: Hurleys Grand Harbour Limited
c/- Stuarts Walker Hersant
Attorneys
Bank of Bermuda Building
Dr Roy's Drive
George Town
Cayman Islands

This Notice of Originating Motion was issued by DIAMOND LAW ASSOCIATES, Attorneys for the Applicant L. Michael Bell, whose address for service is 4th Floor, Cardinal Plaza, Cardinal Avenue, PO Box 2887GT, George Town, Cayman Islands (Ref: SND/1128).