

ONTARIO  
SUPERIOR COURT OF JUSTICE

THE HONOURABLE )  
 ) WEDNESDAY, THE 19<sup>th</sup> DAY  
 )  
MR. JUSTICE SHAUGHNESSEY ) OF SEPTEMBER, 2007

B E T W E E N:

NELSON BARBADOS GROUP LTD.

Plaintiff

-and-

RICHARD IVAN COX, GERARD COX, ALAN COX, PHILIP VERNON NICHOLLS, ERIC ASHBY BENTHAM DEANE, OWEN BASIL KEITH DEANE, MARJORIE ILMA KNOX, DAVID SIMMONS, ELNETH KENTISH, GLYNE BANNISTER, GLYNE B. BANNISTER, PHILIP GREAVES, a.k.a. PHILP GREAVES, GITTENS CLYDE TURNEY, R. G. MANDEVILLE & CO., COTTLE, CATFORD & CO., KEBLE WORRELL LTD., ERIC IAIN STEWART DEANE, ESTATE OF COLIN DEANE. LEE DEANE, ERRIE DEANE, KEITH DEANE, MALCOLM DEANE, LIONEL NURSE, LEONARD NURSE, EDWARD BAYLEY. FRANCIS DEHER, DAVID SHOREY, OWEN SEYMOUR ARTHUR, MARK CUMMINS, GRAHAM BROWN, BRIAN EDWARD TURNER, G.S. BROWN ASSOCIATES LIMITED, GOLF BARBADOS INC., KINGSLAND ESTATES LIMITED, CLASSIC INVESTMENTS LIMITED, THORNBROOK INTERNATIONAL CONSULTANTS INC., THORNBROOK INTERNATIONAL INC., S.B.G. DEVELOPMENT CORPORATION, THE BARBADOS AGRICULTURAL CREDIT TRUST, PHOENIX ARTISTS MANAGEMENT LIMITED, DAVID C. SHOREY AND COMPANY, C. SHOREY AND COMPANY LTD., FIRST CARIBBEAN INTERNATIONAL BANK (BARBADOS) LTD. , PRICE WATERHOUSE COOPERS (BARBADOS), ATTORNEY GENERAL OF BARBADOS, the COUNTRY OF BARBADOS, and JOHN DOES 1-25, PHILIP GREAVES, ESTATE OF VIVIAN GORDON LEE DEANE, DAVID THOMPSON, EDMUND BAYLEY, PETER SIMMONS, G.S. BROWN & ASSOCIATES LTD., GBI GOLF (BARBADOS) INC., OWEN GORDON FINLAY DEANE, CLASSIC INVESTMENTS LIMITED and LIFE OF BARBADOS LIMITED c.o.b. as LIFE OF BARBADOS HOLDINGS, LIFE OF BARBADOS LIMITED, DAVID CARMICHAEL SHOREY, PRICEWATERHOUSECOOPERS EAST CARIBBEAN FIRM, VECO CORPORATION, COMMONWEALTH CONSTRUCTION CANADA LTD. AND COMMONWEALTH CONSTRUCTION, INC.

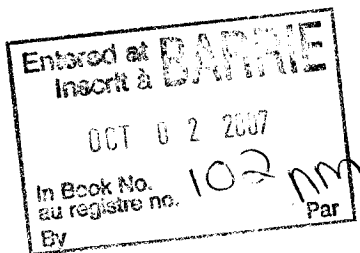
Defendants

ORDER

THIS MOTION made by the Plaintiff for an Order for substitutional service of the Statement of Claim and Amended Statement of Claim upon Eric Iain Stewart Deane was heard before me today via conference call.

ON READING the Plaintiff's Motion Record and Supplementary Affidavit of Stacey Ball sworn September 14<sup>th</sup>, 2007 and considering the submissions of counsel:

1. THIS COURT ORDERS that Eric Iain Stewart Deane shall be served with the Statement of Claim, Amended Statement of Claim and this Order by way of the following:
  - a. delivering a copy to the office of Vernon Smith, Barrister and Solicitor, Bridgetown, Barbados;
  - b. mailing a copy by ordinary mail to 88 Bloor Street East, Suite 1802, Toronto, Ontario M4W 3G9;
  - c. by emailing a copy to [iaindeane@rogers.com](mailto:iaindeane@rogers.com) and to [iain.deane@ftnetwork.com](mailto:iain.deane@ftnetwork.com);
  - d. by publishing the attached notice in the Barbados local Newspapers, the Advocate and the Nation, on two successive days.
  
2. THIS COURT FURTHER ORDERS that Eric Iain Stewart Deane shall have until November 10<sup>th</sup>, 2007 to file a defence or otherwise respond to this proceeding.



IN THE MATTER OF AN ACTION IN THE ONTARIO SUPERIOR COURT OF JUSTICE  
COURT FILE NUMBER 07-0141, BARRIE, ONTARIO

NOTICE TO **ERIC IAIN STEWART DEANE**

The Honourable Mr. Justice Shaughnessey of the Ontario Superior Court of Justice has granted an order for substitutional service of the statement of claim, the amended statement of claim, and his order of September 19<sup>th</sup>, 2007 in this action upon you by publication of this notice, *inter alia*. You have been allowed until November 10<sup>th</sup>, 2007 to file a defence or otherwise respond to these proceedings failing which default proceedings may be taken against you.

You may obtain a copy of these documents from the registrar of the Court at Barrie, Ontario or by requesting copies from the lawyers for the plaintiff named below.

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CRAWFORD, McKENZIE, McLEAN,  
ANDERSON & DUNCAN LLP  
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Solicitors for the Plaintiff

NELSON BARBADOS GROUP LTD.  
Plaintiff

-and-

RICHARD IVAN COX, et al  
Defendants

Court File No.: 07-0141

ONTARIO SUPERIOR COURT OF JUSTICE  
SUPERIOR COURT OF JUSTICE

Proceeding Commenced at Barrie

**ORDER**

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