

IN THE COURT OF QUEENS BENCH OF ALBERTA
JUDICIAL DISTRICT OF CALGARY

BETWEEN:

HEIKE EATON, HARLAN LIGHT, DOUGLAS ALEXANDER
and WILLIAM BARRETT, as Representative Plaintiffs

Plaintiffs

- and -

I hereby certify this to be a true copy of
the original Amended order
Dated this 16 day of Jan 2008
Amac
for Clerk of the Court

H M S FINANCIAL INC., et al

Defendants

BEFORE THE HONOURABLE)
MR. JUSTICE JOHN D. ROOKE)
COURT HOUSE, CALGARY, ALBERTA)

ON MON DAY, THE 29th
DAY OF October, 2007.

AMENDED ORDER

UPON hearing counsel for the Plaintiffs by way of correspondence to this date (copies to other parties); AND UPON being advised that a draft motion seeking this relief and a draft letter to the Court were circulated by Plaintiffs' counsel to the Defence Counsel Committee in early July 2007; AND UPON being advised by Plaintiffs' counsel that no response was received from defence counsel; AND UPON reviewing the Affidavits of Heike Enticknap, filed; and the Affidavit of Service of Bill R. Vanson, filed; and the Affidavit of Service of Lynn Dechaine, filed; and the Affidavit of Service of Diane Jeffery, filed; and the Supplementary Affidavit of Service of Diane Jeffery, filed; and the Affidavit of Service of Alda Wirsche filed; and the Affidavit of Service of Carlene Harren, filed; AND UPON an incorrect order being filed on November 2, 2007 in error; IT IS HEREBY ORDERED THAT:

- (a) Service of the Amended Statement of Claim will be deemed good and sufficient and any irregularity with respect to the Notice to Defendants

deemed cured, 60 days after service of the Amended Amended Statement of Claim is effected on the following Defendants in the manner specified:

- (i) With respect to **A. Gary Young**, by registered mail to Box 1593, Three Hills, Alberta, T0M 2A0 or, in the alternative, by posting the Amended Amended Statement of Claim and this Order to the main entrance door in an envelope addressed to A. Gary Young at 605 – 3 Avenue, Three Hills, Alberta or, in the further alternative, by placing a single advertisement in the Three Hills Capital;
- (ii) With respect to **Amin Ramji**, by registered mail to #132 Anderson Close, Red Deer, Alberta, T4R 1E2;
- (iii) With respect to **Bilkish Ramji**, by registered mail to #132 Anderson Close, Red Deer, Alberta, T4R 1E2;
- (iv) With respect to **Crystal Anne Fyn**, by placing a single advertisement in a newspaper circulating in the Linden, Alberta area;
- (v) With respect to **Daniel Lescamela**, by placing a single advertisement in a newspaper circulating in the Calgary, Alberta area;
- (vi) With respect to **Danny R. MacNaughton**, by registered mail to 750 Ranchview Circle NW, Calgary, Alberta, T3G 1B3;
- (vii) With respect to **Donald Rabby**, by registered mail to 806, 105 – 150 Crowfoot Crescent NW, Calgary, Alberta, T3G 3T2 or, in the alternative, by placing a single advertisement in a newspaper circulating in the Calgary, Alberta area;
- (viii) With respect to **Margaret Dart**, by placing a single advertisement in a newspaper circulating in the Linden, Alberta area;

- (ix) With respect to **Margaret Wright**, by registered mail to 53 Santana Manor NW, Calgary, Alberta, T3K 3M4;
- (x) With respect to **Michael Grosh**, by posting the Amended Amended Statement of Claim to the main entrance door at Unit 2, 6231 Bowness Road NW, Calgary, Alberta in an envelope addressed to Michael Grosh or, in the further alternative, mailing the Amended Amended Statement of Claim by registered mail to Michael Grosh at 440, 10816 Macleod Trail SE, Calgary, Alberta, T2J 5N8;
- (xi) With respect to **Michael Grosh Professional Corporation**, by serving Michael Grosh by posting the Amended Amended Statement of Claim to the main entrance door at Unit 2, 6231 Bowness Road NW, Calgary, Alberta in an envelope addressed to Michael Grosh or, in the further alternative, mailing the Amended Amended Statement of Claim by registered mail to Michael Grosh at 440, 10816 Macleod Trail SE, Calgary, Alberta, T2J 5N8;
- (xii) With respect to **Norma A. MacNaughton**, by registered mail to 750 Ranchview Circle NW, Calgary, Alberta, T3G 1B3;
- (xiii) With respect to **Paget Capital Limited**, by placing an advertisement in a Linden, Alberta area newspaper;
- (xiv) With respect to **Phyllis Fyn**, by registered mail to Box 552, Linden, Alberta, TOM 1J0, or in the alternative by placing a single advertisement in a newspaper circulating in the Linden, Alberta area;
- (xv) With respect to **Colonel Robert E. Fyn and Robert E. Fyn a.k.a. Colonel Fyn**, by registered mail to Box 552, Linden, Alberta, TOM

1J0 or, in the alternative, by placing a single advertisement in a newspaper circulating in the Linden, Alberta area;

- (xvi) With respect to **Stan Wright** by registered mail to #6, 11403 – 8th Street SW, Calgary, Alberta, T2W 2N4;
- (xvii) With respect to **Thor Empire Trust** by serving Daniel Lescamela by placing a single advertisement in a newspaper circulating in the Calgary, Alberta area;
- (xviii) With respect to **William Lenz**, by registered mail to 20 Gissing Drive SW, Calgary, Alberta, T3E 4V7;

(b) Service is deemed good and sufficient on the following Defendants:


- (i) A-Z Investment Group;
- (ii) Companions Inc.;
- (iii) Talisman Financial Investments Inc.;
- (iv) Zurich Ventures Inc.;
- (v) Chase Forbes Trust;

(c) Upon the Plaintiff effecting service as aforesaid, the Plaintiff may serve all subsequent pleadings and documents upon all Defendants

- (i) by email, where the Plaintiff is aware of an email address for that Defendant, without further order; or
- (ii) by single registered mail, where no email address is know for that Defendant, without further order;

(d) In the event any Defendant does not file a Statement of Defence or Demand of Notice within the time limited on the backer, the Plaintiff is given leave to enter Default Judgment against that Defendant without further notice and without further order of this Honourable Court.

(e) Costs of this application shall be in the cause.



Justice of the Court of Queen's Bench of
Alberta

ENTERED THIS 16 DAY OF ~~NOVEMBER~~, 2007.
V.A. BRANDT  Jan, 2008

Dec 18/07

CLERK OF THE COURT

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JUDICIAL DISTRICT OF CALGARY

BETWEEN:

HEIKE EATON, HARLAN LIGHT,
DOUGLAS ALEXANDER and WILLIAM
BARRETT, as Representative Plaintiffs

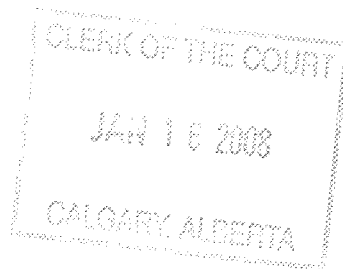
Plaintiffs

- and -

H M S FINANCIAL INC. et al

Defendants

AMENDED ORDER



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and
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