

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

BETWEEN:

**HEIKE ENTICKNAP, as Representative Plaintiff**

Plaintiff

- and -

**H M S FINANCIAL INC., et al**

Defendants

BEFORE THE HONOURABLE )  
MR. JUSTICE JOHN D. ROOKE ) ON TUESDAY, THE 13<sup>TH</sup>  
COURT HOUSE, CALGARY, ALBERTA ) DAY OF JUNE, 2006.

**ORDER**

UPON hearing counsel for the Plaintiff by way of correspondence to this date (copies to other parties); AND UPON hearing counsel for the Defendants; AND UPON reviewing the Affidavits of Heike Enticknap, filed, and the Affidavits of Attempted Service of Myrna Milot and Diane Jeffrey, filed; IT IS HEREBY ORDERED THAT:

- (a) The following parties are added as Defendants to the within action:
  - (i) Warren E. Goss; and
  - (ii) William H. Randall.
- (b) Service *ex juris* may be effected on the following Defendants in the manner specified:
  - (i) Warren E. Goss, by service by registered mail upon his registered address with the Colorado Bar Association, subsequent to which Mr. Goss has 60 days to file and serve a Statement of Defence, in


- default of which the Plaintiff is at liberty to apply for default judgment;
- (ii) William H. Randall, by personal service at 73 Anacapa Ct., Foothill Ranch, California, 92610-2432 or 13581 Dean Street, Tustin, California, 92780, subsequent to which Mr. Randall has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (iii) Global Trustees (NZ) Limited by registered mail at 28 Mozeley Avenue, Davenport, Auckland, New Zealand, subsequent to which Global Trustees (NZ) Limited has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (iv) Horizon Fiduciary Inc. by registered mail at P.O. Box 561, Stoney Ground, Kingstown, St. Vincent & The Grenadines or by personal service of William Lenz at 20 Gissing Drive, Calgary, Alberta, T3E 4V7, subsequent to which Horizon Fiduciary Inc. has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (v) John Manousos by registered mail at 11835 Pasteur, Montreal, Quebec, H3M 2P4 or at 4025 Rue-William-Chapman, Saint-Laurent, Quebec, H4R 3G1, subsequent to which Mr. Manousos has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (vi) William Serediuk by registered mail at P.O. Box 308, Watrous, Saskatchewan, S0K 4T0, subsequent to which Mr. Serediuk has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (vii) Arthur Klassen by registered mail at 11106 MacKenzie King Court, North Battleford, Saskatchewan, S9A 3E4, subsequent to which Mr. Klassen has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (viii) Cheryl Taylor by registered mail at P.O. Box 270, Macedon, Victoria, Australia, subsequent to which Ms. Taylor has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (ix) Kevin Coombes by placing an advertisement in the St. Vincent and The Grenadines and Nassau, Bahamas newspapers, subsequent to which Mr. Coombes has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;

- (x) Ray Fisher, Tools of the Carpenter, The Carpenter's Shop Corporation, and Roy F. Overton, Jr., by placing an advertisement in a local newspaper where the company or individual is located, and with respect to Ray Fisher, also by serving by e-mail at fisherfriends@mindspring.com, subsequent to which Ray Fisher, Tools of the Carpenter, The Carpenter's Shop Corporation, and Roy F. Overton, Jr. have 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (xi) CLJ Consulting by personally serving Juan Exposito by e-mail at jexpo1128@yahoo.com, subsequent to which CLJ Consulting has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (xii) Trans Max Technologies Inc. by personally serving Peter Mergenthaler by e-mail at pmergenthaler@hotmail.com, subsequent to which Trans Max Technologies Inc. has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (xiii) Juan Exposito by serving by e-mail at jexpo1128@yahoo.com, subsequent to which Mr. Exposito has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (xiv) Peter Mergenthaler by serving by e-mail at pmergenthaler@hotmail.com, subsequent to which Mr. Mergenthaler has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (xv) Samuel Higgins by serving by e-mail at samjhiggins@hotmail.com and/or md@iep.bz, subsequent to which Mr. Higgins has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (xvi) Jeffrey Robinson by serving by e-mail at userjr27179@aol.com, subsequent to which Mr. Robinson has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
  - (xvii) Don Dickerson by serving by e-mail at dhd151@earthlink.net, subsequent to which Mr. Dickerson has 60 days to file and serve a Statement of Defence, in default of which the Plaintiff is at liberty to apply for default judgment;
- (c) Substitutional service may be effected on the following Defendants in the manner specified:

- (i) With respect to Michael Grosh, by posting the Amended Statement of Claim to the main entrance door in an envelope addressed to Michael Grosh or, in the alternative, leaving the Amended Statement of Claim with an adult person at Unit 2, 6231 Bowness Road NW, Calgary Alberta or, in the further alternative, mailing the Amended Statement of Claim by registered mail to Michael Grosh at 440, 10816 Macleod Trail SE, Calgary, Alberta, T2J 5N8, or in the further alternative, by e-mail at groshm@telus.net;
- (ii) With respect to Legal Structures Inc., Talisman Financial Investments, Academy Financial Planners and Consultants Inc., and A-Z Investment Group by personally serving Orest Rusnak, at 454 Rooney Crescent NW, Edmonton, Alberta, T6R 1C8 or by e-mail at acefinpl@hotmail.com, acefinpl@telusplanet.net, or orusnak@telusplanet.net.
- (iii) With respect to Chase Forbes Trust Limited by service on Ellen Kate Covey as outlined in paragraph (viii) below and/or by service on Crystal Ann Fyn as outlined in paragraph (ix) below;
- (iv) With respect to Thor Empire Trust by personally serving Daniel Lescamela at 7921 Ranchview Dr. NW, Calgary, Alberta, T3G 1S7 or by e-mail at dbender@cadvision.com and/or at drlmri@telusplanet.net;
- (v) With respect to Paget Capital Limited, by placing an advertisement in a Linden, Alberta area newspaper and by serving Colonel Robert E. Fyn by e-mail at sylvester@safe-mail.net
- (vi) With respect to Orest Rusnak by serving by e-mail at acefinpl@hotmail.com, acefinpl@telusplanet.net, or orusnak@telusplanet.net;
- (vii) With respect to Colonel Robert E. Fyn by serving by e-mail at sylvester@safe-mail.net;
- (viii) With respect to Ellen Kate Covey, by service by posting of the Amended Statement of Claim and this Order to the main entrance door in an envelope addressed to Ellen Kate Covey or, in the alternative, leaving the said documents with an adult person at 122 Tanner Close in the City of Airdrie, in the Province of Alberta or, in the further alternative, by serving by e-mail at ellen.jeff@shaw.ca;
- (ix) With respect to Crystal Fyn, by service by registered mail to Box 552, Linden Alberta, T0M 1J0 or, in the alternative, by placing a single advertisement in a newspaper circulating in the Linden, Alberta area or, in the further alternative, by serving by e-mail at octopie@safe-mail.net;

- (x) With respect to Daniel Lescamela by serving by e-mail at dbender@cadvision.com and/or at drlmri@telusplanet.net or, in the further alternative, by placing a single advertisement in a newspaper circulating in the Calgary, Alberta area;
  - (xi) With respect to Margaret Dart, by service by registered mail to Box 504, Linden, Alberta, T0M 1J0 or, in the alternative, by placing a single advertisement in a newspaper circulating in the Linden, Alberta area;
  - (xii) With respect to Robert E. Fyn a.k.a. Colonel Fyn, by service by registered mail to Box 552, Linden, Alberta, T0M 1J0 or, in the alternative, by placing a single advertisement in a newspaper circulating in the Linden, Alberta area;
  - (xiii) With respect to Phyllis Fyn, by service by registered mail to Box 552, Linden, Alberta, T0M 1J0, or in the alternative by placing a single advertisement in a newspaper circulating in the Linden, Alberta area;
  - (xiv) With respect to A. Gary Young, by service by posting the 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 alternative, by registered mail to Box 1593, Three Hills, Alberta, T0M 2A0 or, in the further alternative, by placing a single advertisement in the Three Hills Capital;
  - (xv) With respect to Donald Rabby, by service 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;
  - (xvi) With respect to Janet Stark, by service by posting the Amended Statement of Claim and this Order to the main entrance door in an envelope addressed to Janet Stark or, in the alternative, leaving the said documents with an adult person at 122 Tanner Close, Airdrie, Alberta;
  - (xvii) With respect to Murray Stark, by posting the Amended Statement of Claim and this Order to the main entrance door in an envelope addressed to Murray Stark or, in the alternative, by leaving the said documents with an adult person at 122 Tanner Close, Airdrie, Alberta.
- (d) Service is deemed good and sufficient on the following Defendants:
- (i) William McGrath;

- (ii) Kamikey Services;
- (iii) Barbara Lockhart;
- (iv) Rick Childers;
- (v) Daniel Romero;
- (vi) William A. Williamson a.k.a. Bill Williamson;
- (vii) RLM Consulting LLC;
- (viii) Rosendo Mendez;
- (ix) Thomas N. Riner, Jr.;
- (x) Bogner Industries Ltd. a.k.a. Bogner Industries Inc.;
- (xi) Cedar Pointe Consulting Group Inc.;
- (xii) Graceful Beneficence;
- (xiii) Kingdom Advisors;
- (xiv) Lindenhall Limited;
- (xv) Lindenhall Pty Ltd.;
- (xvi) TNRJ Investments;
- (xvii) Academy Financial Inc.;
- (xviii) Companions Inc.;
- (xix) Zurich Ventures Inc.

  
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Justice of the Court of Queen's Bench of  
Alberta

ENTERED THIS 21 DAY OF JUNE, 2006.

V.A. BRANDT



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CLERK OF THE COURT

Action No. 0501 08152

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IN THE COURT OF QUEEN'S BENCH OF ALBERTA  
JUDICIAL DISTRICT OF CALGARY

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BETWEEN:

**HEIKE ENTICKNAP, as Representative Plaintiff**

Plaintiff

- and -

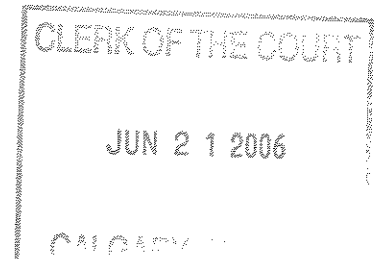
**H M S FINANCIAL INC., et al**

Defendants

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**ORDER**

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and  
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