2191

Court File No.: 07-0141

ONTARIO SUPERIOR COURT OF JUSTICE

BETWEEN:

1.

	* 11
	This is Exhibit
	allidavit of Richard D. Butker
	sworn before me, this 2+
6	day of LOVENDER 2009

NELSON BARBADOS GROUP LTD.

- and -

RICHARD IVAN COX, GERARD COX, ALAN COX, PHILIP VERNON NICHOLLS, ERIC E. Marse 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 Defendants

AFFIDAVIT OF JEANNINE OUELLETTE Sworn November 17, 2009

I, JEANNINE OUELLETTE, Legal Secretary, of the City of Toronto, in the Province of Ontario, MAKE OATH AND SAY:

I served Donald Best with copies of the following documents:

a) the letter from Gerald Ranking to Donald Best dated November 6, 2009;

b) the Notice of Examination dated November 6, 2009;

789

2.

- 77
- c) the draft order of Justice Shaughnessy dated November 2, 2009;
- the transcript from the cross-examination of John Knox dated November 4, 2008;
- e) the affidavit of John Knox sworn November 12, 2007;
- f) the affidavit of John Knox sworn January 11, 2008; and
- g) the transcript of the proceedings on motion before the Honourable Justice Shaughnessy dated April 7 and April 8, 2009.

by sending true copies of such documents by Purolator, a courier, to Donald Best at 427 Princess Street, Suite 200, Kingston, Ontario, K7L 5S9.

The copy was given to the courier on November 6, 2009.

SWORN BEFORE ME at the City of Toronto, in the Province of Ontario, on November 17, 2009

DEANNINE OUELLETTE

A COMMISSIONER FOR TAKING AFFIDAVITS

DAVID A. GOURLAY Barrister and Solicitor

							-										-
					-		-129	-	-								
NEL	SON B	ARBAD	os gro	UP LTD		Plaint	iff		- an	d -	RICHA	RD IVAI	N COX E	T AL.			Defendants
															Court	File No.	07-0141

.

.

ONTARIO SUPERIOR COURT OF JUSTICE

Proceeding commenced at Barrie

AFFIDAVIT OF SERVICE

FASKEN MARTINEAU DUMOULIN LLP

Barristers & Solicitors Toronto Dominion Bank Tower P.O. Box 20 Toronto-Dominion Centre Toronto, Ontario M5K 1N6

Gerald L.R. Ranking [LSUC#23855J] Phone: 416 865 4419 Fax: 416 364 7813

Lawyers for the Defendant, PricewaterhouseCoopers East Caribbean Firm

> Prepared for, and on behalf of, all Defendants

2193 78