

Applicant  
H J Kahlberg  
First

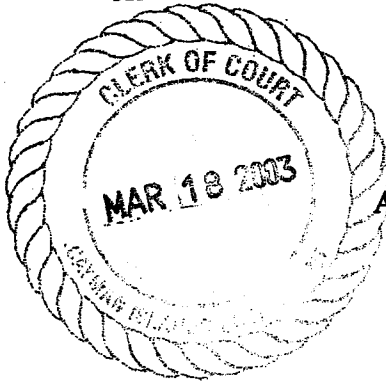
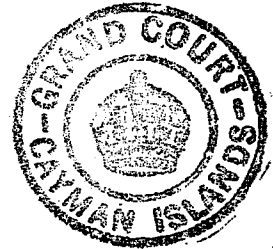
March 2003

IN THE GRAND COURT OF THE CAYMAN ISLANDS

172  
CAUSE NO. OF 2003

In the matter of the Companies Law (2002 Revision)

And in the matter of Terrace Corporation (the "Company")



\_\_\_\_\_  
AFFIDAVIT OF H JONATHAN KAHLBERG  
\_\_\_\_\_

I H. JONATHAN KAHLBERG, Chartered Accountant and Director of Forensic Services at E & Y Restructuring Limited of 4<sup>th</sup> Floor Bermuda House, British American Centre, Dr. Roy's Drive, George Town, Grand Cayman, MAKE OATH and say as follows:

1. I am one of the Joint Official Liquidators of Trade and Commerce Bank ("TCB"). I was appointed along with G James Cleaver on August 29, 2002, having previously been appointed Joint Provisional Liquidators on July 5, 2002. I am duly authorised by Mr Cleaver to make this affidavit and save where otherwise stated, the matters to which I depose are within my own knowledge and I believe them to be true.

2. I make this affidavit in support of the Winding-up Petition issued against Terrace Corporation (the "Company") and also in support of the application being made of the appointment of provisional liquidators.
3. There is now produced and shown to me marked "HJK 1" a copy of statutory demand served on the Company along with a copy of the winding up petition. I confirm that the winding up petition is correct to the best of my knowledge and belief.
4. TCB was a Class B Cayman Islands bank. Its records show money advanced to the Company in the sum demanded. TCB was part of a large group of companies that, until recently, was owned and managed by members of the South American, Peirano family. The Group included a number of banks in South America, and interests in supermarket retail chains in South America. As indicated above, TCB is in official liquidation. The interests in the supermarket retail operations effectively no longer comprise part of the Group, as they had been pledged as security for debts due to third parties.
5. The liquidation of TCB is proving difficult and time consuming. Much of the accounting records are having to be re-created and there is serious doubt as to whether the true financial position of TCB was ever made known to the Cayman Islands Monetary Authority or its auditors. Initial investigations carried out by us as the Joint Official Liquidators of TCB indicate that much of its assets were paid out to members of the Peirano family either personally or through corporate vehicles registered in the Cayman Islands and elsewhere.

6. Now produced and shown to me are copies of affidavits sworn by Mr Juan Peirano in Cause 671 of 2002. The action against Juan Peirano is brought by TCB. In that action the sum of approximately US\$14 million is claimed in a effort to recover sums lent to him as an account holder of TCB.
7. In the action mentioned above, a Mareva injunction has been granted against the defendant. Pursuant to that injunction, Juan Peirano has disclosed various assets. A copy of his affidavit is now produced and shown to me marked "HJK 2". Juan Peirano confirms in his affidavit that he owns a 50% interest in the Company and that it has an account at Brown Brothers Harriman, numbered 88366348 with a cash balance of US\$9,000 and an investment worth referred to as a "Private Equity Partnership II" with a face value of US\$675,000.
8. Now produced and shown to me marked "HJK 3" are copies of various documents from Brown Brothers Harriman relating, in part to the Company, including a letter from Brown Brothers Harriman dated 4<sup>th</sup> November 2002. There is a reference in that letter to investments in Delaware limited partnerships by both the Company and a company called Peabody Ltd. There is a reference to Peabody Ltd having an interest in "PEP II". I believe that this should, in fact, be a reference to the Company. The Company is in default of an outstanding commitment to provide further capital to the limited partnership in the sum of US\$825,000.
9. I confirm that during the last two weeks, Alistair Walters of Campbells, attorneys for the liquidators of TCB has spoken with Kathryn George, in-house counsel for

Brown Brothers Harriman and subsequently with Walkers, Cayman Islands attorneys instructed by Brown Brothers Harriman in relation to the Company. He has been informed that the Company is in default of its obligations to the limited partnership and that the consequences of such default may well be serious. It has been suggested that as a result of the default, Brown Brothers Harriman as the general partner of the limited partnerships may take steps to dispose or otherwise liquidate the interests of the Company. It has been further suggested that if this happens, the value realised for that interest may be as low as 20% of the value of the initial investment. I do not believe that this would represent fair market value for the interests that the Company holds in the limited partnership.

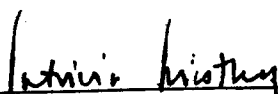
10. It further appears that Juan Peirano has sought to use the assets held by the Companies in order to fund their legal expenses in the Cayman Islands.
11. As liquidators of TCB, which if not the only creditor of the Company, is certainly the largest, we are concerned that if steps are not taken quickly to take control of the Company and preserve its assets, what assets there are, are at risk of being lost or seriously compromised in value. For that reasons an Order is sought from this Court appointing provisional liquidators over the Company.
12. At present, Mr Cleaver and I have already been appointed as official liquidators of TCB, Velox International Investments, Velox Real Estate, Velox Venture Capital and Velox Capital Markets and on the basis that ultimately, the Companies are also part of the Velox Group, I do not believe that there is any conflict of interest in us also acting as liquidators of the Company. To the extent that any such

conflict does arise, then it will be a matter that will be drawn to the attention of  
this Court immediately.

Sworn this 18<sup>th</sup> day of March, 2003 )

at George Town, Grand Cayman )

Before me )

  
\_\_\_\_\_  
NOTARY PUBLIC )

  
\_\_\_\_\_  
H. JONATHAN KAHLBERG

This Affidavit is filed by Campbells, attorneys-at-law for the Applicants, whose address for service is 4<sup>th</sup>  
Floor, Scotiabank Building, P.O. Box 884, George Town Grand Cayman (Ref AJW)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 172 2003

In the matter of THE COMPANIES LAW (2002 REVISION)

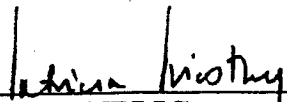
And in the matter of Terrace Corporation

This is the Exhibit marked "HJK 1" referred to in the affidavit of H. Jonathan Kahlberg sworn this 18<sup>th</sup> day of March, 2003

Sworn this 18<sup>th</sup> day of March, 2003 )

at George Town, Grand Cayman )

Before me )

  
\_\_\_\_\_) )

NOTARY PUBLIC

**Campbells**  
Attorneys-at-Law

Scotiabank Building  
P.O. Box 884 GT  
Grand Cayman, Cayman Islands  
Tel: (345) 949-2648  
Fax: (345) 949-8613  
www.campbells.com.ky  
E-mail: campbells@candw.ky

Your Ref:  
Our Ref: AJW/lh/99999  
Direct E-mail: awalters@campbells.com.ky  
Direct Line: (345) 914 5861

24 February 2003

**BY HAND**

Terrace Corp,  
Brown Brothers Harriman,  
Butterfield House,  
P.O. Box 2330GT  
Grand Cayman

Dear Sirs,

**RE: Trade and Commerce Bank (in Official Liquidation)**

We enclose by way of service a statutory demand on behalf of our client. Failure to pay the sum due  
within 21 days will leave your company liable to be wound up by the Grand Court.

Yours faithfully,

  
CAMPBELLS

**Warning**

- \* This is an important document. This demand must be dealt with within 21 days after its service upon the company or a winding-up order could be made in respect of the company.
- \* Please read the demand notes carefully.

**DEMAND**

**To:** Terrace Corp

**Address:** Brown Brothers Harriman Trust Co. P.O. Box 2330GT, Grand Cayman

**This demand is served on you by the creditor:**

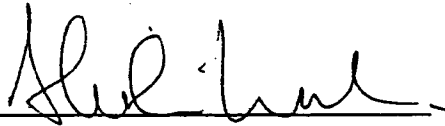
**Name:** Trade and Commerce Bank

**Address:** Campbells, P.O. Box 884, George Town, Grand Cayman

The creditor claims that the company owes the sum of US\$554,967.91 full particulars of which are set out on page 2.

The creditor demands that the company do pay the above debt or secure or compound for it to the creditor's satisfaction.

**Signature of individual**



**Name:** ALISTAIR J. WALTERS

**Date:** 24<sup>th</sup> February 2003

**Position with or relation to creditor:** Attorney

I am authorised to make this demand on the creditors behalf.

**Address:** Campbells, 4th Floor, Scotiabank Building, George Town, Grand Cayman

**Notes for Creditor**

- \* If the creditor is entitled to the debt by way of assignment, details of the original creditor and any intermediary assignees should be given in part B on page 3.
- \* If the amount of debt includes interest not previously notified to the company as included in its liability, details should be given, including the grounds upon which interest is charged. The amount of interest must be shown separately.
- \* Any other charge accruing due from time to time may be claimed. The amount or rate of the charge must be identified and the grounds on which it is claimed must be stated.
- \* If signatory of the demand is an attorney or other agent of the creditor the name of his/her firm should be given.



### Particulars of Debt

(These particulars must include (a) when the debt was incurred, (b) the consideration for the debt (or if there is no consideration the way in which it arose) and (c) the amount due as at the date of this demand).

The Debtor is indebted to the Creditor in the sum of US\$554,967.91 being the amount lent or credited to the Debtor by the Creditor, which sum is due and outstanding.

### Notes for Creditor

\* Please make sure that you have read the notes on page 1 before completing this page.

**PART A**

The individual or individuals to whom any communication regarding this demand may be addressed is/are:-

Name: ALISTAIR J. WALTERS

Address: Campbells, 4th Floor, Scotiabank Building, George Town, Grand Cayman

Telephone Number: 345-949-2648

Reference: AJW/ble

**PART B**

For completion if the creditor is entitled to the debt by way of assignment

	Name	Date(s) of Assignment
Original creditor		
Assignees		

**How to comply with a statutory demand**

If the company wishes to avoid a winding-up petition being presented it must pay the debt shown on page 1, particulars of which are set out on page 2 of this notice, within the period of **21 days after** its service upon the company. Alternatively, the company can attempt to come to a settlement with the creditor. To do this the company should:

- \* inform the individual (or one of the individuals) named in part A above immediately that it is willing and able to offer security for the debt to the creditor's satisfaction; or
- \* inform the individual (or one of the individuals) named in part A immediately that it is willing and able to compound for the debt to the creditor's satisfaction.

If the company disputes the demand in whole or in part it should:

- \* contact the individual (or one of the individuals) named in part A immediately.

**REMEMBER!** the company has only **21 days after the date of service on it of this document before the creditor may present a winding-up petition.**

**In the matter of THE COMPANIES LAW (2002 REVISION)**

**And in the matter of Terrace Corporation**

---

**PETITION**

---

**To: The Grand Court**

The Petition of Trade & Commerce Bank shows that:

1. Terrace Corporation (hereinafter called the "Company") was incorporated under the Companies Law.
2. The address of the Company is at P.O. Box 2330, 4<sup>th</sup> Floor, Butterfield House, Fort Street, George Town, Grand Cayman, Cayman Islands, B.W.I.
3. The grounds upon which the Petitioner seeks to petition for the winding up of the Company are that a statutory demand dated 24<sup>th</sup> February 2003 was served on the Company at its registered office claiming the sum of US\$554,967.91 being monies due and payment by the Company to the Petitioner. No payment has been received from the Company.
4. In the circumstances the Company is insolvent and it is just and equitable that the Company should be wound up.

**THE PETITIONER THEREFORE PRAYS THAT:**

- (1) The Company may be wound up by the Court under the provisions of the Companies Law (2002 Revision).

- (2) G. James Cleaver and H. Jonathan Kahlberg, of E & Y Restructuring, Ltd., P.O. Box 1102 GT, 4<sup>th</sup> Floor, Bermuda House, British American Centre, Dr Roy's Drive, George Town, Grand Cayman, be appointed Joint Official Liquidators of the Company with power to act jointly and severally (the "Official Liquidators").
- (3) The Official Liquidators shall not be required to give security for their appointment.
- (4) The Official Liquidators shall have power:
  - (a) to bring or defend any action, suit, prosecution or other legal proceedings, whether criminal or civil, by way of court process or arbitration, in the name and on behalf of the Company.
  - (b) to take possession of, collect and get in all property or assets (of whatever nature) to which the Company is or appears to be entitled;
  - (c) to do all things as may be necessary or expedient for the protection of the Company's assets;
  - (d) to do all things (including the carrying on of the business of the Company) so as may be necessary or expedient for the beneficial realisation of the property or assets of the Company (including power to borrow money);
  - (e) to appoint attorneys, solicitors and other professional qualified persons both in the Cayman Islands and elsewhere to assist them in the performance of their duties;
  - (f) to appoint agents both in the Cayman Islands and elsewhere to do any business which they are unable to do themselves or which can more conveniently be done

by an agent and power to employ and dismiss officers and employees of the Company;

- (g) to make any power which is necessary or incidental to the performance of their duties;
- (h) to open and maintain bank accounts in the name of the Company or themselves anywhere in the world as may be necessary for the better performance of their duties;
- (i) to exercise and execute all the powers set out in Section 109 of the Companies Law (2002 Revision) without sanction or intervention of the Court and unprejudiced by the generality hereof;
- (j) to compromise all calls and liabilities to calls, debts and liabilities capable of resulting in debts, and all claims whether present or future, certain or contingent, ascertained or sounding only in damages, subsisting or supposed to subsist between the Company and any contributory or alleged contributory or alleged contributory or other debtor or person apprehending liability to the Company, upon receipt of such sums payable at such times and generally on such terms as may be agreed upon, with power to take securities for the discharge of such debts or liabilities and to give complete discharges in respect of all or such calls debts, or liabilities; and
- (k) to do and execute all such other things as may be necessary for winding-up the affairs of the Company and distributing its assets;

and for the avoidance of doubt the powers bestowed on the Official Liquidators may be exercised by them within and outside the Cayman Islands.

- (5) The Official Liquidators be at liberty to apply for further directions relating to the winding-up of the affairs of the Company and the distribution of its assets.
- (6) The reasonable costs of the Petitioner of and incidental to the Petition be paid forthwith from the assets of the Company to be taxed if not agreed.
- (7) The Official Liquidators be at liberty to and do pay themselves, their agents, employees, attorneys, solicitors and whomsoever else they may employ or instruct, remuneration and costs in priority to all other debts of the Company pursuant to section 123 of the Companies Law (2002 Revision), and:
  - (i) the remuneration of the Official Liquidators and their staff instructed in connection with the performance of their duties be paid at such reasonable rates as may be approved by the creditors of the Company or by this Honourable Court from time to time;
  - (ii) the remuneration of any other agents, employed or instructed by or on behalf of the Official Liquidators in connection with the performance of their duties be fixed and approved at the rate or rates in the country in which such person is ordinarily employed or engaged in practice;
  - (iii) the Official Liquidators be at liberty to pay their agents, employees, attorneys, solicitors and whomsoever else they employ or instruct either weekly or monthly or at such other intervals as they consider appropriate;
  - (iv) the Official Liquidators be at liberty to meet all disbursements reasonably incurred in connection with the performance of their duties;

and for the avoidance of doubt all payments made pursuant to paragraphs 7(i)-(iv) above shall be made as and when they fall due out of the assets of the Company and shall be expenses in the Liquidation.

(10) Such other orders and directions may be made as the Court thinks fit.

DATED this 8<sup>th</sup> day of March, 2003.



CAMPBELLS

Attorneys-at-Law for the Petitioner

**Note: It intended to serve this Petition on Terrace Corporation**

**INDORSEMENT**

**Notice of Hearing**

This Petition having been presented to the Court on  
Law Courts, George Town, Grand Cayman on  
or as soon thereafter as the Petition can be heard.

will be heard at the  
at a.m./p.m.

This Petition is filed by Campbells, Attorneys-at-Law for the Petitioner, whose address for service is that of its Attorneys-at-Law, Fourth Floor, Scotiabank Building, P.O. Box 884, George Town, Grand Cayman, Cayman Islands B.W.I. (Ref: AJW)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 172 2003

In the matter of THE COMPANIES LAW (2002 REVISION)

And in the matter of Terrace Corporation

This is the Exhibit marked "HJK 2" referred to in the affidavit of H. Jonathan Kahlberg sworn this 18<sup>th</sup> day of March, 2003

Sworn this 18<sup>th</sup> day of March, 2003 )

at George Town, Grand Cayman )

Before me )

                    Leticia Hootley                     )

NOTARY PUBLIC





This is the 2nd Affidavit of Juan Peirano with Exhibit "JP2" sworn to before me this 8<sup>th</sup> day of November, 2002.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

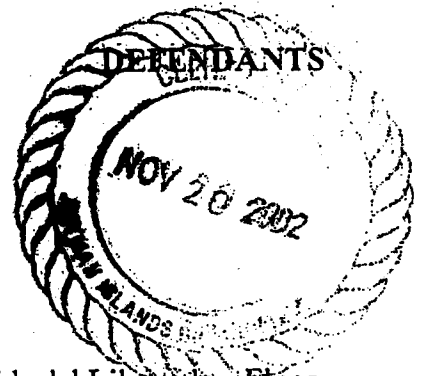
CAUSE NO. 671 OF 2002

BETWEEN: TRADE AND COMMERCE BANK PLAINTIFF

RECEIVED  
CAMPBELL

21/11/02  
10:08  
*[Signature]*

- (1) JUAN PEIRANO
- (2) LETIZIA VEJO MAILHOS



AFFIDAVIT

I, JUAN PEIRANO, having my place of business at 2960 Avenida del Libertador, Floor 5 West, Buenos Aires, Argentina, **HEREBY MAKE OATH** and say as follows:

1. I am the 1<sup>st</sup> defendant in this action and I depose this my second affidavit in compliance with the terms of the Mareva injunction dated 7<sup>th</sup> October 2002 which the plaintiff obtained ex parte, as varied by an order made by this honourable court on my application on the 29<sup>th</sup> October 2002 (the "Order"). By that Order I am required to provide the plaintiff with a list of my world-wide assets in accordance with paragraph 2i of the said ex parte injunction forthwith and a valuation of those assets on or before the 8<sup>th</sup> November 2002.
2. Now produced to me and marked "JP2" is a list of my world-wide assets (the "List") prepared by Deloitte & Touche Argentina, the accountancy firm retained by my Argentine lawyers, Estudio Moltedo, together with the assistance of my personal accountant Dr. Alberto Tomas Botti in Buenos Aires. This list now

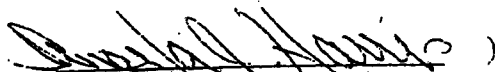
incorporates a valuation of these assets as referred to in paragraph 3 of my first affidavit.

3. I hereby confirm and verify that to the best of my knowledge, information and belief and subject to the qualifications contained therein whether as to the valuation of those assets or otherwise the List exhibited hereto accurately summarises and values my assets wherever situate. To the best of my knowledge, information and belief there are no other assets of mine which are not incorporated in the said List.
  
4. In relation to the qualifying note contained in the list exhibited to my 1<sup>st</sup> affidavit as "JPI" I believe that I had an account with Banco Velox in Argentina, however, to the best of my knowledge information and belief this account along with all other accounts at this bank have been frozen by the regulating authorities in Argentina. Further and in any event this account is either in overdraft or had only a small credit balance.

Sworn to at )

This 8<sup>th</sup> day of November 2002 )

Before me: )

 )

Notary Public

ANGELA J. HARRIS

Notary Public of Rhode Island

My Commission Expires 11/26/04

  
JUAN PEIRANO

This affidavit is filed by Charles Adams Ritchie and Duckworth, attorneys-at-law for and on behalf of the 1st Defendant, whose address for service is that of his attorneys-at-law, Zephyr House, Mary Street, PO Box 709 GT, George Town, Grand Cayman, Cayman Islands, B.W.I.

**The following three pages have been omitted as the disclosure of their content may prejudice the Joint Official Liquidators' ongoing investigations.**

IN THE GRAND COURT OF THE CAYMAN ISLANDS  
CAUSE NO. 172 2003

In the matter of THE COMPANIES LAW (2002 REVISION)

And in the matter of Terrace Corporation

This is the Exhibit marked "HJK 3" referred to in the affidavit of H. Jonathan Kahlberg  
sworn this 14<sup>th</sup> day of March 2003

Sworn this 18<sup>th</sup> day of March 2003 )

at George Town, Grand Cayman )

Before me )

Leticia Lusty )  
NOTARY PUBLIC )

York, NY 10005  
212-493-7885  
93-8065  
.george@bbh.com

BROWN   
BROTHERS  
HARRIMAN

Facsimile

To: Charles Adams, Ritchie & Duckworth      From: Kathryn George  
Attn: Michael Terziano c/o Laura      Date: January 24, 2003  
Fax: 345-949-7073      Pages: 8 w/cover sheet  
Re:

Urgent    For Review    See Attachment    Per Your Request

Attached are the letters we sent to Ernst & Young.

The information contained in this facsimile message is privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone.

FACSIMILE TRANSMISSION

TO: Jonathan Kahlberg/E & Y Restructuring FROM: Fay Anne de Freitas

---

FAX: 1 (345) 946 0082 TELEPHONE: (212) 493-8827

---

DATE: November 4, 2002 FAX: (212) 493-8206

---

PAGES: 4 EMAIL: fayanne.defreitas@bbh.com

---

RE: Terrace Corporation/Peabody Ltd CC: Robert Forster  
Kathryn George  
37240.

---

URGENT  FOR REVIEW  PLEASE COMMENT  PLEASE REPLY  PLEASE RECYCLE

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE.

We refer to our fax to you dated October 16, 2002 regarding Terrace Corporation/Peabody Ltd. We have become aware of another arrangement between BBH and Peabody and consequently wish to amend our answer to your question 6.

6. Peabody Ltd. Has a limited partnership interest in two Delaware limited partnerships where BBH is the general partner. Those partnerships are called BBH&Co. Private Equity Partners, L.P. (PEP) and BBH&Co. Private Equity Partners II, L.P. (PEPII). Peabody's interest in PEP is a \$3.0 million commitment for \$2,604,780.50 has been contributed to the partnership and \$395,219.50 is an outstanding commitment to the partnership. Peabody's interest in PEPII is a \$1.5 million commitment for which \$675,000 has been contributed to the partnership and \$825,000 is an outstanding commitment to the partnership. Peabody is currently in default on a capital call and PEP is reviewing its rights related to the default.

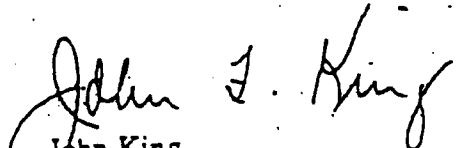
1345 FAX 2719


BROWN BROTHERS HARRIMAN TRUST COMPANY, LLC  
63 WALL STREET, NEW YORK, NY 10005  
www.bbh.com TEL. 212.493.8000

FACSIMILE TRANSMISSION

Please do not hesitate to call should you have any questions.

Kind regards,

  
John King.  
Managing Director.

  
Fay Anne de Freitas.  
Secretary.

BROWN BROTHERS HARRIMAN TRUST COMPANY, LLC  
63 WALL STREET, NEW YORK, NY 10005  
www.bbh.com TEL. 212.493.8000

DE FREITAS

BROWN  
BROTHERS  
HARRIMAN

FACSIMILE TRANSMISSION

TO: Jonathan Kahlberg/E & Y Restructuring FROM: Fay Anne de Freitas

FAX: 1 (345) 946 0082 TELEPHONE: (212) 493-8827

DATE: October 16, 2002 FAX: (212) 493-8206

PAGES: 4 E-MAIL: fayanne.defreitas@bbh.com

RE: Terrace Corporation/Peabody Ltd CC:

- URGENT
- FOR REVIEW
- PLEASE COMMENT
- PLEASE REPLY
- PLEASE RECYCLE

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE.

Brown Brothers Harriman Trust Company (Cayman) Limited incorporated and provided the registered office for Peabody Ltd. Peabody is beneficially owned by Jorge Peirano Facio.

Brown Brothers Harriman Trust Company (Cayman) Limited incorporated and provided the registered office for Terrace Corporation. Terrace is beneficially owned by Juan Peirano Basso and Letizia Vejo Mailhos.

In response to your e-mail to Bank of Butterfield International (Cayman) Limited, please note the following answers to your questions regarding the accounts of Terrace and Peabody maintained at Brown Brothers Harriman & Co., New York.

1. Assets held for Peabody: US\$32,537.19  
Assets held for Terrace: US\$15,146.77
2. Statements attached.

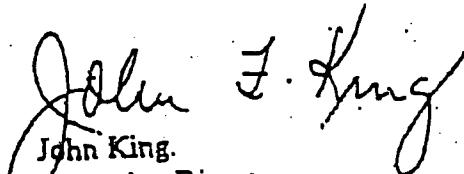
BROWN BROTHERS HARRIMAN TRUST COMPANY, LLC  
63 WALL STREET, NEW YORK, NY 10005  
WWW.BBH.COM TEL. 212.493.8000

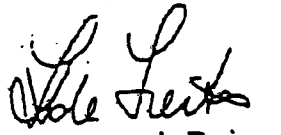


FACSIMILE TRANSMISSION

3. No outstanding matters or instruction for either Terrace or Peabody.
4. No loans, overdrafts and facilities currently granted to Terrace or Peabody.
5. Terrace provided a guarantee of Peabody. Peabody has not provided us with any guarantees.
6. No other banking or financial arrangements of which we are aware.

Kind regards,

  
John King.  
Managing Director.

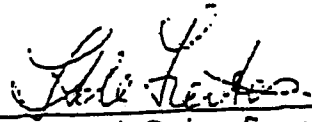
  
Fay Anne de Freitas.  
Secretary.

**BROWN BROTHERS HARRIMAN TRUST COMPANY (CAYMAN) LIMITED**

I, the undersigned Secretary of Brown Brothers Harriman Trust Company (Cayman) Limited ("BBHTC (Cayman)"), HEREBY CERTIFY that the authorised signatories on the Clients' Trusts and Company Documents are as set forth below:


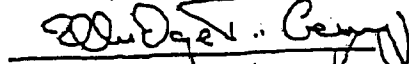
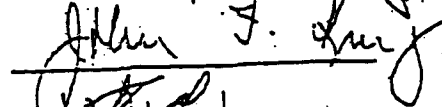

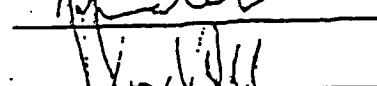
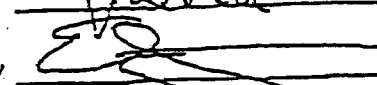

To sign for and execute (under seal if required) any documentation whatsoever and to bind BBHTC (Cayman) Ltd. in its capacity as Trustee requires the signature of any two (2) of the authorised signatories of Field Secretaries (Cayman) Limited, as approved from time to time, or any two (2) Directors or any one Director together with any one Authorised Signatory including the Secretary.

DATED this First day of August, Two Thousand and One.

  
Fay Anne de Freitas, Secretary

**LIST OF DIRECTORS, OFFICERS AND AUTHORISED SIGNATORIES**

**DIRECTORS & AUTHORISED SIGNATORIES**

Donald B Murphy	-Chairman	
Elbridge T. Gerry, Jr.	-Director	
John F. King	-Director/Managing Director	
Susan C. Livingston	-Director	
John A. Nielsen	-Director	
Landon Hilliard	-Director	
Edward J. Williams	-Director/Assistant Secretary	

**OFFICERS & AUTHORIZED SIGNATORIES**

Fay Anne de Freitas	- Secretary	
---------------------	-------------	--

Nicolas K. Wyss

-Authorised Signatory

*N. Wyss*

William H. Mears

-Authorised Signatory

*William H. Mears*

Ann B. McCarthy

-Authorised Signatory

*Ann B. McCarthy*

Field Secretaries (Cayman) Limited -Assistant Secretary

Signatures as set forth on the  
Appended list of Authorised  
Signatories of Field Secretaries  
(Cayman) Limited

---

Fay Anne de Freitas, Secretary


---

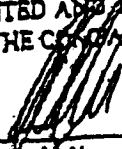
CERTIFIED TO BE A TRUE COPY of the original hereof this 18th day of October, 2002

*Fay Anne de Freitas*  
Fay Anne de Freitas Secretary

FIELD SECRETARIES (CAYMAN) LIMITED

THIS IS TO CERTIFY THAT THE UNDERSIGNED PERSONS ARE AUTHORISED SIGNATORIES OF FIELD SECRETARIES (CAYMAN) LIMITED AND THAT ANY TWO OF THE FOLLOWING ARE AUTHORISED TO BIND THE COMPANY:-


  
\_\_\_\_\_  
J.L. HEROD

  
\_\_\_\_\_  
D.A. DALLY

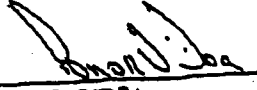
  
\_\_\_\_\_  
F. MCGRATH

  
\_\_\_\_\_  
B.N. FORSTER

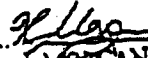
  
\_\_\_\_\_  
D.F. MITCHELL

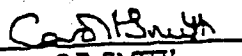
  
\_\_\_\_\_  
G. DEAU

  
\_\_\_\_\_  
C.J. FINN

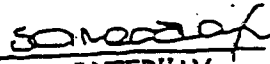
  
\_\_\_\_\_  
C. O'DEA

  
\_\_\_\_\_  
D.A. MCCOY

  
\_\_\_\_\_  
I. MORGAN

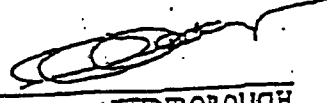
  
\_\_\_\_\_  
C.F. SMITH

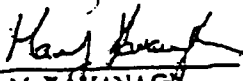
  
\_\_\_\_\_  
K.M. BROPHY

  
\_\_\_\_\_  
S. NEEDHAM

  
\_\_\_\_\_  
I. REHER

  
\_\_\_\_\_  
D. BOYD


  
\_\_\_\_\_  
A. ATTENBOROUGH

  
\_\_\_\_\_  
M. KAVANAGH

DATED THIS

DAY OF

2002.

  
\_\_\_\_\_  
J.L. HEROD, SECRETARY