

IN THE CIRCUIT COURT OF THE COUNTY OF ST. LOUIS
STATE OF MISSOURI

THE SOCIETY OF LLOYD'S,)	
)	
Plaintiff,)	
)	
)	Cause No: 04CC-005430
)	
ROBERT W FUERST, et al.,)	Division No. 3
)	
Defendants.)	

**MOTION TO DISMISS PETITION FOR REGISTRATION
OF FOREIGN JUDGMENT AND PREVENT EXECUTION OF SAID JUDGMENT**

COMES NOW Defendant, Meade M. McCain, by and through his attorney, and for his Motion to Dismiss Plaintiff's Petition for Registration of Foreign Judgment and for a declaration that said judgment is not in compliance with the laws of the State of Missouri and may not be executed as such, states as follows:

1. As set forth in the Judgment attached to the Petition for Registration of Foreign Judgment, said Judgment entered against this defendant was reflected only in British pounds, rather than United States dollars.

Said judgment is thus defective and unenforceable because it does not present a definite sum of money capable of execution.

2. The Judgment against this defendant is stated as "UK £381,210 with interest from March 11, 1998, plus costs". The value of a British pound in relationship to a United States dollar varies based upon economic conditions. Therefore, this judgment, not being reflected in United States dollars, as of March 11, 1998, is not in compliance with the requirements of Missouri law nor the Uniform Enforcement of Foreign Judgments Law, §511.760 of the Revised Statutes of the State of Missouri.

3. UK pounds are not valid for the payment of debts in the United States of America, or, for that matter, in the State of Missouri.

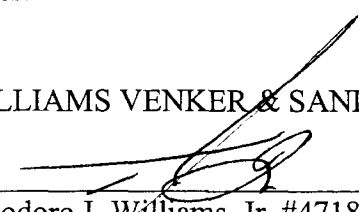
4. Any writ of execution entered by the clerk of this Court must follow the judgment exactly.

5. This Court, pursuant to its authority under Rule 87 of the Missouri Rules of Civil Procedure, may grant Defendants declaratory relief requested in this motion and the relief defendants seek before this Court.

6. This Court, acting through its clerk, should not issue of a writ of execution or a garnishment in support of the English Judgment or the Federal Judgment for the recovery of money. Any writ of garnishment should limit the sheriff to collecting actual UK pounds then in the possession of this defendant or any garnishee properly summoned to plaintiff, and the Court should further declare that any judgment, not being entered in United States dollars, does not constitute a lien on any property of this defendant found in this county.

WHEREFORE, Meade M. McCain, Jr. moves to dismiss the Petition for Registration of Foreign Judgment filed on December 20, 2004 and for a declaration that said judgment is not in compliance with the laws of the State of Missouri and therefore, cannot be executed upon; and for other relief as this Court deems just and proper.

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By 
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Meade M. McCain


CERTIFICATE OF SERVICE

The undersigned hereby certifies that on Jan 10, 2005, a copy of the foregoing was mailed, postage prepaid, upon the following

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A handwritten signature in black ink, appearing to be "M. Buckley", is written over a horizontal line. The signature is stylized and somewhat cursive.