

IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN

CAUSE NO: 836/98



BETWEEN: RUDY KUDRITZKI

PLAINTIFF

AND: JAMES 'JIM' CROCKETT

DEFENDANT

BEFORE DOUGLAS J.

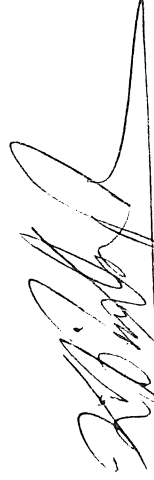
REASON FOR RULING

This is an application by the defendant that, inter alia, paragraph 2 and 5 of the Order dated 9th April 1998 be varied allowing the removal of the requirement of the payment into Court by the defendant of the amount of US\$125,000.00 as a condition of the setting aside of the Default Interlocutory Judgment obtained by the plaintiff on 10th March 1998 at the filing of the defence.

When the original order was made at the hearing on 9th April 1998, it was submitted, and supported by evidence that the defendant had at his disposal the amount of \$125,000.00 . This although not specifically conceded by the defence, was not denied and accordingly the above order was made.

At the hearing of 1st May, 1998 the Court was somehow not aware that the defendant had been granted liberty to apply, and therefore considered the previous order only rectifiable by the Court of Appeal. Accordingly leave to appeal was granted as prayed at paragraph 4 of the summons.

Dated this 24th day of June , 1998.



Kipling Douglas
Judge of the Grand Court

