

IN THE GRAND COURT OF THE CAYMAN ISLANDS

G0338
CAUSE NO. OF 2009

IN THE MATTER of a Declaration of Trust dated 17 January 2000 and made by CIBC Bank and Trust Company (Cayman) Limited (establishing a trust known as the Panmar Trust)

AND IN THE MATTER of the Trusts Law (2007 Revision)

BETWEEN

- (1) MARIKA CHRISTOS LEMOS
- (2) PANDELIS CHRISTOS LEMOS

Applicants

AND

- (1) CIBC BANK AND TRUST COMPANY (CAYMAN) LTD
- (2) MURRAY HALLAM

Respondents

ORIGINATING SUMMONS

TO:

CIBC BANK AND TRUST COMPANY (CAYMAN) LTD of P.O. Box 694,
11 Dr Roy's Drive, George Town Grand Cayman KY1-1107 Cayman Islands,
which is joined as the sole Trustee of the Panmar Trust

AND TO:

MURRAY HALLAM of 16 Old Bailey, London EC4M 7EG, United Kingdom, who is joined as the Protector of the Panmar Trust

LET THE RESPONDENTS within 14 days after service of this Originating Summons on them, counting the day of service, return the accompanying acknowledgment of service to the Court Office, P.O. Box 495 GT, George Town, Grand Caymán KY1-1106, Cayman Islands B.W. I.

BY THIS SUMMONS which is issued on the application of the Applicants, Marika Christos Lemos of 10E Pembridge Place, London W2 4XB, United Kingdom and Pandelis Christos Lemos of 27 Bracknell Gardens, London, NW3, United Kingdom, against the Respondents (whose addresses are given above), the Applicants seek the following relief:

1. An order appointing Virtus Trust Limited of PO Box 634, Bordeaux Court, Les Echelons, St Peter Port, Guernsey ("Virtus") as sole Trustee of the Panmar Trust in place of the 1st Respondent; alternatively an order approving Virtus as Trustee of the said Panmar Trust for the purposes of clause 19.7 of the said Declaration of Trust.
2. All consequential vesting and other Orders as may be necessary, and in particular an order that all cash held by the 1st Respondent as Trustee of the Panmar Trust be paid to Virtus as the new Trustee thereof forthwith upon the maturing of any and each deposit of such cash.
3. Such further or other relief as the Court thinks fit.
4. An order providing for the costs of this application.

If a Respondent does not acknowledge service, such judgment may be given or order made against or in relation to him as the Court may think just and expedient.

Dated

10 July

2009

Maitland

Maitland

Attorneys for the Applicants

NOTE: This Originating Summons may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with that date unless renewed by order of the Court.

IMPORTANT: Directions for Acknowledgement of Service are given in the accompanying form.

THIS ORIGINATING SUMMONS was issued by Maitland on behalf of the Applicants whose address for service is P.O. Box 10161, 3rd Floor, Strathvale House, George Town, Grand Cayman KY1 1102

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(1) MARIKA LEMOS

(2) PANDELIS LEMOS

Applicants

AND

(1) CIBC BANK AND TRUST COMPANY (CAYMAN) LTD

(2) MURRAY HALLAM

Respondents

**ACKNOWLEDGEMENT OF SERVICE OF
ORIGINATING SUMMONS**

If you intend to instruct an Attorney to act for you, give him this form **IMMEDIATELY**.

Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

1. State the full name of the Respondent by whom or on whose behalf the service of the Originating Summons is being acknowledged.

2. State whether the Respondent intends to contest or otherwise participate in the proceedings (*tick appropriate box*).

yes

no

Service of the Originating Summons is acknowledged accordingly.

(Signed)

[Attorney] for

[Respondent in person]

Address for service:

Notes on address for service

Attorney: where the Respondent is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Respondent may not act by a foreign attorney.

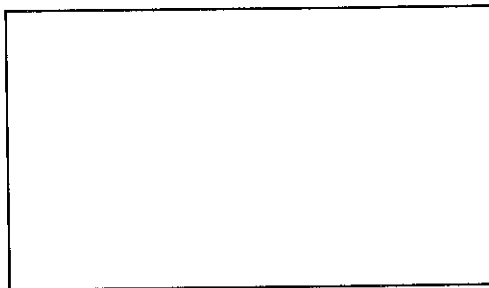
Respondent in person: where the Respondent is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered principal office.

Please complete overleaf

Indorsement by applicant's Attorney (or by applicant is suing in person) of his name, address and reference, if any, in the box below.

Maitland
PO Box 1034
3rd Floor Strathvale House
George Town
Grand Cayman KY1-1002

Indorsement by the Respondent's Attorney (or by Respondent if suing in person) of his name, address and reference, if any, in the box below.



**DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE
OF ORIGINATING SUMMONS**

The accompanying form of Acknowledgement of Service should be completed by an Attorney acting on behalf of the Respondent or by the Respondent if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, George Town, Grand Cayman.

1. Each Respondent (if there is more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Respondent personally is treated as having been served on the day it was delivered to him.
4. Where the Respondent is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (the name stated on the Originating Summons)".
5. Where the Respondent is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description "Partner in the firm of (.....)" after his name.
6. Where the Respondent is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as (.....)" after his name.
7. Where the Respondent is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of

the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.

8. Where the Respondent is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Respondent acting in person may obtain help in completing the form at the Courts Office.