

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 394 OF 2009

IN THE MATTER OF THE SUCCESSION LAW

BETWEEN ALFRED NEWTON SOLOMON PLAINTIFF

AND FIRST CARIBBEAN INTERNATIONAL BANK (Cayman Islands) LTD DEFENDANT



ORIGINATING SUMMONS

TO: First Caribbean International Bank (Cayman Islands) Ltd  
George Town, Grand Cayman

LET THE DEFENDANT, within 14 days after service of this Summons on them, counting the day of service, return the accompanying Acknowledgment of Service to the Courts Office, PO Box 495, George Town, Grand Cayman.

By this Summons, which is issued on the application of the Plaintiff, Alfred Newton Solomon, of Bodden Town, Grand Cayman, the Plaintiff seeks the determination of the Court on the following questions namely:

1. **A declaration that the Plaintiff is the sole account holder of the accounts numbered 0003745898, 000000598237, 217121510755 and 216664512061 held by the Defendant.**
2. **An Order compelling the Defendant to release the Collateral Hold which has been placed on these funds by the Defendant.**
3. **That the Defendant pay the Plaintiff his Costs of this action.**

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

Dated the 13<sup>th</sup> day of August 2009

*Murray & Westerborg*  
Murray & Westerborg  
Plaintiff's Attorneys-at-Law

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

**IMPORTANT**

Directions for Acknowledgment of Service are given with the accompanying form.

THIS ORIGINATING SUMMONS was issued by Murray & Westerborg, Attorneys-at-Law, for and on behalf of the Plaintiff whose address for service is that of hisr said Attorneys-at-Law, #196 Shedden Road, George Town, Grand Cayman.

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**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.***

Delay may result in judgment being entered against a Defendant whereby he May have to pay the costs of applying to set it aside.

1. State the name of the Defendant by whom or on whose behalf the service of this Summons is being acknowledged.

2. State whether the Defendant intends to contest the proceedings (tick the appropriate box)

yes

no

3. If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (tick box).

yes

Service of the Writ is acknowledged accordingly

(Signed).....  
[Attorney] for

[Defendant in person]  
Address for service:

***Please complete overleaf***

**Notes on address for service**

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

**Defendant in person:** Where the Defendant is acting in person, he must give his post office 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 office.

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

Murray & Westerborg  
Attorneys-at-Law  
#196 Shedden Road  
George Town  
Grand Cayman

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