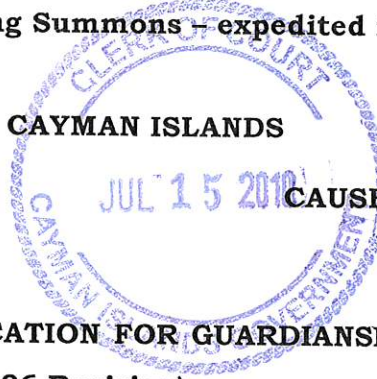


No. 4

Ex-Parte Originating Summons - expedited form (O.7, r 2)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CIVIL DIVISION



CAUSE NO. 256 of 2010



IN THE MATTER OF AN APPLICATION FOR GUARDIANSHIP UNDER SECTION 14 OF THE GRAND COURT LAW (2006 Revision)

AND IN THE MATTER OF AN APPLICATION BY MR CARDINAL C. CARTER for the Guardianship of his mother, MRS ELSIE CARTER and for Receivership over her Estate

**EX-PARTE ORIGINATING SUMMONS**

LET ALL PARTIES CONCERNED attend before a Judge in Chambers , at the Law Courts, George Town, Grand Cayman on the                      day of                      2010 at                      o'clock in the fore/afternoon on the hearing of an application by Mr Cardinal C. Carter for the Guardianship of his elderly mother, Mrs Elsie Carter of Bodden Town Grand Cayman and also to be appointed as a Receiver over her Estate.

Dated this 15<sup>th</sup> day of July, 2010.

*Brooks & Brooks*

**BROOKS & BROOKS**  
Attorneys At Law  
For the Applicant

**Time Estimate:** The estimated length of the hearing of this Summons is ½ hour.

**THIS SUMMONS** was issued by Brooks & Brooks, Attorneys At Law, on behalf of Mr Cardinal Carter, whose address for service of process is that of his said Attorneys At Law, Brooks & Brooks, Two Artillery Court, George Town, **GRAND CAYMAN**

**Acknowledgment of service of originating summons (O.10, r.5)**

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE  
OF ORIGINATING SUMMONS**

The accompanying form of Acknowledgment of Service should be completed by an Attorney acting on behalf of the Defendant or by the Defendant 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.

**Notes for Guidance**

1. Each Defendant (if there are 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 Defendant personally is treated as having been served on the day it was delivered to him.
4. Where the Defendant 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 Defendant 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 Defendant 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.

Amended 16th October, 1995

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. \_\_\_\_\_ of 2010

PROBATE & ADMINISTRATION DIVISION

IN THE MATTER OF AN APPLICATION FOR GUARDIANSHIP UNDER  
SECTION 14 OF THE GRAND COURT LAW (2006 Revision)

AND

IN THE MATTER OF AN APPLICATION BY MR CARDINAL C. CARTER  
for the Guardianship of his mother, MRS ELSIE CARTER and for  
Receivership over her Estate

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.**

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

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

Yes

No

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Service of the Originating Summons is acknowledged accordingly

(Signed) \_\_\_\_\_

Attorney For : \_\_\_\_\_

{Defendant in Person}

Address for Service:

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 box 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.

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

**Brooks & Brooks  
Attorneys At Law  
P O Box 1355  
GRAND CAYMAN KY 1 - 1108**

**(Two, Artillery Court, George Town, Grand Cayman)**

Indorsement by the Defendant's attorney (or by the Defendant if suing in person) of his name, address and residence/reference, if any in the box below