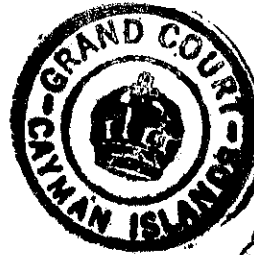


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 332 OF 1995

BETWEEN: JESSIEMAE DIXON
East End, Grand Cayman

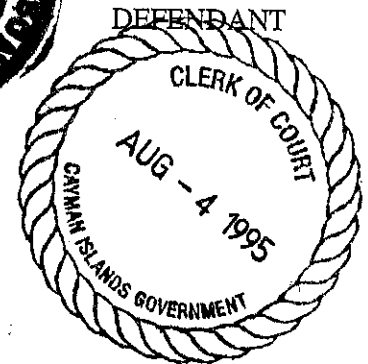


PLAINTIFF

AND: ERIC DIXON
East End, Grand Cayman

DEFENDANT

SPECIALLY INDORSED WRIT OF SUMMONS



TO: ERIC DIXON
East End, Grand Cayman

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of the claim set out on the next page.

Within 14 days after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court office, P. O. Box 495G, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

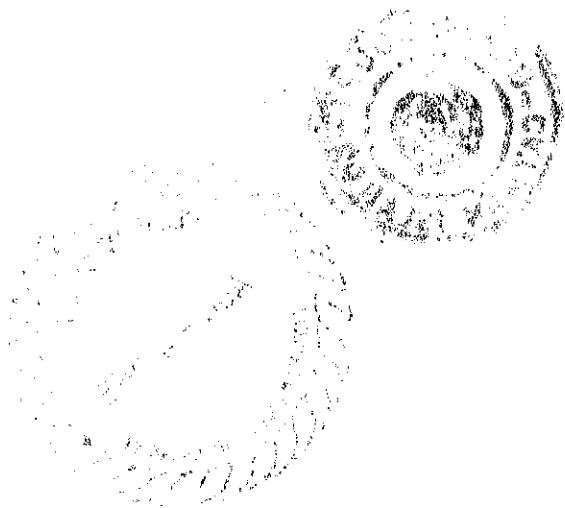
If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

ISSUED this *4th* day of August, 1995.

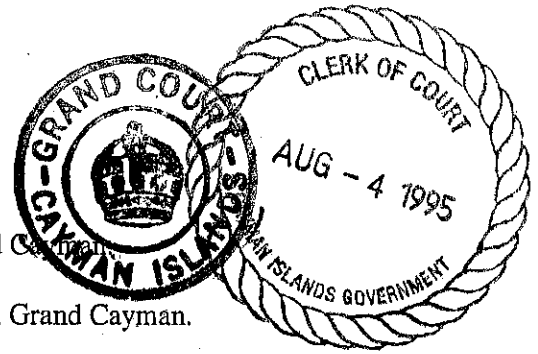
NOTE: This Writ may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with the date of issue unless renewed by order of the Court.

IMPORTANT

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



STATEMENT OF CLAIM



1. The Plaintiff is an individual who resides in East End, Grand Cayman.
2. The Defendant is an individual who also resides in East End, Grand Cayman.
3. On March 24, 1995, the Defendant requested the use of the Plaintiff's vehicle, a 1992 Honda Accord, registration #43-175.
4. On the said date and in good faith, the Plaintiff consented to the Defendant's use of the said vehicle, believing at all material times that the Defendant was in possession of a valid driver's licence, insurance and that he was a responsible road user.
5. The Defendant, whilst in possession of the said vehicle and without the Plaintiff's knowledge, drove at high speeds in excess of the speed limits, in a reckless and careless manner whilst intoxicated and, therefore, failed to take all reasonable steps to prevent the said vehicle from leaving the road.
6. The Defendant collided with an embankment thereby causing extensive damage to the vehicle.
7. The Defendant has refused to accept any financial responsibility for the damage caused to the vehicle and the Plaintiff's insurers have refused to make good on her claim due to the Defendant's unlawful and careless acts.
8. The Defendant owed the Plaintiff a duty of care whilst in possession of the vehicle and has breached that duty. As evidence of the Defendant's negligence, the Royal Cayman Islands Police charged the Defendant with reckless driving, driving whilst intoxicated, speeding and driving without insurance.
9. The Plaintiff has suffered loss as she is without a means of transportation and, meanwhile, must continue to meet her obligations with First Cayman Bank in paying off the existing outstanding loan on the vehicle.

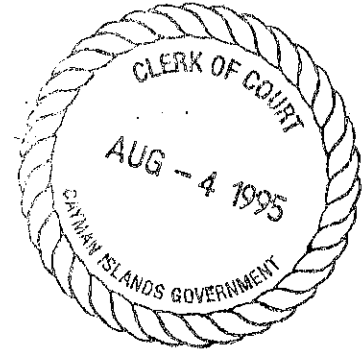
AND THE PLAINTIFF CLAIMS:-

1. The payment of the total sum of CI\$12,000.00 being the value of the vehicle at the date of the collision.
2. The amount of CI\$335.00 being interest at the rate of 8 3/8% on the said sum calculated from the date of said collision to date.
3. The amount of CI\$2.75 per day for each day after this date that the said sum remains unsatisfied being interest at the prescribed rate of 8 3/8% per annum on the said sum.
4. Costs.
5. Such further and/or other relief as this Court deems appropriate.

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If within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed of CI\$12,000.00 with interest and costs, further proceedings will be stayed. The money must be paid directly to W. S. Walker & Company.

W. S. Walker & Company
W. S. WALKER & COMPANY
Attorneys-at-Law for the Plaintiff



This Writ was issued by W. S. Walker & Company, of P.O. Box 265, Caledonian House, George Town, Grand Cayman, Attorneys-at-Law for the Plaintiff herein whose address for service is that of its said Attorneys-at-Law.

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF WRIT OF SUMMONS

1. 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.

2. A Defendant who states in his Acknowledgment of Service that he intends to contest the proceedings *must also serve a defence* on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A *Stay of Execution* against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, *issue a Summons* for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

See over for notes for guidance

Please complete overleaf

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. 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.
3. 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 Writ of Summons*)".
4. 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.
5. 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.
6. Where the Defendant 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.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 332 OF 1995

BETWEEN: JESSIEMAE DIXON

PLAINTIFF

AND: ERIC DIXON

DEFENDANT



ACKNOWLEDGMENT OF SERVICE OF WRIT OF 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 full name of the Defendant by whom or on whose behalf the service of the Writ is being acknowledged.

2. State whether the Defendant intends to contest the proceedings (tick 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 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 or principal 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.

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