

IN THE GRAND COURT OF THE CAYMAN ISLANDS

398

CAUSE NO OF 2010

BETWEEN: Cayman Finance Services Ltd

PLAINTIFF

AND: Lloyd McBean

DEFENDANT



WRIT OF SUMMONS

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 services, you must either satisfy the claim or return to the Court Office, PO Box 495 GT., 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 21th day of October 2010

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

The Plaintiff's claim is as payee against the Defendant as maker of a Promissory Note dated 31st May 2006 in the amount of CI\$4,875.00 with inclusive of fixed interest thereon and Promissory Note date 30th June 2006 in the amount of CI\$5,000.00 inclusive of fixed interest thereon, and Promissory Note dated January 31, 2002 in the amount of CI\$43,000.00 with interest of 15.5% per annum Contractual Interest (14% per annum) calculated from January 31, 2002 to the date of issue at a daily contractual rate of CI\$18.26 and accumulative interest of CI\$5528.25, plus NSF cheque charges of CI\$100.00.

Amount Due: CI\$55,758.51

And the Plaintiff further claims fixed costs of CI\$4,589.12 incurred pursuant to GCR Order 62.

And the Plaintiff further claims costs to be assessed.

Take notice that the said proceedings will be stayed if, within the time limited for acknowledging service, the Defendant pays the amount so claimed to the Plaintiff, his Attorney or agent.

STATEMENT REGARDING INTEREST

The Plaintiff claims interest from the date of issue to the date of Judgment at the above mentioned contractual rates in the above mentioned daily amounts.

Dated this 21st day of October 2010.



Mr. Lawrence Hunter
Plaintiff

THIS WRIT was filed by Lawrence Hunter of Cayman Finance Services Limited the Plaintiff, whose address for services is at Prestige Building, 43 Eastern Avenue, George Town, Grand Cayman, Tel: 326-2935

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AND: DEFENDANT

**ACKNOWLEDGEMENT 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 acknowledge –
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

{ } No

Service of the Writ is acknowledge accordingly

Address for service:

NOTES ON ADDRESS FOR SERVICES

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 action in person, he must give his port 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.

Lawrence Hunter Cayman Finance Services Limited PO Box 11296 Grand Cayman KY1-1108 Tele: 326-2935 916-3752 Fax: 946-8099
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916-3752
Fax: 946-8099

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

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