

IN THE GRAND COURT OF THE CAYMAN ISLANDS

Cause No. 102 of 1997

BETWEEN

K & M TRADING CO. LTD.

PLAINTIFF

AND

LAWRENCE GAYLE

DEFENDANT

SPECIALLY ENDORSED WRIT OF SUMMONS

TO: LAWRENCE GAYLE
NORTH SOUND
GEORGE TOWN
GRAND CAYMAN

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of the claim endorsed hereon,

Within fourteen (14) days after the service of this Writ, including the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495 G.T., 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 of Service 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 18th day of February 1997.

NOTE - This Writ may not be served later than four (4) calendar months (or of leave is required to effect service out of the jurisdiction, six (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 registered Company of the Cayman Islands duly incorporated pursuant to the Companies Law of the Cayman Islands with its Registered Office and central place of business located Rankin's Plaza, Eastern Avenue, George Town, Grand Cayman.
2. The Plaintiff is licensed to and is engaged in the making consumer loans to members of the public.
3. The Defendant is a resident of the Cayman Islands and at all material times obtained a consumer loan from the Plaintiff secured by a promissory note executed by the Defendant.
4. On the 5th day of March 1996 the Defendant, by his promissory note, promised to pay to the Plaintiff CI\$2,380.95, in manner following, namely, CI\$150.87 on the 5th day of April 1996, then next ensuing, and CI\$150.87 on the fifth day of each succeeding month until the whole of the said sum, plus interest at a minimum rate of 16% per annum, should be fully paid, and further by his said note promised that in case default should be made in payment of any of the said installments the whole of the said sum of CI\$2,380.95, inclusive of interest, then remaining unpaid should become immediately payable.
5. In breach of the said contract the Defendant made default in payment of the said installments since 6th day of May 1996, and has not paid the said CI\$2,380.95 or any further part thereof, despite various demands from the Plaintiff for him so to do.

Particulars

| | |
|---|--------------------|
| Principal Due | CI\$2,380.95 |
| Interest thereon at 16% per annum to date of Writ | <u>CI\$ 420.79</u> |
| Amount Due | CI\$2,800.79 |

6. The Plaintiff also claims interest on CI\$2,380.95, the principal of the said note, at 16% per annum from the date of the Writ until payment or judgment, as well as the costs of these proceedings and Attorneys fees.

If within the time for returning the Acknowledgment of Service, the Defendant pays the total of amount claimed of CI\$3,430. 79 including interest and costs further proceedings will be stayed. The money must be paid to the Plaintiff or their Attorneys.

Dated this 14 day of Feb 1997.

L.A. Samson & Co.

L.A. Samson & Co.

FEB. 18. 1997



THIS SPECIALLY ENDORSED WRIT is issued by L.A. Samson & Co., Attorneys-at-Law, for and on behalf of the Plaintiff, whose address for service is that of their said Attorneys-at-Law, Ground Floor, Sigma Bldg., Smith Road, George Town, Grand Cayman.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

Cause No. 102 of 1997

BETWEEN K & M TRADING CO. LTD. PLAINTIFF
AND LAWRENCE GAYLE DEFENDANT

ACKNOWLEDGMENT OF SERVICE OF WRIT OF SUMMONS

If you intend to instruct any 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 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

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 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.

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

L. A. Symant Co.
Grand Road
Sigma Bldg.
Suzer Road, Grand Cayman

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

Handwritten text, possibly a signature or name, located in the upper right quadrant of the page.

Handwritten text, possibly a signature or name, located in the lower center of the page.