

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 306 OF 2010

BETWEEN: RSGC HOLDINGS LIMITED

Plaintiff



AND: CAYMAN ISLANDS T-SHIRT COMPANY LTD

Defendant

AMENDED WRIT OF SUMMONS

TO: CAYMAN ISLANDS T-SHIRT COMPANY LTD
P.O. Box 30169
Grand Cayman KY1-1201
CAYMAN ISLANDS



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 7 day of December 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.


GENERAL ENDORSEMENT

The Defendant and Plaintiff are Cayman Islands companies. The Plaintiff's claim is for damages resulting from the unlawful repudiation of a variation of lease dated 16 March 2005 and the Defendant's refusal to pay to the Plaintiff rent in accordance with the amended lease.

AND THE PLAINTIFF claims:

1. The principal sum of CI\$398,943.00;
2. Statutory interest of CI\$4,101.68 at the prescribed rate of 2 $\frac{3}{8}$ % pursuant to the Judgment Debts (Rates of Interest) Rules 2010 from 3rd July 2010, accruing at a daily rate of CI\$25.96 until payment in full
3. Fixed costs of \$500.00; and
4. Filing fee for Writ of Summons of CI\$200.00

If, within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed of CI\$398,943.00 (including interest and costs) further proceedings will be stayed. The money must be paid to the Plaintiff or his Attorney.


Bodden & Bodden
Attorneys for the Plaintiff

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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 of Summons is being acknowledged.

2. State whether the Defendant intends to contest or otherwise participate in 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 of Summons is acknowledged accordingly.

Attorney for the Defendant

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 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.

Bodden & Bodden
Attorneys-at-Law
PO Box 10335
Grand Pavilion
802 West Bay Road
George Town, Grand Cayman
Cayman Islands
Ref: 1011 - 0003/WH/PM

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