

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO.: G <sup>87</sup> OF 2011

IN THE MATTER OF SECTION 132 OF THE REGISTERED  
LAND LAW (2004 REVISION)

BETWEEN

AVENDELL INVESTMENTS INC.



AND

(1) GORDON RICHENS  
(2) DR. ENOKA MANAWADU-RICHENS

Defendants

ORIGINATING SUMMONS

LET THE DEFENDANTS, Gordon Richens and Dr. Enoka Manawadu-Richens, respectively of P.O. Box 10335, Grand Cayman, KY1-1003, Cayman Islands attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on \_\_\_\_\_ day of \_\_\_\_\_ 2011, at \_\_\_\_\_ o'clock on the hearing of an application by the Plaintiff of P.O. Box 1234, Grand Cayman, Cayman Islands that the Honourable Grand Court:

1. Order that the restrictions registered in the Land Register on the following titles:
  - 1.1 Registration Section Savannah, Block and Parcel 28D Block 276;
  - 1.2 Registration Section Savannah, Block and Parcel 28D Block 277;
  - 1.3 Registration Section Savannah, Block and Parcel 28D Block 278;
  - 1.4 Registration Section Savannah, Block and Parcel 28D Block 279;  
and
  - 1.5 Registration Section Savannah, Block and Parcel 28D Block 280;

be removed forthwith.

2. An Order that the Respondents do pay the Applicant's costs of this application.

AND LET THE DEFENDANT within 14 days after service of this summons on them counting the day of service, return the accompanying Acknowledgment of Service to the Courts office.

Dated: 15 March 2011



Thorp Alberga  
Attorneys-at-Law for the Plaintiff

**NOTES:**

- (1) This Summons 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 above date unless renewed by order of the Court.
- (2) If a defendant does not attend personally or by his attorney at the time and place above-mentioned such order will be made as the Court may think just and expedient.

**IMPORTANT**

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

This **ORIGINATING SUMMONS** was issued by Thorp Alberga, Attorneys-at-Law for and on behalf of the Plaintiff whose address for service is Harbour Place, P.O. Box 472, Grand Cayman KY1-1106 (Ref: CMD/A0601-006).

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CAUSE NO.: G of 2011

IN THE MATTER OF SECTION 132 OF THE REGISTERED  
LAND LAW (2004 REVISION)

BETWEEN

AVENDELL INVESTMENTS INC.

Plaintiff

AND

(1) GORDON RICHENS  
(2) DR. ENOKA MANAWADU-RICHENS

Defendants

**ACKNOWLEDGMENT 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 is 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 the proceedings (*tick appropriate box*)

yes

no

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Service of the Originating Summons is acknowledged accordingly

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(Signed)

[Attorney] for

[Defendant in person]

Address for service:

***Please complete overleaf***

**Notes on address for service**

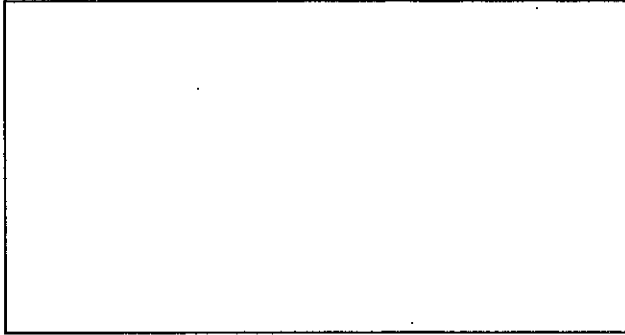
Attorney: Where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

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.*

Thorp Alberga Attorneys-at-Law P.O. Box 472 Grand Cayman, KY1-1106 Cayman Islands Attorney: Christopher McDuff Phone: (345) 949-0699 Facsimile: (345) 949-8171 Email: <a href="mailto:cmcduff@thorpalberga.com">cmcduff@thorpalberga.com</a> Ref: CMD/A0601-006.
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*Indorsement by Defendant's Attorney (or by Defendant if suing in person) of his name, address and reference, if any, in the box below.*

A large, empty rectangular box with a thin black border, intended for the indorsement of the defendant's attorney or the defendant themselves. The box is currently blank.

**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 495, Grand Cayman, KY1-1106, Cayman Islands.

**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.
7. 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.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.