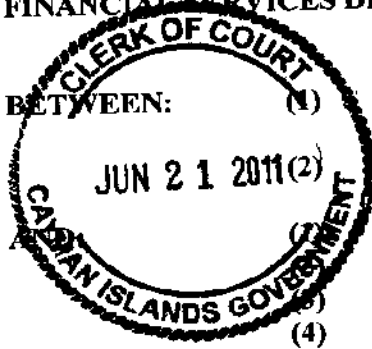


IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION

CAUSE NO: FSD NO. 105 OF 2011



BETWEEN: (1)  
(2)  
(3)  
(4)  
(5)

MERCHANTBRIDGE HOLDINGS (CAYMAN) LIMITED  
MERCHANTBRIDGE HOLDINGS INC.

BLUEWOOD INC.  
THE ESTATE OF BASIM AL-RAHIM, deceased  
REND AL-RAHIM FRANCKE  
FADI GHANDOUR  
RAYWOOD INC.

Plaintiffs



Defendants

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WRIT OF SUMMONS

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TO:

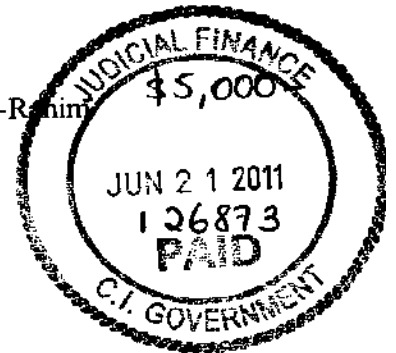
(1) Bluewood Inc.  
of  
Maples Corporate Services Limited  
PO Box 309  
Ugland House  
George Town  
Grand Cayman KY1-1104

(2) The Estate of Basim Al-Rahim

(3) Rend Al-Rahim Francke

(4) Fadi Ghandour

(5) Raywood Inc.  
of  
Maples Corporate Services Limited  
PO Box 309  
Ugland House  
George Town  
Grand Cayman KY1-1104



**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 495, George Town, Grand Cayman KY1-1105, 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 21<sup>st</sup> day of June 2011

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.

**THIS WRIT** is filed by Campbells, Attorneys at Law for the Plaintiff whose address for service is 4<sup>th</sup> Floor, Scotia Centre, P.O. Box 884, Grand Cayman KY1-1103 CAYMAN ISLANDS. Tel: 949 2648 Fax: 949 8613 (Ref: JRM/KAH//sam/13592-18415)

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## GENERAL INDORSEMENT

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**The Plaintiffs' claim is for:**

1. A declaration that the shares held by the First Defendant ("Bluewood") in the Fifth Defendant ("Raywood") are held on trust for the First and/or Second Plaintiff and an order that the register of Raywood be rectified accordingly.
2. A declaration that the shares in the name of Mr. Basim Al-Rahim (deceased) ("Mr Al-Rahim") in Bluewood are held on trust for the First and/or Second Plaintiff and an order that the register of Bluewood be rectified accordingly.
3. A declaration that all income received by Bluewood from Qatar Telecom (Q-Tel) Q.S.C or its subsidiaries and and/or affiliates ("QTel"), Raywood and AsiaCell Communications LLC and its affiliates and/or subsidiaries was and is held on trust for the First and/or Second Plaintiff, together with the traceable proceeds thereof.
4. A declaration that all income received by Mr Al-Rahim and/or his estate from Bluewood or Raywood was and is held on trust for the First and/or Second Plaintiff, together with the traceable proceeds thereof.
5. As against Bluewood and the Second Defendant ("Mr Al-Rahim's estate"):
  - a. An account of all of their dealings with the property of the First and/or Second Plaintiffs (as aforesaid) and the traceable proceeds thereof;
  - b. Equitable compensation for breach of trust for dealing with the property of the First and/or Second Plaintiffs (as aforesaid) and the traceable proceeds thereof in breach of trust; further or alternatively
  - c. An account of all benefits received by them by reason of their receipt of or dealings with the property of the First and/or Second Plaintiffs (as aforesaid) and the traceable proceeds thereof.
6. (As against Mr Al-Rahim's estate and Bluewood as a mere device or facade for Mr Al-Rahim), equitable compensation for Mr. Al-Rahim's breaches of fiduciary duty owed to the First and Second Plaintiffs as their director.
7. Alternatively, As against Bluewood if not a mere device or facade for Mr Al-Rahim, equitable compensation for knowing assistance of Mr Al-Rahim's breaches of fiduciary duty as aforesaid.

8. (As against Mr Al-Rahim and Bluewood) an account of all profits made by them by reason of their conduct as alleged in (6) and (7) above.
9. (As against Bluewood, and the Third and Fourth Defendants) an injunction restraining them from dealing with or disposing of any property within (1) to (4) above or their traceable proceeds or procuring that there be any such dealings or disposals.
10. An order that all property of the First and/or Second Plaintiffs be delivered to them forthwith.
11. All other necessary accounts and enquiries.
12. Compound interest in equity, alternatively simple interest on such sums, at such rates and for such periods of time as the Court thinks fit pursuant to section 34 of the Judicature Law (2007 Revision) alternatively pursuant to the inherent jurisdiction of the Court.
13. Such further or other relief as this Honourable Court thinks fit.
14. Costs.

**IN THE GRAND COURT OF THE CAYMAN ISLANDS  
FINANCIAL SERVICES DIVISION**

**CAUSE NO: FSD NO. OF 2011**

**BETWEEN:** (1) **MERCHANTBRIDGE HOLDINGS (CAYMAN)  
LIMITED**  
(2) **MERCHANTBRIDGE HOLDINGS INC** **Plaintiffs**

**AND:** (1) **BLUEWOOD INC.**  
(2) **THE ESTATE OF BASIM AL-RAHIM, deceased**  
(3) **REND AL-RAHIM FRANCKE**  
(4) **FADI GHANDOUR**  
(5) **RAYWOOD INC.** **Defendants**

**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.

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1. State the full name of the Defendant by whom or on whose behalf the service of the Writ 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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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

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Service of the Writ is acknowledged accordingly

(Signed).....

[Attorney for] the Defendant

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.

Campbells, attorneys at law  
4<sup>th</sup> Floor, Scotia Centre  
Albert Panton Street  
PO Box 884  
Grand Cayman KY1-1103  
Cayman Islands

Tel: 345 949 2486  
Fax: 345 949 8613  
Email: [khoughton@campbells.com.ky](mailto:khoughton@campbells.com.ky)  
Ref: JRM/KAH/sam/13592-18415

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

**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 495, George Town, Grand Cayman KY1-1106.

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**

**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.