

**IN THE GRAND COURT OF THE CAYMAN ISLANDS  
CIVIL DIVISION**

CAUSE NO. CIV **418** OF 2011

**BETWEEN: THOMPSON RESORTS LTD. PLAINTIFF**

**AND: CABLE AND WIRELESS (CAYMAN ISLANDS) LIMITED**



**ORIGINATING SUMMONS**

To: Cable and Wireless (Cayman Islands) Limited  
One Technology Square  
19 Eastern Avenue  
CAYMAN ISLANDS

**LET THE DEFENDANTS**, Cable and Wireless (Cayman Islands) Limited of One Technology Square, 19 Eastern Avenue, Cayman Islands within fourteen (14) days after service of this Summons upon them, counting the day of service, return the accompanying Acknowledgement of Service to the Courts Office, P.O. Box 495 GT, George Town, Grand Cayman.

By this Summons, which is issued on the application of Thompson Resort Ltd. of Galleria Plaza Box 30596, KY1-1203, Grand Cayman, Cayman Islands, the Plaintiff seeks the following Orders:

1. That the Defendant make and serve upon the Plaintiff within 2 working days of the service of this Order by a proper officer a witness statement containing:
  - (a) The name(s) and address(es) of the sender(s) of an email with the Internet Protocol (IP) address 63.136.118.179 sent on 9 October 2011 and 63.136.114.139 sent on 13 October and email address [ThetruthWillcomeout@rocketmail.com](mailto:ThetruthWillcomeout@rocketmail.com).
  - (b) The name(s) and address(es) of the owner(s) of an email with the Internet Protocol (IP) address 63.136.118.179 sent on 9 October 2011 and 63.136.114.139 sent on 13 October and email address [ThetruthWillcomeout@rocketmail.com](mailto:ThetruthWillcomeout@rocketmail.com).
  - (c) The MAC (**M**edia **A**ccess **C**ontrol Address) of the Cable and Wireless (Cayman Islands) Limited or LIME Modem that was used to connect to the Cable and Wireless (Cayman Islands) Limited network and communicated with it via Internet Protocol (IP) address 63.136.118.179 or 63.136.114.139 at the times set out above and email address [ThetruthWillcomeout@rocketmail.com](mailto:ThetruthWillcomeout@rocketmail.com) and the name and address of the owner(s) of the connection(s) at the specific address or addresses.
  - (d) The owner(s) of an email with email address [ThetruthWillcomeout@rocketmail.com](mailto:ThetruthWillcomeout@rocketmail.com).

2. That the Defendant provides to the Plaintiff within 2 working days of the service of this Order any other information as this Honourable Court deem fit.

If the Defendant does not acknowledge service, such judgment may be given or order made against or in relation to her as the Court may think just and expedient.

Dated the 18<sup>th</sup> day of October 2011



**SONIA BUSH & ASSOCIATES**  
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 of the hearing of the Originating Summons, such order will be made as the Court may think just and expedient.

**IMPORTANT**

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

**THIS ORIGINATING SUMMONS** was filed by is filed by SONIA BUSH & ASSOCIATES, Attorneys-at-Law for PLAINTIFF herein whose address for service and correspondence is that of Grand Pavilion Commercial Center, West Bay, P.O. Box 11139, Grand Cayman, KY1-1008, Cayman Islands.

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 495G, George Town, Grand Cayman

**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 Originating 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 his 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.



SONIA BUSH & ASSOCIATES,  
Attorneys-at-Law for Plaintiff  
Orleander Way, Grand Pavilion Center,  
West Bay, P.O. Box 11139,  
Grand Cayman, KY1-1008,  
CAYMAN ISLANDS

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

[Empty box for indorsement]