

IN THE GRAND COURT OF THE CAYMAN ISLANDS

In the matter of an agreement dated the 28th April 1995

CAUSE NO. 176 OF 1997

BETWEEN: LAND LTD

PLAINTIFF

AND: NATIONAL FINANCIAL CORP LTD

1ST DEFENDANT

AND: PRUDENTIAL FINANCIAL CORP LTD

2ND DEFENDANT

ORIGINATING SUMMONS

LET THE FIRST & SECOND DEFENDANT both of PO Box 497, Seven Mile Beach, Grand Cayman, BWI attend before a Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the *9-10th April* day of *April* 1997, at *9:30* o'clock on the hearing of an application by the Plaintiff of PO Box 497, George Town, Grand Cayman for the following Orders:-

1. A declaration that by a letter dated 10th February 1997 from Messrs. C.S.Gill & Co to Messrs. Myers & Albergia the agreement dated 28th April 1995 and made between the Plaintiff and the First Defendant a copy of which is exhibited to the accompanying Affidavit No. 1 of Rex Herbert Crighton sworn on the 15th day of March 1997 and which is marked "RHC2" was terminated and that the contractual obligations of the Plaintiff and the First Defendant in relation to that agreement are at an end.
2. That the Cautions registered by and in favour of the First Defendant, National Financial Corp. Ltd. over the parcels of land registered at the Cayman Islands Land Registry and referred to therein as:-
 - West Bay Beach North- Block 11C parcel 238
 - West Bay Beach North- Block 17A parcel 11
 - West Bay Beach North- Block 17A parcel 12
 - West Bay Beach North- Block 17A parcel 14be removed from the Land Registers of those parcels.

3. That the Cautions registered by and in favour of the Second Defendant, Prudential Financial Corp. Ltd. over the parcels of land registered at the Cayman Islands Land Registry and referred to therein as:-

West Bay Beach North - Block 11C parcel 238

West Bay Beach North - Block 17A parcel 11.

be removed from the Land Registers of those parcels.

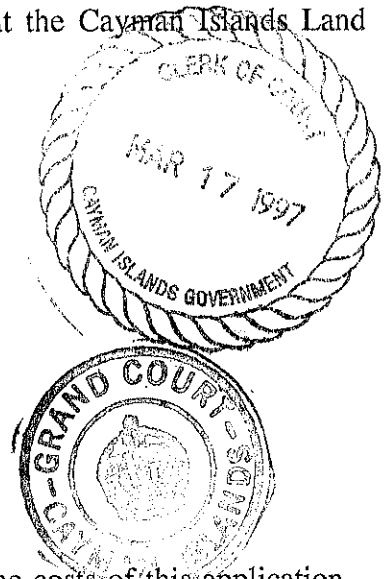
4. Such further or other relief as shall be just.
5. That the First and Second Defendants be ordered to pay the costs of this application.

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

Dated the 17th day of March 1997.

C.S. Gill & Co

C.S.GILL & CO



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 acknowledgement of Service are given with the accompanying form.

This Originating Summons was issued by C.S. Gill & Co, Attorneys-at-Law, whose address for service is 4th floor, Genesis Building, PO Box 945, George Town, Grand Cayman, BWI.