

IN THE GRAND COURT OF THE CAYMAN ISLANDS
CIVIL DIVISION

CAUSE NO. ^{G0313} OF 2012

In the Matter of a firm of Attorneys-at-Law

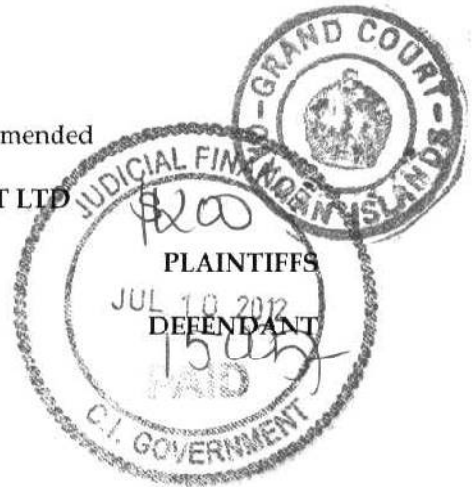
AND

In the Matter of the Legal Practitioners Law (2010 Revision), as amended

BETWEEN (1) CONDOCO GRAND CAYMAN RESORT LTD
(2) CESAR PROPERTIES LTD

AND MAPLES AND CALDER (a firm)

ORIGINATING SUMMONS



LET THE DEFENDANT of Uglan House, South Church Street, George Town, Grand Cayman, Cayman Islands attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the _____ day of _____ 2012, at _____ a.m./p.m. on the hearing of an application by the Plaintiffs of 2nd Floor, Century Yard, Cricket Square, P O Box 493, Grand Cayman KY1-1106, pursuant to the jurisdiction of the Chief Justice under Section 7 of the Legal Practitioners Law (2010 Revision), as amended, to exercise disciplinary control over attorneys-at-law within the Cayman Islands, **FOR:-**

1. An injunction restraining Maples and Calder from acting as attorneys-at-law for Michael Ryan, Orion Developers Ltd., Deckhouses Construction Company Ltd., I.R.R. Limited, Endless Service Management Ltd., and/or Bluetip Watersports Ltd in and for the duration of Cause No. FSD 58 of 2012, or any other proceedings brought by Condoco Grand Cayman Resort Ltd or Cesar Properties Ltd in relation to the development, operation or management of the property known as The Ritz-Carlton Grand Cayman Resort, or any constituent part of the said property or any development related to it, on the grounds that:
 - (a) Maples and Calder hold confidential and privileged information and documents belonging to the Plaintiffs, their former clients, and there is a risk of improper disclosure or misuse of such information and documents to the detriment of the Plaintiffs;

- (b) Maples and Calder have a financial interest in the retention and control of the Plaintiffs' confidential and privileged information and documents which interest is in conflict with their duties to the Court relating to discovery in Cause No. FSD 58 of 2012 and any other proceedings to which the information and documents are relevant;
- (c) It is likely that attorneys-at-law at Maples and Calder who acted for the Plaintiffs may be required to give evidence as witnesses in proceedings to which the information and documents are relevant.
2. The costs of these proceedings be the Plaintiffs to be taxed if not agreed.
3. Such further or other order as to this Honourable Court seems just.

AND LET THE DEFENDANT within 14 days after service of this Summons on him counting the day of service, return the Acknowledgment of Service to the Court Office.

Dated the 10th day of July 2012



Mourant Ozannes
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.

**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.

Address for service:

Notes on address for service:

Attorneys: 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.

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

Mourant Ozannes
Attorneys-at-Law
4th Floor, 94 Solaris Avenue
Camana Bay, P.O. Box 1348
GRAND CAYMAN KY-1108

Ref: HGR/8000486

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