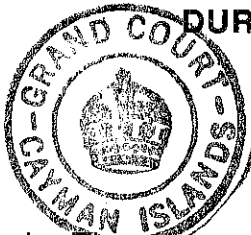


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 369 of 1997

BETWEEN: HAWKINS & HAWKINS INVESTMENT LTD PLAINTIFF

AND; DURBY THOMPSON DEFENDANT



WRIT OF SUMMONS

TO; Durby Thompson  
c/o McAlpine Ltd (now works at hospital on construction)  
George Town  
GRAND CAYMAN



**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 G, George Town, Grand Cayman, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and Judgement may be entered against you forthwith without further notice.

Issued this 11<sup>th</sup> day of June 1997

**NOTE:** This Writ may not be served later than 4 calender months.

**IMPORTANT**

Directions for Acknowledgement of Service are given with the accompanying form

## STATEMENT OF CLAIM

1 The Plaintiff is a limited liability company which is registered and incorporated under the Laws of the Cayman Islands to inter alia carry on the business of financing.

2 The Defendant is an individual who resides in the Cayman Islands and at the material time he was a customer of the Plaintiff.

4 On or about the 24th day of April, 1995 the Defendant entered into an agreement with the Plaintiff to borrow a sum of money. It was an expressed term of the said Agreement that the Defendant would repay the outstanding amount plus interest by equal monthly installments.

5 In breach of the terms of the said Agreement the Defendant despite being requested to make the said payments on the amount outstanding has not made any payments at all.

8 As a result of the said breach the Plaintiff made demand on the Defendant to have the outstanding amount paid, however, the Defendant has not paid the amount which together with interest now stands at CI\$3,651.00 to 10th June, 1997.

9 Despite repeated demands for payment of this outstanding amount the Defendant has neglected to pay same

### AND THE PLAINTIFF CLAIMS:

(a) Payment of the principal amount outstanding of CI\$3,651.00 to 10th June, 1997

(c) Interest at the statutory rate of 7 3/8% from the date hereof to the date of final judgement

(d) Costs and Attorneys fees

Dated this 1<sup>st</sup> day of June 1997.

*Brooks & Brooks*  
**BROOKS & BROOKS**  
Attorneys At Law for the Plaintiff



**NOTE; PLEASE NOTE** that if within the time for returning the Acknowledgement of Service (i.e. 14 days) the Defendant pays the total amount claimed of CI\$3,651.00 plus fixed costs of CI\$500.00 and disbursements of CI\$155.00 (total of CI\$ 4,306.00) further proceedings will be stayed. The money must be paid to the Plaintiff or to its Attorneys At Law .

**THIS WRIT OF SUMMONS** was filed by Brooks & Brooks Attorneys At Law for and on behalf of the Plaintiff herein whose address for service is that of its said Attorneys At Law 2nd Floor Harbour Centre, P O Box 1355GT GRAND CAYMAN

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

**CAUSE NO. 369 of 1997**

**BETWEEN: HAWKINS & HAWKINS INVESTMENT LTD    PLAINTIFF**  
**AND;                    DURBY THOMPSON                    DEFENDANT**

**ACKNOWLEDGEMENT 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 judgement being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

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

2 State whether the Defendant intends to contest the proceedings (Tick appropriate box)

Yes

No

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 judgement entered by the Plaintiff( Please tick box)

Yes

No

Service of Writ is acknowledged accordingly

Signed \_\_\_\_\_

Please complete overleaf

(Attorney) for

(Defendant in Person)

Address for service:

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

Brooks & Brooks  
Attorneys At Law  
P O Box 1355 GT  
GRAND CAYMAN

(2nd Floor Harbour Centre)

Indorsement by the defendant's attorney (or by the defendant if suing in person) of his name , address and residence, if any in the box below