

IN THE GRAND COURT OF THE CAYMAN ISLANDS

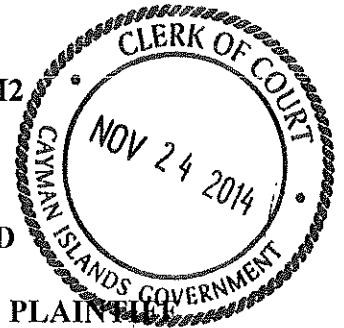
G 0258  
CAUSE NO. OF 2014

IN THE MATTER OF THE REGISTERED LAND LAW (2004 REVISION)

AND IN THE MATTER OF SPOTTS, BLOCK 24E, PARCEL 342 H1 AND H2

BETWEEN:

FIRSTCARIBBEAN INTERNATIONAL BANK (CAYMAN) LTD



AND:



AHISHA J. BODDEN



FIRST DEFENDANT

BENJAMIN D. BODDEN

SECOND DEFENDANT

ORIGINATING SUMMONS

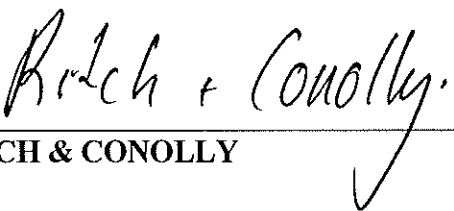
TO AHISHA J. BODDEN AND BENJAMIN D. BODDEN, P.O. Box 30651, Seven Mile Beach, Grand Cayman at attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the day of 20\_\_ , at o'clock on the hearing of an application by the Plaintiff of PO Box 68, George Town, 25 Main Street, Grand Cayman, Cayman Islands for Orders pursuant to the Registered Land Law (2004 Revision) and pursuant to Order 45 Rule 3 of the Grand Court Rules that;

- 1) the Plaintiff is entitled to possession of all that the property registered in the Cayman Islands Land Register being particularly known as Registration Section Spotts, Block 24E, Parcel 34 H1 and 2 ("the Property").
- 2) the Defendants and any other person occupying the property do on or before the 5<sup>th</sup> December 2014 vacant the property and take all appropriate steps to give the Plaintiff vacant possession of the property.

- 3) the Plaintiff do have leave to issue a Writ of Possession in relation to the property with execution of the Writ of Possession not to take place before 5<sup>th</sup> December 2014.
- 4) Such further or other relief as this honourable Court may deem appropriate.

**AND LET THE DEFENDANT** within 14 days after service upon him of this summons, including the day of service or the next day but one before the date of the hearing referred to above, return the accompanying Acknowledgment of Service to the Courts office.

Dated the 24<sup>th</sup> day of November 2014.

  
\_\_\_\_\_  
**RITCH & CONOLLY**

**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 Acknowledgment of Service are given with the accompanying form.

This Originating Summons was issued by Ritch & Conolly, attorneys for the Plaintiff, whose address for service is 113 South Church Street, PO Box 1994, Grand Cayman, KY1-1104.

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CAUSE NO. <sup>G 0258</sup> OF 2014

IN THE MATTER OF THE REGISTERED LAND LAW (2004 REVISION)

AND IN THE MATTER OF SPOTTS, BLOCK 24E, PARCEL 342 H1 AND H2

BETWEEN:

FIRSTCARIBBEAN INTERNATIONAL BANK (CAYMAN) LTD

PLAINTIFF

AND:

AHISHA J. BODDEN

FIRST DEFENDANT

BENJAMIN D. BODDEN

SECOND DEFENDANT

**ACKNOWLEDGMENT OF SERVICE**  
**ORIGINATING 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.

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

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2. State whether the Defendant intends to contest or otherwise participate in the proceedings (*tick appropriate box*)

Yes

No

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Service of the Originating Summons is acknowledged accordingly.

(Signed) .....

[Attorney] for

[Defendant in person]

Address for service:

*Notes on address for service*

Attorney: where the Defendants are 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.

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

Ritch & Conolly  
Attorneys-at-Law  
Queensgate House  
PO Box 1994  
113 South Church Street  
George Town  
Grand Cayman KY1-1104  
Cayman Islands

MJD/12966

*Endorsement 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 Defendant's Attorney endorsement]

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

### **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. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. 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.
4. 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)".
5. 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.
6. 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.
7. 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.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.