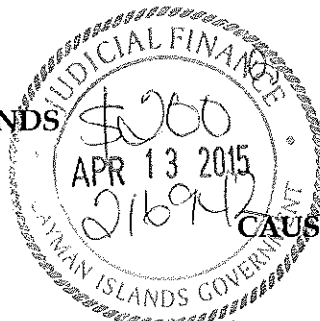


IN THE GRAND COURT OF THE CAYMAN ISLANDS



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CAUSE NO: OF 2015

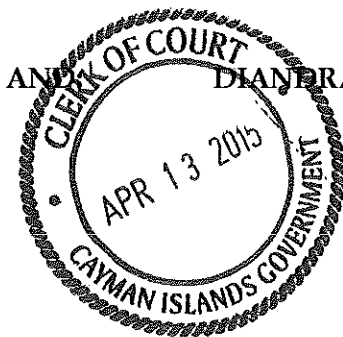
In the Matter of the Motor Vehicle Insurance (Third Party Risks) Law (2007 Revision)

BETWEEN: CAYMAN FIRST INSURANCE COMPANY LIMITED

PLAINTIFF

AND DIANDRA ESTELLE WHITTAKER

DEFENDANT



ORIGINATING SUMMONS



TO: Diandra Estelle Whittaker

Broadhurst LLC, P.O. Box 2503, Grand Cayman, KY1 - 1104 or 40 Linwood Street,
George Town, Cayman Islands

LET THE DEFENDANT, within 14 days after service of this Summons on her, counting the day of service, return the accompanying Acknowledgment of Service to the Courts office, P.O. Box 495G, George Town, Grand Cayman.


By this Summons, which is issued on the application of Cayman First Insurance Company Limited, PO Box 2171, Grand Cayman, KY1 - 1105, Cayman Islands, the Plaintiff seeks:

1. A declaration that the Plaintiff is not liable, pursuant to section 15 of the *Motor Vehicle Insurance (Third Party Risks) Law (2007 Revision)*, to satisfy any judgment obtained by Diandra Estelle Whittaker (**Ms Whittaker**) in the case of *Diandra Estelle Whittaker v Jason Anthony McLean* (Cause No. 11 of 2015) (the **Main Action**), on the basis that, as a matter of law, at the time of the motor vehicle accident on 31 May 2012 which is the subject matter of the Main Action, Jason Anthony McLean, the defendant in the Main Action, was not a person insured by insurance policy number MPCC-38532 issued by the Plaintiff in favour of Harrison McLean.

2. An order that the Plaintiff's costs of this application be paid by the Defendant Ms Whittaker to be taxed if not agreed.

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 13th day of April 2015..



Mourant Ozannes

Attorneys - at - Law for the Plaintiff

NOTE - 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 that date unless renewed by order of the Court.

IMPORTANT

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

Acknowledgement of service of originating summons (O.10, r. 5)

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING OF 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.

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 Writ of 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 his 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.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. ⁶⁰⁰⁶¹ OF 2015

In the matter of The Motor Vehicle Insurance (Third Party Risks) Law (2007 Revision)

BETWEEN: CAYMAN FIRST INSURANCE COMPANY LIMITED Plaintiff

AND: DIANDRA ESTELLE WHITTAKER Defendant

ACKNOWLEDGMENT OF SERVICE
OF 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.

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

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

yes

no

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 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 or 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
94 Solaris Avenue
Camana Bay
PO Box 1348
GRAND CAYMAN, KY1-1108
Ref:

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