

IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN
CAUSE NO. 566/97

IN THE MATTER OF BEACH HARBOUR COMPANY

- AND -

IN THE MATTER OF SECTION 177 OF THE COMPANIES LAW
(1995 REVISION)

- AND -

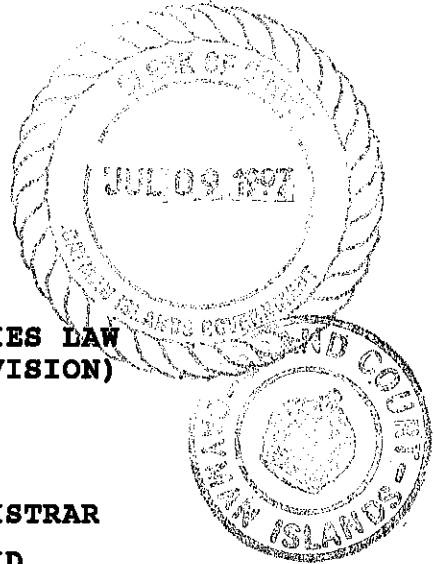
IN THE MATTER OF AN APPLICATION TO THE REGISTRAR
OF COMPANIES TO RESTORE THE NAME OF THE SAID
BEACH HARBOUR COMPANY TO THE REGISTER OF COMPANIES

BETWEEN: BEACH HARBOUR COMPANY APPLICANT

AND: THE REGISTRAR OF COMPANIES RESPONDENT

ORIGINATING SUMMONS

LET THE RESPONDENT of P.O. Box 1089, George Town, Grand Cayman, B.W.I. attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the 25th day of August 1997 at 9:30 o'clock on the hearing of an application by the Applicant of P.O. Box 1371, George Town, Grand Cayman, B.W.I. that the Applicant be restored to the Register of Companies and be deemed to have continued in existence as if its name had not been struck from the Register of Companies upon payment of the sum of CI\$2,323.00 and all other monies payable to the Registrar of Companies and that a duly sealed copy of such Order be served upon the Registrar of Companies who shall thereupon advertise the Order once in the Cayman Islands Gazette.



AND LET THE RESPONDENT 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 9th day of July 1997.



C.S. GILL & CO.



Notes:-

- (1) This summons may not be served later than 4 calendar months beginning with the above date unless renewed by order of the Court.
- (2) If a respondent 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 Messrs. C.S. Gill & Co., P.O. Box 945, 4th Floor, Genesis Building, Jennett Street, George Town, Grand Cayman, attorneys-at-law for the Applicant.

Orig.sum

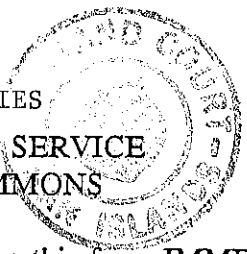
IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. *566* OF 19*97*

BETWEEN: BEACH HARBOUR COMPANY PLAINTIFF

AND: THE REGISTRAR OF COMPANIES 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 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.

C.S. Gill & Co.
P.O. Box 945
George Town
Grand Cayman

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

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

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. 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.