

IN THE GRAND COURT OF THE CAYMAN ISLANDS

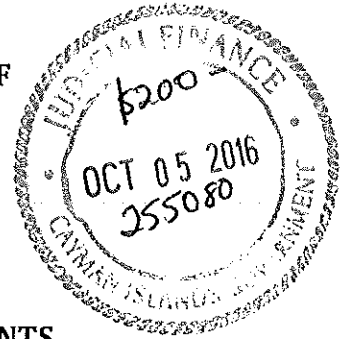
CAUSE NO.

185

OF 2016

IN THE MATTER OF THE CAYMAN ISLANDS ATHLETIC ASSOCIATION  
CONSTITUTION  
IN THE MATTER OF SECTION 14 OF THE CAYMAN ISLANDS ATHLETIC  
ASSOCIATION CONSTITUTION (2013 REVISION)

BETWEEN HAROLD DELROY MURRAY PLAINTIFF  
AND THE CAYMAN ISLANDS ATHLETIC ASSOCIATION  
AND PAULA ERSKINE, Treasurer of the CIAA  
AND BARBARA WILSON, General Secretary of the CIAA  
DEFENDANTS

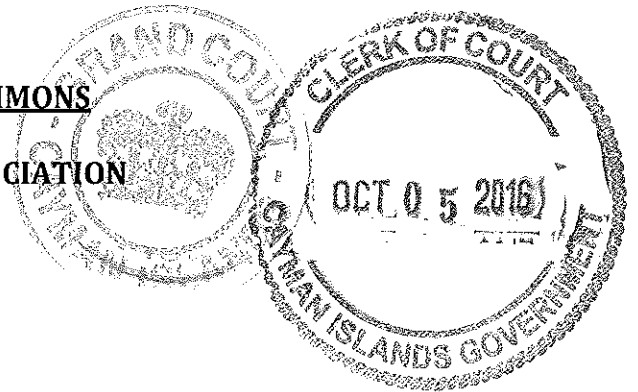


ORIGINATING SUMMONS

TO: THE CAYMAN ISLANDS ATHLETIC ASSOCIATION  
GEORGE TOWN  
GRAND CAYMAN

TO: PAULA ERSKINE  
c/o Caledonia Bank  
Dr. Roy's Drive  
George Town  
Grand Cayman

TO: BARBARA WILSON  
c/o Cayman Islands Airport Authority  
Owen Roberts International Airport  
George Town  
Grand Cayman



LET THE DEFENDANTS, within 14 days after the service of this Summons on them, 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 Harold Delroy Murray of 10 Shipping Lane, George Town, Grand Cayman, the Plaintiff seeks the determination of the Court of the composition and names of the Members of the Cayman Islands Athletic Association who are eligible to (a) be nominated to fill posts on the Executive Committee of the Cayman Islands Athletic Association for the period 2016 to 2020; (b) who are eligible to vote at the 2016 Annual General Meeting of Cayman Islands Athletic Association called for the election of Members of

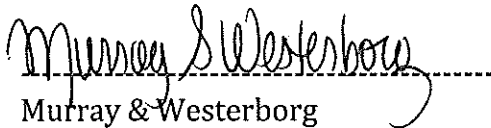
the Cayman Islands Athletic Association to the various posts on the Executive Committee of the Cayman Islands Athletic Association.

**FURTHER** the Plaintiff seeks an injunction against the First Named Defendant holding its Annual General Meeting on the 20<sup>th</sup> October 2016 until the Court has determined the matters called into question in this Originating Summons.

**AND** the Plaintiff seeks a further Order that the Second and Third Named Defendants do produce all the documentary evidence in their possession relative to the Members of the First Defendant for the years 2014 to 2016.

**IF THE DEFENDANTS** do not acknowledge service, such Judgment may be given or order made against or in relation to him as the Court may think just and expedient.

Dated the 4<sup>th</sup> day of October 2016

  
Murray & Westerborg

NOTE - This Summons may not be served later than 4 calendar months beginning with that date unless renewed by order of the Court

**IMPORTANT**

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

## Acknowledgment of Service of Writ

### DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE OF ORIGINATING SUMMONS

1. 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.

2. A Defendant who states in his Acknowledgment of Service that he intends to contest the proceedings *must also complete and serve a Defence* on the Attorney for the Plaintiff (or on the Plaintiff if acting in person) within 14 days of the time for acknowledging receipt of the Originating Summons, unless in the meantime a Summons for Judgment is served on the Defendant. The Plaintiff is at liberty to apply for Default Judgment against the Defendant if the Defence is not filed and served within 14 days of the time for acknowledging receipt of the Originating Summons.
3. A *Stay of Execution* against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states in answer to Question 3 in the Acknowledgment of Service, that he intends to seek time to pay the claim or that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, *issue a Summons* for a stay of execution or seeking time to pay, supported by an affidavit of his means. The Affidavit should state any offer which the Defendant desires to make for payment of the money by installments or otherwise.

**See over for notes for guidance**

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE**  
**OF WRIT 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 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 in 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.

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BETWEEN HAROLD DELROY MURRAY PLAINTIFF  
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AND PAULA ERSKINE, Treasurer of the CIAA  
AND BARBARA WILSON, General Secretary of the CIAA DEFENDANTS

**ACKNOWLEDGEMENT OF SERVICE**  
**ORIGINATING SUMMONS**

If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY.

**Important:** Read the accompanying Delay may result in judgement being  
directions and notes for guidance entered against a Defendant whereby  
carefully before completing this form. he may have to pay the costs of applying to  
If any information required is omitted set it aside.  
or given wrongly, ***THIS FORM MAY***  
***HAVE TO BE RETURNED.***

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

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

yes

no

3. 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 (tick box).

yes

Service of the Writ is acknowledged accordingly

(Signed).....  
[Attorney] for  
[Defendant in person]  
Address for service:

*Please complete overleaf*

***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 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 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:*

Murray & Westerborg  
Attorneys-at-Law  
2<sup>nd</sup> Floor (South West Wing) Cayman Shipping  
Centre Bldg.  
10 Shipping Lane, 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:*