

IN THE GRAND COURT OF THE CAYMAN ISLANDS

605
CAUSE NO. OF 1997

IN THE MATTER OF STRATA PLAN NO. 38 CARIBBEAN CLUB

AND IN THE MATTER OF THE STRATA TITLES REGISTRATION LAW
(LAW 14 OF 1973) (1996 REVISION)

AND IN THE MATTER OF THE BYE-LAWS (AS AMENDED) OF STRATA
PLAN NO. 38

BETWEEN: CHC LIMITED

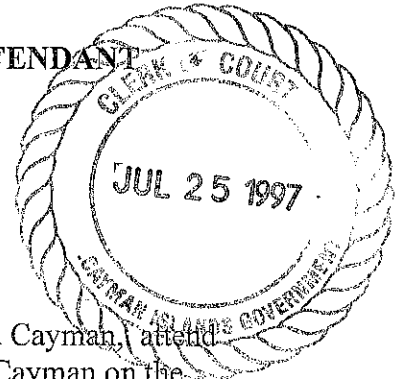
PLAINTIFF

AND: THE PROPRIETORS, STRATA PLAN NO. 38

DEFENDANT



ORIGINATING SUMMONS



LET THE DEFENDANTS of P.O. Box 504, West Bay Road, Grand Cayman, attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the day of _____, 1997 at _____ o'clock on the hearing of an application by the Plaintiff of P.O. Box 709, George Town, Grand Cayman for a declaration and an order as follows:-

1. **THAT** by virtue of Section 12(1)(a)(ii) of the Strata Titles Registration Law (14 of 1973) (1996 Revision) the Plaintiff is entitled to an easement for the passage of, inter alia, telephone services, through or by any means of any pipes, wires, cables or ducts for the time being existing and which are capable of being used in connection with the enjoyment of the Plaintiff's strata lot.
2. **THAT** the Plaintiff, its servants or agents is entitled to enter upon the Common Property of Strata 38 for the purpose of providing telephone service to the Plaintiff's Villa at No. 12, Caribbean Club.

3. **THAT** the Defendant by itself or its servants or agents or otherwise howsoever be restrained from restricting, preventing or otherwise interfering with the reasonable access of the Plaintiff, its servants or agents to enter upon the Common Property of Strata 38 for the purpose of providing telephone service to the Plaintiff's Villa at No. 12, Caribbean Club.
4. **FOR** such further or other relief as shall be just.
5. **THAT** the Defendant do pay the costs of this application.

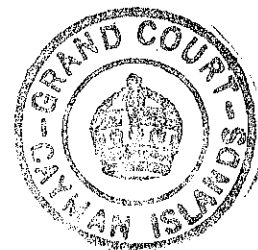
AND LET THE DEFENDANT within 14 days after service of this summons on him counting the day of service, return the accompanying Acknowledgment of Service to the Courts Office.

Dated the ^{25th} day of July, 1997

Charles Adams, Ritchie & Duckworth

Charles Adams, Ritchie & Duckworth

Signature of Plaintiff's Attorney



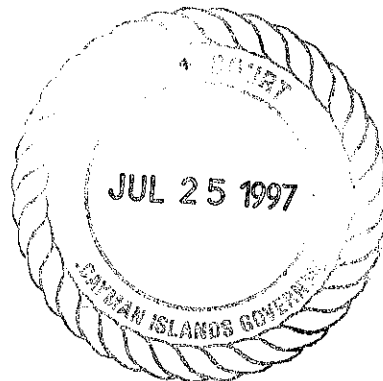
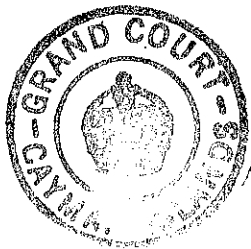
NOTES:-

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 filed by Charles Adams, Ritchie & Duckworth, Attorneys-at-Law, for and on behalf of the Plaintiff herein whose address for service is that of its said Attorneys-at-Law, P.O. Box 709, Zephyr House, Mary Street, George Town, Grand Cayman, B.W.I.