

Fees Paid.	\$1100 -
Receipt No.	812782
Date	13.8.97

IN THE GRAND COURT OF THE CAYMAN ISLANDS
 CAUSE NO. 620 OF 1997

BETWEEN: NEVILLE W. LEVY PLAINTIFF

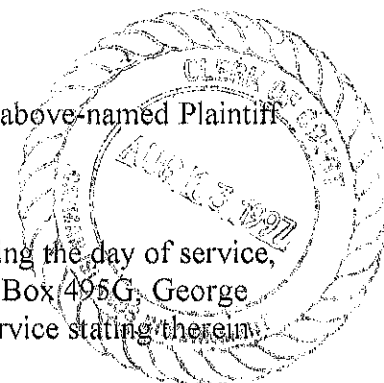
AND: VERNELL MAVIS EBANKS DEFENDANT

WRIT OF SUMMONS

To: Vernell Mavis Ebanks
 Off Crewe Road,
 George Town.



THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of a claim set out the next page.



Within fourteen (14) days after service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O.Box 495G, George Town, Grand Cayman, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgement may be entered against you forthwith without further notice.

Issued the 13th day of August, 1997.

NOTE - This Writ 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 date of issue unless renewed by order of the Court.

IMPORTANT

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

INDORSEMENT

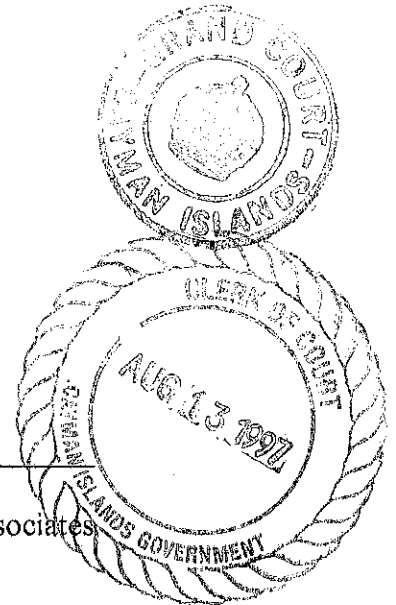
THE PLAINTIFF'S CLAIM IS FOR:-

- i. A declaration that the defendant has wrongfully encroached upon the plaintiff's land
- ii. An order that the defendant do forthwith pull down and remove the fence from the plaintiff's land.
- iii. Damages
- iv. Interest pursuant to S. 34 of the Judicature Law (1995 Revision)
- v. Costs
- vi. Further or other relief.

Dated this 13th day of August, 1997.

NW

Neville W. Levy & Associates



Filed by Neville W. Levy & Associates, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is that of the said Attorneys at the Thompson Building, P.O.Box 2178, Grand Cayman.

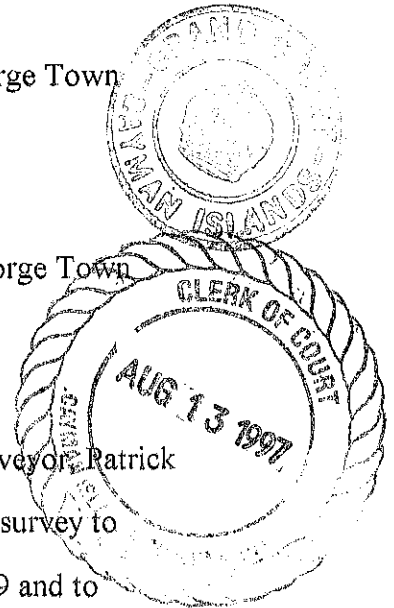
IN THE GRAND COURT OF THE CAYMAN ISLANDS
CAUSE NO. OF 1997.

BETWEEN: NEVILLE W. LEVY PLAINTIFF

AND: VERNELL MAVIS EBANKS DEFENDANT

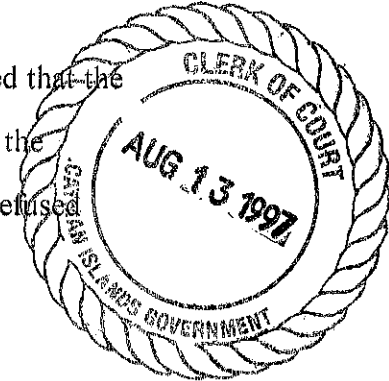
STATEMENT OF CLAIM

1. The plaintiff is the registered owner of Parcel 149 Block 14CJ George Town Central formerly Parcels 47 and 49.
2. The defendant is the registered owner of Parcel 46 Block 14CJ George Town Central.
3. In or about August, 1995 the plaintiff, through a licensed Land Surveyor, Patrick C. Broderick & Co. Ltd., applied for and obtained a fixed boundry survey to ascertain the precise position of the boundaries of Parcels 47 and 49 and to combine both Parcels 47 and 49 into one parcel ie. Parcel 149.
4. Upon carrying out the survey it was discovered that the defendant had established her fence so that she enclosed six hundred and ninety two square feet to the South, of the Plaintiff's property, Parcel 47, including a small part of the defendant's house.
5. On the 13th day of December, 1996 the plaintiff offered to exchange the six hundred and ninety two square feet to the South of Parcel 47 for six hundred and ninety two square feet to the North of Parcel 46, the defendant's property, to permit the construction of a twenty two feet right of way to the plaintiff's proposed parking lot and to the defendant's property but the offer was refused.



6. By letter dated the 11th January, 1997 the plaintiff demanded that the defendant remove the encroachment but the defendant refused to remove it.

7. Again, by letter dated the 9th day of April, 1997 the plaintiff demanded that the fence be removed. On the 26th June, 1997 a further letter was sent to the defendant demanding the removal of the fence but the defendant has refused and continues to refuse to remove the fence.



THE PLAINTIFF'S CLAIM IS FOR:-

1. A declaration that the defendant has wrongfully encroached upon the plaintiff's land.
 - i. An order that the defendant do forthwith pull down and remove the fence from the plaintiff's land.
 - ii. Damages
 - iii. Interest pursuant to S. 34 of the Judicature Law (1995 Revision)
 - iv. Costs to be taxed or agreed.
 - v. Further or other relief.



Dated this 13th day of August, 1997.



Neville W. Levy & Associates

Filed by Neville W. Levy & Associates, Attorneys-at-law for and on behalf of the plaintiff herein whose address for service is that of the said Attorneys at the Thompson Building in George Town, Grand Cayman P.O.Box 2178.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

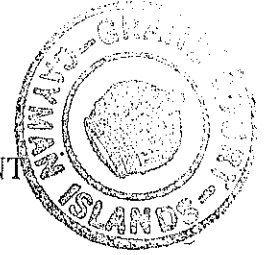
CAUSE NO. 1997.

BETWEEN: NEVILLE W. LEVY

PLAINTIFF

AND: VERNELL MAVIS EBANKS

DEFENDANT



**ACKNOWLEDGEMENT OF SERVICE
OF WRIT OF 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.**

Delay may result in judgement being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

1. Vernell Mavis Ebanks
2. State whether the Defendant intends to contest the proceedings. (tick "yes" or "no")
3. State whether the Defendant intends to apply for a stay of execution judgement entered by the Plaintiff. (tick "yes")

Service of the Writ 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.

Neville W. Levy & Associates
Thompson Building, George Town.
P.O. Box 2178.

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