

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

CAUSE NO. 683 OF 1997

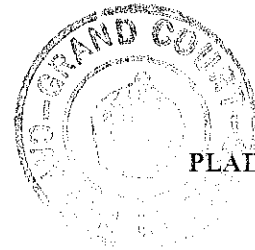
IN THE MATTER OF THE REGISTERED LAND LAW (1995 REVISION)

AND IN THE MATTER OF A CAUTION REGISTERED AGAINST THE TITLE TO THE LAND DESCRIBED AS REGISTRATION SECTION WEST BAY BEACH SOUTH, BLOCK 12C, PARCEL 347

BETWEEN

**GRAND CAY INVESTMENTS LTD.**

(hereinafter "Investments")

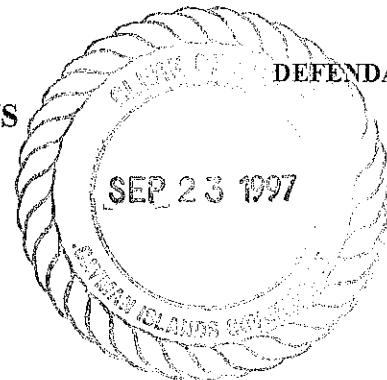


PLAINTIFF

-and-

**CARIBE CAYMAN CORPORATION LTD.**

(hereinafter "Caribe")



DEFENDANT

**ORIGINATING SUMMONS**

**To: CARIBE CAYMAN CORPORATION LTD.**  
P.O. Box 822, George Town, Grand Cayman;

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

By this Summons, which is issued on the application of GRAND CAY INVESTMENTS LTD. of P.O. Box 32333 SMB, Grand Cayman, the Plaintiffs claim against the Defendant the following relief:

1. The removal, pursuant to s. 129 of The Registered Land Law (1995 Revision), of a caution registered as Instrument no. 1190/97 against the title to the property owned by the Plaintiff, namely, Registration Section West Bay Beach South,

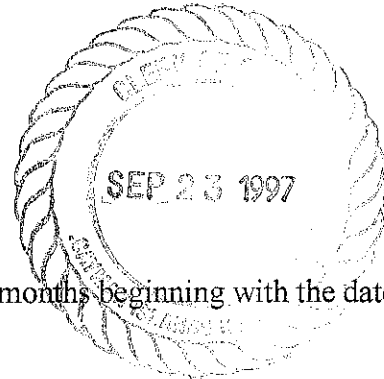
Block 12C, Parcel 347, and lodged by the Defendant on the 14th day of June, 1997;

2. Damages;
3. Interest pursuant to The Judicature Law (1995 Revision)
4. Such further and/or other relief as this Honourable Court deems just;
5. Costs;

IF THE DEFENDANT DOES NOT ACKNOWLEDGE SERVICE, SUCH JUDGEMENT MAY BE GIVEN OR ORDER MADE AGAINST OR IN RELATION TO THEM AS THE COURT THINK JUST AND EXPEDIENT.

DATED the 23<sup>rd</sup> day of September, 1997.

*Collins Broadhurst & Furniss*  
Collins Broadhurst & Furniss  
Attorneys-at-Law  
for the Plaintiffs herein



NOTE: This Summons may not be served later than 4 calendar 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.



THIS ORIGINATING SUMMONS WAS ISSUED BY COLLINS BROADHURST & FURNISS, OF P.O. BOX 2503, ELIZABETHAN SQUARE, GEORGE TOWN, GRAND CAYMAN, ATTORNEYS-AT-LAW FOR THE PLAINTIFFS HEREIN, WHOSE ADDRESS FOR SERVICE ARE THAT OF THEIR SAID ATTORNEYS-AT-LAW.

**DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE  
OF ORIGINATING SUMMONS**

The accompanying form of *Acknowledgement 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, G.T. Grand Cayman.

**Notes for Guidance**

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement of Service and return it to the Courts Office.
2. 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.
3. 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*)".
4. 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.
5. 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.
6. 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.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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CAUSE NO. 683 OF 1997

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AND IN THE MATTER OF A CAUTION REGISTERED AGAINST THE TITLE TO  
THE LAND DESCRIBED AS REGISTRATION SECTION WEST BAY BEACH SOUTH,  
BLOCK 12C, PARCEL 347

Between:

GRAND CAY INVESTMENTS LTD.  
(hereinafter "Investments")

Plaintiff

-and-

CARIBE CAYMAN CORPORATION LTD.  
(hereinafter "Caribe")

Defendant

**ACKNOWLEDGEMENT 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.*

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

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

Yes [ ]

No [ ]

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Service of the Originating Summons is acknowledged accordingly

(signed) \_\_\_\_\_

[Attorney] for

[Defendant in Person]

Address for service:

*Please see overleaf.....*

**Notes on address for service**

Attorney: where 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 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.*

**COLLINS, BROADHURST & FURNIS  
ATTORNEYS-AT-LAW  
P.O. BOX 2503 ELIZABETHAN SQUARE  
GEORGE TOWN, GRAND CAYMAN  
BRITISH WEST INDIES**

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

[Empty box for defendant's attorney indorsement]