

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 835 OF 1997

BETWEEN

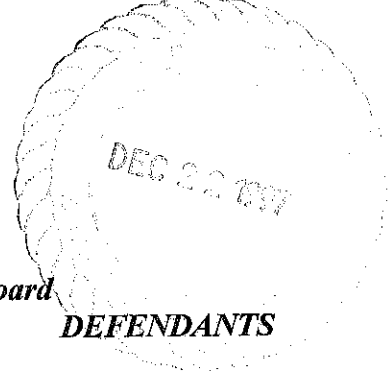
**(1) GARRETT HAYLOCK
(2) SHAUNA HAYLOCK
(3) REBA MANDERSON
(4) HOPE RIVERS
(5) JANE HYDES
(as representatives of the Church of
God (Full Gospel Hall) West Bay**

PLAINTIFFS



AND

**(1) WILBUR DaCOSTA
(2) ARAUNAH POWERY
(3) ROBERT EBANKS
(4) AUDREY THOMPSON-EBANKS
(5) ROXIE BODDEN
(6) W.B. SMITH
(in their capacity as Members of The Board
of Trustees of The Church of God)**



DEFENDANTS

WRIT OF SUMMONS

TO: Wilbur DaCosta; Araunah Powery; Robert Ebanks; Audrey Thompsn-Ebanks; Roxie Bodden; W.B. Smith of P.O. Box 2329 George Town, Grand Cayman, Cayman Islands, B.W.I.

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

Within 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 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 this 22nd day of Dec. 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 Plaintiffs claim as against the Defendants for an Order pursuant to Section 140(1) of the Registered Land Law causing the registration of Wilbur DaCosta, Aranuah Powery, Robert Ebanks and Audrey Thompson-Ebanks, as joint trustees, as proprietors of Registration Section West South Block 5B Parcel 139 ("the property) to be cancelled on the ground that the said registration was obtained by fraud or alternatively by mistake and that the register be rectified accordingly. Further the Plaintiffs claim a Declaration that the property belongs to the members of the congregation of The West Bay Church of God (Full Gospel Hall) and that they as representatives of the said congregation are entitled to the property as trustees on behalf of the said West Bay Church of God (Full Gospel Hall).

Dated this 19 day of December 1997.

Filed this day of December 1997.

L. A. Samson & Co

L. A. Samson & Co.
Plaintiffs Attorneys-at-Law

THIS WRIT was filed by L. A. Samson & Co., Attorneys-at-Law, for and on behalf of the proposed Plaintiffs, whose address for service is that of their said Attorneys-at-Law, The Ground Floor (West Wing), Sigma Building, Smith/Hospital Roads, George Town, Grand Cayman.

**IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN
CIVIL JURISDICTION**

CAUSE NO. 835 OF 1997

BETWEEN

**(1) GARRETT HAYLOCK
(2) SHAUNA HAYLOCK
(3) REBA MANDERSON
(4) HOPE RIVERS
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(as representatives of the Church of
God (Full Gospel Hall) West Bay**

PLAINTIFFS

AND

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(6) W.B. SMITH
(in their capacity as Members of The Board
of Trustees of The Church of God)**

DEFENDANTS

**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. 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:

L. A. Samson & Co.
The Ground Floor (West Wing)
Sigma Building
Smith/Hospital Roads
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:

**IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN
CIVIL JURISDICTION**

CAUSE NO. **835** OF 1997

BETWEEN

**(1) GARRETT HAYLOCK
(2) SHAUNA HAYLOCK
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PLAINTIFFS

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DEFENDANTS

STATEMENT OF CLAIM

1. The Plaintiffs are members of the congregation of The West Bay Church of God (Full Gospel Hall) and brings this claim as representatives of the said Church.
2. The Defendants purport to be The Board of Trustees of The Church of God.
3. The West Bay Church of God (Full Gospel Hall) is located on property being Registration Section West Bay South Block 5B Parcel 139 (hereinafter referred to as "the property").
4. Prior to the 31st day of July 1997 the property was registered in the name of Church of God (Full Gospel Hall) c/o Wilbur DaCosta.
5. That on or about the 31st day of July 1997 the said registration was changed to read that the property was now registered in the name of the First Four Named Defendant.

6. That the said change of registration was done on the instructions of a body calling itself The Board of Trustees of the Church of God.
7. That the Plaintiffs and the congregation of the West Bay Church of God (Full Gospel Hall) are not aware of the existence of this Board and have never submitted themselves to the jurisdiction of any such Board or body.
8. That the said change of registration was done without any consultation with the congregation and/or members of The West Bay Church of God (Full Gospel Hall) and was accordingly either done fraudulently or by mistake.

Particulars of Fraud

- (a) The Defendants knew that the property was registered in the name of The Church of God (Full Gospel Hall) and that the property belonged to the congregation of The West Bay Church of God (Full Gospel Hall) and was the property in which the said congregation worshipped;
 - (b) In order to defeat the rights of the West Bay Church of God (Full Gospel Hall) congregation the Defendants conspired among themselves to change ownership of the property in order to be able to keep the Plaintiffs and other members of the congregation from worshipping and using the said property as their place of worship;
 - (c) By filing the said application to rectify the Land Register the Defendants were able to fundamentally change the true nature and ownership of the property upon the grant of the said application by the Registrar of Lands;
 - (d) By reason of the said change of ownership the Defendants were able prima facie lock up the said property and to exclude the Plaintiffs and other members of the congregation from worshipping.
- (9) That the property was always ceded to the members of the congregation of The West Bay Church of God (Full Gospel Hall).

AND THE PLAINTIFFS CLAIM

- (a) A Declaration that the property belongs to the members of the congregation of The West Bay Church of God (Full Gospel Hall)
- (b) Cancellation of the said registration;
- (c) Rectification of the register;
- (d) Damages
- (e) Costs

(f) Such other order as the Court may deem necessary.

Dated the 19 day of December 1997
Filed the day of December 1997

L. A. Samson & Co

L. A. Samson & Co.
Plaintiffs Attorneys-at-Law

THIS STATEMENT OF CLAIM was filed by L. A. Samson & Co., Attorneys-at-Law, for and on behalf of the proposed Plaintiffs, whose address for service is that of their said Attorneys-at-Law, The Ground Floor (West Wing), Sigma Building, Smith/Hospital Roads, George Town, Grand Cayman.