

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 128 OF 1998

BETWEEN: QUARRY PRODUCTS LTD

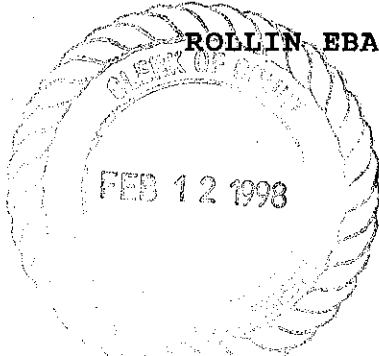
PLAINTIFF

AND: ROLLIN EBANKS EQUIPMENT COMPANY LTD.

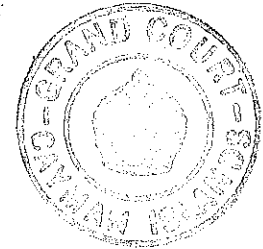
1ST DEFENDANT

ROLLIN EBANKS

2ND DEFENDANT



ENDORSED WRIT OF SUMMONS



TO: ROLLIN EBANKS EQUIPMENT COMPANY LTD AND ROLLIN EBANKS, P O BOX 340, WEST BAY, GRAND CAYMAN, CAYMAN ISLANDS

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 the 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 Acknowledgment 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 12 day of Feb 1998

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 the order of the court.

IMPORTANT

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

STATEMENT OF CLAIM

1. At all material times, the 1st Defendant is a company registered under the laws of the Cayman Islands and is licensed to carry on business in the Cayman Islands.
2. At all material times, the 2nd Defendant is and was the director and or agent and or servant of the 1st Defendant.
3. The 2nd Defendant acting as director, agent and or servant of the 1st Defendant ordered numerous quarry materials from the Plaintiff of which the Plaintiff supplied to the Defendants between 15th February 1997 and 12th June 1997.
4. The Plaintiff on numerous occasions forwarded statements and invoices for payment for the said quarry materials to the Defendants but the Defendants refused to pay the same.
5. The outstanding invoice of CI\$ 24,709.60 for the said quarry materials ordered by the Defendants remains outstanding and unpaid.
6. The Defendants are jointly and individually liable to the Plaintiff for the said outstanding sum of CI\$ 24,709.60

AND THE PLAINTIFF claims:

1. The sum of CI\$ 24,709.60.
2. Interest thereon at the prescribed rate per annum from date of judgement.
3. Cost & Attorneys fees.

If, within the time for returning the Acknowledgement of Service, the Defendant pays the total amount claimed of CI\$ 25,954.60 (including interest and costs) further proceedings will be stayed. The money must be paid to the Plaintiff or their Attorney.


A STEVE McFIELD & ASSOCIATES
Attorneys-at-Law

THIS WRIT was issued by A STEVE McFIELD & ASSOCIATES, Attorneys-at-Law for and on behalf of the Plaintiff, whose address for service is that of their said Attorney, P O Box 680, Mary Street, Grand Cayman, Cayman Islands, B.W.I.

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 Defendants or by the Defendants if acting in person. After completion it must be delivered or sent by post to the Law Courts, P O Box 495, George Town, Grand Cayman.

Notes for Guidance

1. The Defendants are required to complete an Acknowledgement 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 so far as necessary (although not necessarily in an adversarial manner), you should tick the "yes" box in paragraph 2 of the Acknowledgement of Service.
3. For the purpose of calculating the period of 14 days for acknowledging service, an originating summons served on the Defendants personally is treated as having been served on the day it was delivered to them.
4. Where the Defendants are sued in a name different from their own, the form must be completed by them 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 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 Defendants are 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 Defendants are a LIMITED COMPANY, the form must be completed by an attorney or by someone authorized 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 Defendants are 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 Court's Office.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

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BETWEEN:	QUARRY PRODUCTS LTD	PLAINTIFF
AND:	ROLLIN EBANKS EQUIPMENT COMPANY LTD	1ST DEFENDANT
	ROLLIN EBANKS	2ND DEFENDANT

ACKNOWLEDGEMENT OF SERVICE
OF ENDORSED 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 judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

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

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

Yes _____ No _____

Service of the Endorsed Writ of Summons is acknowledged accordingly

(Signed).....

(Attorney) for

(Defendant in person)

Address for service: _____

Notes on 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 principle office.

**A STEVE McFIELD & ASSOCIATES
Attorneys-at-Law for the
Plaintiff/Applicant**

**Attorneys-at-Law for the
Respondent**

FILED BY: A Steve Mcfield & Associates, Attorneys-at-Law for and on behalf of the Plaintiff, whose address for service is that of their said attorney, P O Box 680, Mary Street, George Town, Grand Cayman, Cayman Islands, B.W.I.