

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 292 of 1998

BETWEEN:

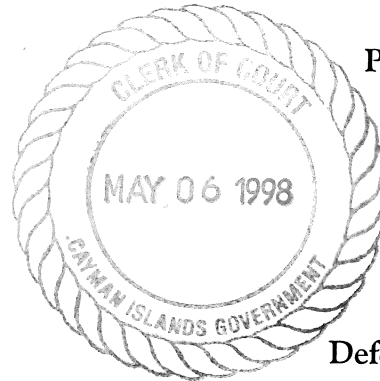
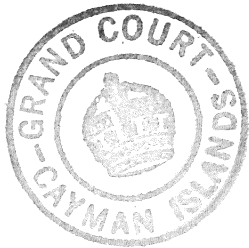
ROBERT W BOYCE

Plaintiff

AND

ALAN EARL WALKER

Defendant



WRIT OF SUMMONS

TO: Alan Earl Walker of 816 South Jade Drive, Key Largo, Florida, United States of America

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 21 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, Cayman Islands 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 Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 6th day of May 1998.

NOTE - This Writ may not be served later than 6 calendar months beginning with the date of issue unless renewed by order of the Court.

IMPORTANT: Directions for Acknowledgment of Service are given with the accompanying form.

STATEMENT OF CLAIM

1. The Plaintiff is an attorney-at-law practising in the State of Florida in the United States of America. The Defendant, of unknown occupation, is resident also in the State of Florida, and is a former client of the Plaintiff.
2. On 18 December 1996, the Plaintiff commenced an action against the Defendant in the circuit court of the 16th Judicial Circuit in and for Monroe County, Florida in the United States of America in respect of unpaid legal fees.
3. The said Court was duly constituted and held in accordance with the laws of the State of Florida, and had jurisdiction in that behalf.
4. On 30 May 1997, the said Court gave judgment in the said action in favour of the Plaintiff and ordered the Defendant to pay him forthwith the sum of US\$227,507.69, together with pre-judgment interest of US\$37,227.00, thereby making a total of US\$264,734.69, and further ordered that the said sum should bear interest at the legal rate from 30 May 1997 until payment.
5. The defendant has failed to satisfy the said judgment either wholly or in part.
6. Under the applicable provision of the laws of Florida, namely Florida Statutes, Section 55.03, the 'legal rate' of interest referred to in the said order is 10% per annum. Accordingly, at the date of the issue of the writ herein, accrued interest on the said judgment, pursuant to the said order, amounts to US\$24,732.73 at the date of issue hereof and interest thereon continues to accrue at the daily rate of US\$72.53.
7. The said Court further found that based upon the agreement between the parties, the Plaintiff was entitled to attorney fees equal to 40% of the Defendant's equitable interest in two specified properties situated in the Cayman Islands and imposed an equitable lien in favour of the Plaintiff to the extent of the Defendant's equitable ownership in each parcel. The said properties ("the Properties") were:
 - (a) Lower Valley, Block 38E, Parcel number 5, approximately 21.7 acres recorded in the Land Register of the Cayman Islands;
 - (b) West Bay Beach South, Block 13B, Parcel 143H25, Tamarind Bay South Block, Apartment number 25, as recorded in the Land Register of the Cayman Islands.
8. By reason of the matters aforesaid, the Defendant holds all and any equitable interest in the Properties which he held as at 30 May 1997 on trust as to 40% for the plaintiff and as to 60% for himself, alternatively is liable to account to the Plaintiff for 40% of his share of the proceeds of sale thereof.

AND THE PLAINTIFF claims:

1. the sum of US\$264,734.69;
2. interest on the above sum at the rate of 10% per annum from 30 May 1997 to the date of issue hereof, being US\$24,732.73 at the date of issue hereof and at the daily rate of US\$72.53 from the date of issue hereof until judgment or earlier payment;
3. a declaration that the Defendant holds all and any equitable interest in the Properties which he held on 30 May 1997 on trust as to 40% for the Plaintiff and as to 60% for himself;
4. an order for the sale of the Properties;
5. costs; and
6. further or other relief.

Hunter & Hunter

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HUNTER & HUNTER
Attorneys-at-Law for the Plaintiff

THIS WRIT was issued by Hunter & Hunter, Attorneys-at Law for the Plaintiff, whose address for service is that of his said Attorneys, namely The West Wind Building, 2nd Floor, P.O. Box 190 GT, Grand Cayman, Cayman Islands (Ref. AJB/06936-001).