

IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN
CAUSE NO. 4751998

BETWEEN:

JANE C. MERREN
DELLA J. WATLER-McCoy

PLAINTIFFS

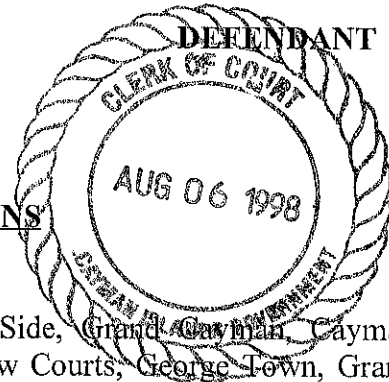
AND:

ATHELYN MILLER

DEFENDANT



ORIGINATING SUMMONS



LET THE DEFENDANT Athelyn Miller of North Side, Grand Cayman, Cayman Islands, attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the 24 day of August 1998 at 9³⁰ o'clock, on the hearing of an application by the Plaintiffs of George Town, Grand Cayman, Cayman Islands, that:

- (1) The Plaintiffs be granted an Order to sell, the properties registered in the Land Registry as Bodden Town Section Block 48E Parcels 71, 73, 74 and 75 of which the Plaintiffs are registered as 2/3 share and the Defendant registered as 1/3 share, for a fair market value.
- (2) That upon a sale of the said properties Block 48E Parcels 71, 73, 74 and 75, the proceeds of sale thereof be divided between the Plaintiffs and the Defendant with 2/3 share thereof to the Plaintiffs and 1/3 share to the Defendant.
- (3) That the properties registered in the Land Registry as Bodden Town Section Block 43D Parcel 140 and Block 48E Parcel 86 be divided between the Plaintiffs and the Defendant with the Plaintiffs with the 2/3 share and the Defendant with the 1/3 share.
- (4) That the cost of a Survey of Parcel 140 and Parcel 86 be divided equally between the Plaintiffs and the Defendant.
- (5) That the cost of valuation for Parcels 71, 73, 74 and 75 be divided equally between the Plaintiffs and the Defendant.
- (6) That the cost of this application be against the Defendant.

AND LET THE DEFENDANT WITHIN day after service of this Summons on her counting the day of service, return the accompanying Acknowledgement of Service to the Courts Office.

Dated this 5th day of August, 1998

A. Steve Mcfield & Associates
A. STEVE McFIELD & ASSOCIATES
Attorneys-at-Law for the Plaintiffs

NOTES:

- (1) This Summons 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 above date unless renewed by order of the Court.
- (2) If a Defendant does not attend personally or by his attorney at the time and Place above-mentioned such order will be made as the Court may think just and expedient.

IMPORTANT

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

This originating summons was issued by A. Steve Mcfield & Associates, Attorneys-at-Law for and on behalf of the Plaintiffs whose address for service is that of her said attorneys, P. O. Box 680, Mary Street, George Town, Grand Cayman.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

HOLDEN AT GEORGE TOWN, GRAND CAYMAN

CAUSE NO: OF 1998

BETWEEN: JANE C. MERREN PLAINTIFFS
DELLA J. WATLER-McCOY

AND: ATHELYN MILLER DEFENDANT

ACKNOWLEDGEMENT OF SERVICE

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 Originating summons is acknowledged accordingly

(Signed) _____

(Attorney) for

(Defendant in person)

Address for service:

Notes on address for service

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.

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.