

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 477 OF 1995

IN THE MATTER OF METRO SHIP SUPPLY LTD.

-AND-

IN THE MATTER OF THE COMPANIES LAW (REVISED), SECTION 177

BETWEEN: METRO SHIP SUPPLY LTD. PLAINTIFF
AND: THE REGISTRAR OF COMPANIES DEFENDANT

ORIGINATING SUMMONS

LET THE DEFENDANT of the Tower Building, George Town, Grand Cayman attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the 16th day of NOV 1995, at 4:15^{PM} o'clock on the hearing of an application by Metro Ship Supply Ltd. ("the applicant company) for an order as follows:

1. The Defendant restore Metro Ship Supply Ltd. to the Register of Companies on payment of re-instatement and any other fees due and filing of outstanding annual returns, and thereupon Metro Ship Supply Ltd. shall be deemed to have continued in existence as if its name had not been struck off the Register of Companies.
2. Such further or other relief as the Court may think just.
3. The Defendant advertise the restoration in the Cayman Gazette upon service on him of a duly sealed copy of the Order granted.

AND LET THE DEFENDANT within 14 days after service of this Summons on him counting the day of service, return the accompanying Acknowledgement of Service to the Courts office.

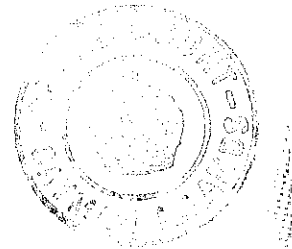
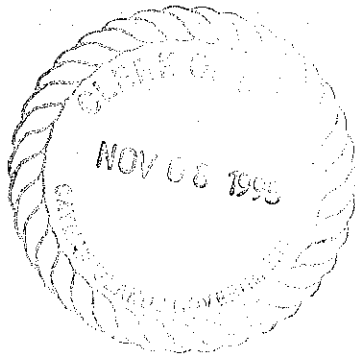
Dated the 8th day of November 1995.

Hunter & Hunter
HUNTER & HUNTER

TIME ESTIMATE: The estimated length of the hearing of this summons is 10 minutes.

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.



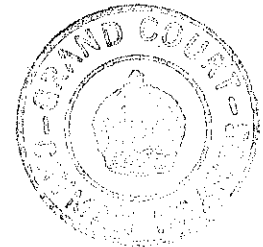
This Originating Summons was issued by Hunter & Hunter, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is that of their said Attorneys-at-Law, The Huntlaw Building, P.O. Box 190, George Town, Grand Cayman. (Ref: TE/M377L)

**DIRECTIONS FOR ACKNOWLEDGMENT 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 495G, George Town, Grand Cayman

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment 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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BETWEEN: METRO SHIP SUPPLY LTD. PLAINTIFF
 AND: THE REGISTRAR OF COMPANIES DEFENDANT

ACKNOWLEDGMENT 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.

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 box*)

yes no

Service of the Originating Summons is acknowledged accordingly

(Signed).....

[Attorney] for

[Defendant in person]

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 principal office.

Please complete overleaf

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

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

