

IN THE GRAND COURT OF THE CAYMAN ISLANDS

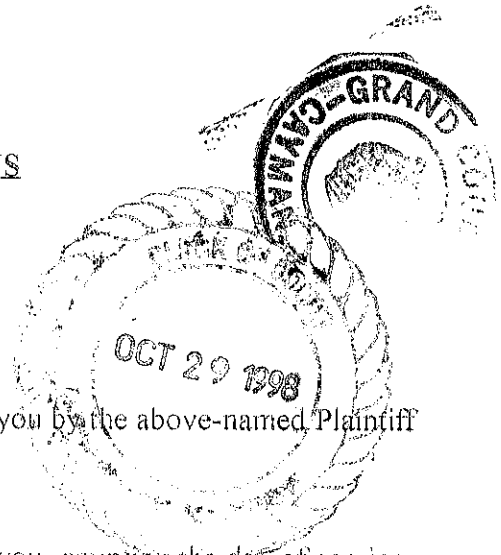
CAUSE NO. 674 OF 1998

BETWEEN: NEVILLE W. LEVY PLAINTIFF

AND: AL EBANKS DEFENDANT

WRIT OF SUMMONS

To: Al Ebanks
George Town



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

Within fourteen (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 to 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 the 29th October, 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 order of the Court.

IMPORTANT

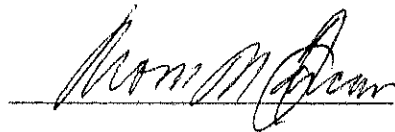
Directions for Acknowledgement of Service are given with the accompanying form.

INDORSEMENT

The Plaintiff's claim is for:-

1. An Injunction to restrain the defendant either by himself or his agents or his servants or otherwise howsoever from doing the following acts or any of them, that is to say:-
 - a. Trespassing on the Plaintiff's land by parking his vehicles in the parking lot hereinbefore mentioned;
 - b. Molesting, pulling down, cutting or otherwise interfering with the plaintiff's fence around the abovementioned property;
 - c. Entering upon the Plaintiff's land other than that over which the right of way passes.
2. Damages for trespass
3. Costs to be taxed or agreed
4. Further or other relief.

Dated this 29th October, 1998.



Morris M. Garcia

Filed by Morris M. Garcia, Attorney-at-Law for and on behalf of the Plaintiff herein whose address for service is that of the said Attorney at the Thompson Building, P.O.Box 1185GT, Grand Cayman.

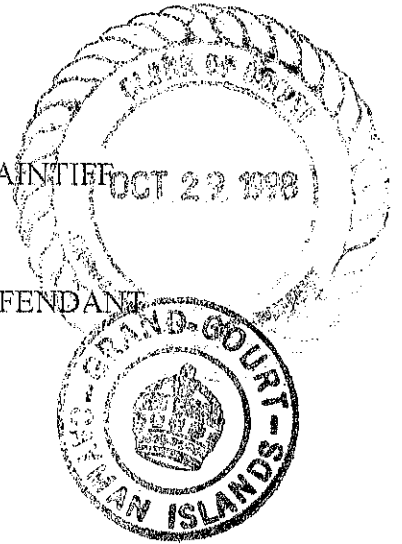
IN THE GRAND COURT OF THE CAYMAN ISLANDS
CAUSE NO. 674 OF 1998.

BETWEEN: NEVILLE W. LEVY

PLAINTIFF

AND: AL EBANKS

DEFENDANT



STATEMENT OF CLAIM

1. The Plaintiff is the registered owner of Parcel 149 Block 14CJ George Town Central on which is erected a building containing shops and offices, at the back of which is a parking lot to accommodate the vehicles of the tenants and their customers.
2. Vernell Mavis Ebanks, the mother of the Defendant, is the registered owner of Parcel 46 Block 14CJ George Town Central on which a house has been built and which enjoys a 6 foot right of way over Parcel 149.
3. The Defendant is and was at all material times the occupier of the said house on Parcel 46 and a trespasser on Parcel 149 Block 14CJ George Town Central by parking his vehicles in the Plaintiff's parking lot and using it as a right of way to the house on Parcel 46.
4. On the 24th February, 1998 the Plaintiff brought an Action in Trespass, Cause No. 138 of 1998, against Vernell Mavis Ebanks, for (inter alia) an order to restrain

her, her servants or agents or otherwise, from entering upon the Plaintiff's land other than that over which the right of way passes.

5. On the 3rd June, 1998 the Plaintiff told Vernell Mavis Ebanks to stop the Defendant from trespassing on the Plaintiff's land but she told the Plaintiff that the Defendant was a big man who could do what he wanted and that she could not stop him.
6. By letter dated the 4th June, 1998 the Plaintiff asked the Defendant to cease trespassing on the Plaintiff's property.
7. On the 29th June, 1998 the Plaintiff obtained a Default Interlocutory Judgement against Vernell Mavis Ebanks which restrained her, her servants or agents from trespassing on the Plaintiff's property.
8. On the 30th June, 1998 a copy of the Judgement was served on Messrs Charles Adams, Ritchie & Duckworth, Attorneys for Vernell Mavis Ebanks.
9. On the 1st July, 1998 a copy of the Judgement was personally served on the said Vernell Mavis Ebanks.
10. On the said date Vernell Mavis Ebanks telephoned the Plaintiff and informed him that she was not the person trespassing on his property but the Defendant who was occupying her house but that she would advise him to stop interfering with the Plaintiff's property and to use her relative's property at the back of her property and to enter her property.

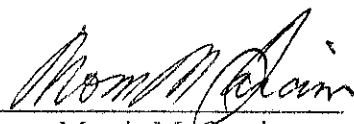
right of way to Parcel 46 and intends to continue his trespass thereon as aforesaid unless restrained from so doing

17. By reason of the Defendant's acts the Plaintiff has suffered damages.

AND the plaintiff claims:-

1. An Injunction to restrain the Defendant either by himself or his agents or his servants or otherwise howsoever from doing the following acts or any of them, that is to say:-
 - a. Trespassing on the Plaintiff's land, Parcel 149 Block 14CJ George Town Central by parking his vehicles in the parking lot;
 - b. Molesting, pulling down, cutting or otherwise interfering with the Plaintiff's fence around the said Parcel 149;
 - c. Entering upon the Plaintiff's land other than that over which the right of way passes.
2. Damages for trespass.
3. Further or other relief.

Dated this 29th October, 1998.


Morris M. Garcia

Filed by Morris M. Garcia Attorney-at-law for and on behalf of the plaintiff herein whose address for service is that of the said Attorney at the Thompson Building in George Town, Grand Cayman P.O.Box 1185GT.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 1998.

BETWEEN: NEVILLE W. LEVY PLAINTIFF

AND: AL EBANKS DEFENDANT

**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 they may have to pay the costs of applying to set it aside.

1. Al Ebanks
2. State whether the Defendant intend to contest the proceedings. (tick "yes" or "no")
3. State whether the Defendant intend to apply for a stay of execution judgement entered by the Plaintiff. (tick "yes")

Service of the Writ 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 or principal office.

Morris M. Garcia
Thompson Building, George Town.
P.O. Box 1185 GT.

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