

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 109 OF 1999

IN THE MATTER OF A B INVESTMENTS COMPANY LTD.

AND IN THE MATTER OF AN APPLICATION TO THE REGISTRAR OF COMPANIES TO RESTORE THE NAME OF THE SAID A B INVESTMENTS COMPANY LTD. TO THE REGISTER OF COMPANIES

AND IN THE MATTER OF S.178 OF THE COMPANIES LAW (1998 REVISION)

BETWEEN: A B INVESTMENTS COMPANY LTD. APPLICANT

AND: THE REGISTRAR OF COMPANIES RESPONDENT



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 11 day of MARCH 1999, at 9:30 o'clock on the hearing of an application by the Applicant of PO Box 866, George Town, Grand Cayman that:

- 1. That A B Investments Company Ltd. be restored to the Register of Companies upon payment of the sum of C\$3,111.00 and notice of registered office is provided at the time of restoration and thereupon the Company shall be deemed to continue in existence as if its name had not been struck from the Register of Companies.
- 2. That a duly sealed copy of the Order be served upon the Registrar of Companies who shall thereupon advertise the Order once in the Cayman Islands Gazette.
- 3. That such other Order may be made in the premises as the Court shall deem fit.

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

Dated this 11<sup>th</sup> day of February 1999

Truman Bodden

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 Acknowledgment of Service are given with the accompanying form.

**THIS ORIGINATING SUMMONS** was filed by Messrs. Truman Bodden & Company, Attorneys-at-Law for the Plaintiff herein whose address for service is PO Box 866, Anderson Square Building, George Town, Grand Cayman, BWI

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE  
OF ORIGINATING SUMMONS**

The accompanying form of *Acknowledgment 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. 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 acknowledgment of service.
3. 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.
4. 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 named stated on the Originating Summons*)".
5. 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.
6. 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.

7. 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.
8. Where the Defendant is 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 Courts Office.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. OF 1999

IN THE MATTER OF A B INVESTMENTS COMPANY LTD.

AND IN THE MATTER OF AN APPLICATION TO THE REGISTRAR OF COMPANIES TO RESTORE THE NAME OF THE SAID A B INVESTMENTS COMPANY LTD. TO THE REGISTER OF COMPANIES

AND IN THE MATTER OF S.178 OF THE COMPANIES LAW (1998 REVISION)

BETWEEN: A B INVESTMENTS COMPANY LTD. APPLICANT

AND: THE REGISTRAR OF COMPANIES RESPONDENT

**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 or otherwise participate in 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.

Truman Bodden & Co.  
PO Box 866  
George Town  
Ref: ARW (2210.901)

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

