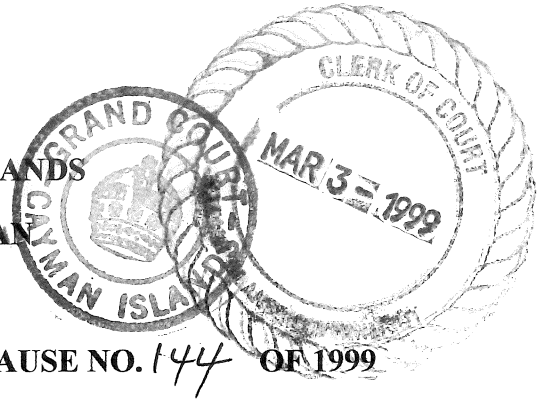


IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN



CAUSE NO. 144 OF 1999

BETWEEN: **LILLIAN ALINE WOOD** - 1ST PLAINTIFF
 VALERIE DEANNA MERREN - 2ND PLAINTIFF
 JAMES CLAYTON MERREN - 3RD PLAINTIFF

AND: **MERILYN PHILLIPS** - DEFENDANT

ORIGINATING SUMMONS

TO: MERILYN PHILLIPS of P.O. Box 1925 George Town Grand Cayman

LET THE DEFENDANT within 14 days after service of this Summons on her, counting the day of service; return the accompanying Acknowledgement of Service to the Courts Office, P.O. Box 495 , George Town Grand Cayman.

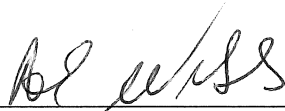
By this summons, which is issued on the application of the Plaintiffs abovenamed the Plaintiffs claim against the Defendant :-

1. A declaration that upon the true construction of Clause 3 of the Last Will And Testament of the late John Clayton Merren dated 2 October 1951 that the said clause gave only a life interest to Valerie Merren the widow of the deceased in the

property described in the said will as his "yard land situate at New Road" which under the land registration system was described in the Land Register as the property South Sound Registration Section Block 7C Parcel 14 the said property being subsequently subdivided into a number of parcels one of these being the property described in the Land Register as South Sound Registration Section Block 7C Parcel 119 now registered in the name of Marilyn Phillips.

2. A declaration that Valerie Merren having only a life interest in the aforesaid property improperly transferred such property to Marilyn Phillips, her granddaughter, for natural love and affection without the knowledge or consent of the plaintiffs herein who are three of the surviving children of the deceased John Clayton Merren and as such are beneficially entitled to share in the said property.
3. Such further and /or consequential directions and relief as this Honourable Court shall deem fit.

Dated this 3rd day of March 1999.



ADRIANNIE E WEBB
ATTORNEY-at-LAW
for the Plaintiffs herein

TO: The Clerk of Courts

AND TO The Defendant
George Town

Grand Cayman

NOTE: 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 the above date unless renewed by Order of the Court

IMPORTANT

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

THIS SUMMONS WAS FILED BY Adriannie E. Webb, Attorney-at-Law for the Plaintiffs herein whose address for service is that of their said Attorney-at-Law, P.O. Box 10192APO, Thompson Shipping Centre Building, (Second Floor) George Town, Grand Cayman.

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 JAMES CLAYTON MERREN - 3RD PLAINTIFF

AND: **MERILYN PHILLIPS** - DEFENDANT

ACKNOWLEDGMENT OF SERVICE

I, MERILYN PHILLIPS being the Defendant in the above matter have received the Originating Summons dated the _____ day of March, 1999 at _____
_____ and confirm that I am the Defendant named in the above Proceedings.

Dated this _____ day of _____, 1999

To: The Clerk of the Court

My Address for service of future process is: #

Here state the future address for service if different from that where the relevant process was served, and if appropriate, the name of the recipient's Attorney-at-La w.

Acknowledgment of service of originating summons (O.10, r.5)

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. 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.