

No. 3
Originating Summons - expedited form (O.7, r.2)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 335 of 1999

IN THE MATTER OF SECTION 14 OF THE GRAND COURT LAW (LAW 9 OF 1975) (1995 REVISION)

AND

IN THE MATTER OF SECTION 13 OF THE MENTAL HEALTH LAW, LAW 22 OF 1979) (1997 REVISION)

AND

IN THE MATTER OF AN APPLICATION FOR GUARDIANSHIP AND RECEIVERSHIP RELATING TO MRS LUCINDA MARIE EBANKS

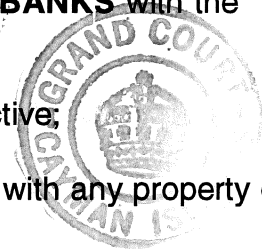
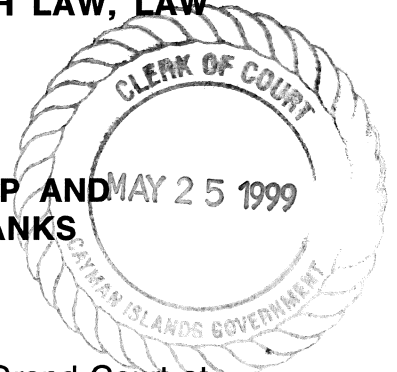
EX PARTE ORIGINATING SUMMONS

LET ALL PARTIES CONCERNED attend before a Judge of the Grand Court at the Law Courts in George Town, Grand Cayman in Chambers on the 1 day of *JULY* 1999 at *9:30* o'clock in the fore/ afternoon on the Hearing of an application on behalf of the Applicants that:

(a) A Guardian be appointed for the said **Lucinda Marie Ebanks** (hereinafter called "the mentally defective") and over her estate and effects.

(b) **DONNA MARIE EBANKS AND ISLEY MARIE EBANKS**, the lawful daughters of the mentally defective be appointed jointly as such Guardians with full power to manage the estate and effects of the said **LUCINDA MARIE EBANKS** with the following express powers:

- (i) To control and manage any property of the mentally defective;
- (ii) To sell, exchange, charge or otherwise dispose of or deal with any property of the mentally defective;
- (iii) To acquire any property in the name of the mentally defective;
- (iv) To reimburse out of the mentally defective's property, with or without interest, any money applied by any person either in payment of the mentally defective's debts (whether legally enforceable or not) or further maintenance or benefit of the mentally defective;



- (v) To institute or defend any existing or future legal proceedings brought by or against the mentally defective.
- (vi) Such further and other relief as this Honourable Court shall deem appropriate.

AND LET THE DEFENDANT within (7 days) after service of this Summons on him/her counting the day of service return the accompanying Acknowledgement of Service to the Courts Office.

Dated this ^{25th} day of May, 1999

Brooks & Brooks

BROOKS & BROOKS

Attorneys At Law for the Applicants herein

ESTIMATED TIME: The estimated time for the Hearing of this application is 1/2 hour

**To: The Clerk of the Courts
Courts Office**

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 the 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 FILED by Brooks & Brooks, Attorneys At Law for the Applicant s herein whose address for service of process is One, Artillery Court, P O Box 1355 GT, George Town, GRAND CAYMAN

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 339 of 1999

IN THE MATTER OF SECTION 14 OF THE GRAND COURT LAW (LAW 9 OF 1975) (1995 REVISION)

AND

IN THE MATTER OF SECTION 13 OF THE MENTAL HEALTH LAW, LAW 22 OF 1979) (1997 REVISION)

AND

IN THE MATTER OF AN APPLICATION OFR GUARDIANSHIP AND RECEIVERSHIP RELATING TO MRS LUCINDA MARIE EBANKS

**ACKNOWLEDGEMENT 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**

Delay may result in judgement 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 sevice of the Writ is being acknowledged:

2 State whether the Defendant intends to contest the proceedings (Tick appropriate box)

Yes

No

If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings , state if the Defendant intends to apply for a stay of execution against any judgement entered by the Plaintiff(Please tick box)

Yes

No

II

Service of 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 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.

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

**Brooks & Brooks
Attorneys At Law
P O Box 1355 GT
GRAND CAYMAN**

(One, Artillery Court, George Town, Grand Cayman)

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