

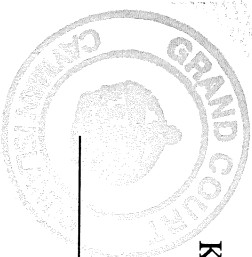
IN THE GRAND COURT OF THE CAYMAN ISLAND

CAUSE NO. ~~400~~ OF 1999

BETWEEN: THE PROPRIETORS OF STRATA PLAN NO. 235
 (also known as THE SEA LODGES OF CAYMAN KAJ) PLAINTIFF

AND: KEN AND GAYLIA HALL

DEFENDANTS



WRIT OF SUMMONS



TO: Ken and Gaylia Hall of PO Box 2001 George Town, Grand Cayman, Cayman Islands

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

Within 14 days after the 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 495GT, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 24th day of June 1999.

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 Acknowledgment of Service are given with the accompanying form.

STATEMENT OF CLAIM

1. The Plaintiff is a Strata Corporation duly formed and existing under the laws of the Cayman Islands. It is also known as the Sea Lodges of Cayman Kai which is a condominium development of 16 individually owned units located at North Side, Grand Cayman (the "Sea Lodges").
2. The Sea Lodges condominium development is managed by the Executive Committee of the Strata Corporation on behalf of all of its owners. The Executive Committee is appointed by the owners from time to time in General Meetings of the Strata Corporation and is authorised to manage the development as it deems appropriate and to invoice the owners as appropriate in respect of the maintenance and upkeep of the condominium development.
3. The Defendants own Unit no. 26 of the Sea Lodges which they purchased in September 1994. From March 1994 to January 1997, the Defendants also owned Unit No. 21 of the Sea Lodges.
4. By virtue of their ownership of units forming part of the Sea Lodges development, the Defendants have an obligation, as do all other owners of the development, to contribute towards the maintenance and upkeep of the development. In breach of that obligation and notwithstanding repeated demands for payment, the Defendants have failed to make any payments to the Plaintiff in respect of the strata fees and assessments duly billed to the Defendants by the Plaintiff over the period from March 1994 to date.

PARTICULARS

The Defendants were duly billed and owe the following amounts to the Plaintiff:

1. Past due quarterly maintenance fees for Sea Lodge #21	CI\$3,116.00
2. Past due maintenance fees for Sea Lodge #26 (CI\$6,560.00 + CI\$492.00)	CI\$7,052.00
3. Electrical damage assessment	CI\$4,920.00
4. Past due Insurance premium	CI\$ 390.52
Total amount due	CI\$15,478.52

AND THE PLAINTIFF claims:

1. That the Defendants pay to the Plaintiff the sum of CI\$ 15,478.52 in respect of unpaid and overdue strata fees and assessments in respect of Units no. 21 and 26 of the Sea Lodges of Cayman Kai over the period from March 1994 to the date hereof.

2. That the Defendants pay to the Plaintiff statutory interest on all sums due and payable pursuant to Section 34 of the Judicature Law (1995 Revision);
3. That the Defendants pay the costs of this action; and
4. Any further or other orders or relief that the Court deems just.

If, within the time for returning the Acknowledgment of Service, the Defendants pays the total amount claimed of CI\$15,478.52 (excluding interest and costs) further proceedings will be stayed. The money must be paid to the Plaintiff or his Attorneys.

Dated 24th June 1999

MAPLES AND CALDER

THIS WRIT was issued by Maples and Calder, Attorneys for the Plaintiff, whose address for service is Ugland House, South Church Street, P. O. Box 309, George Town, Grand Cayman