

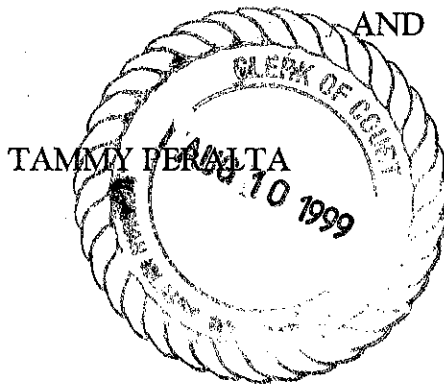
IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: ⁴⁷³ OF 1999
LEGAL AID NO. 55 OF 1999

B E T W E E N:

1. MELANIE BUSH
2. MELANIE BUSH AS GUARDIAN OF KATELYN AND
CHRIS BUSH

Plaintiffs



Defendant

WRIT OF SUMMONS

To: Tammy Peralta of Windsor Park, George Town, Grand Cayman

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 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 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 /0 day of August 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

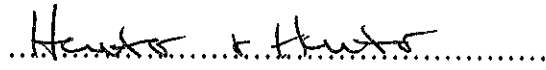
Directions for Acknowledgement of Service are given with the accompanying form.

STATEMENT OF CLAIM

1. The Plaintiff number 1 is the mother of the Plaintiffs number 2 whose father is Mario Peralta. The Defendant is the wife of Mario Peralta
2. The Plaintiff number 1 became involved in a personal relationship with the Defendant's husband Mario Peralta in 1996 and as a result there are two children of that relationship, Katelyn born 16 July 1997 and Chris born 9 July 1999.
3. In the first part of 1999 the Plaintiff number 1 was kicked in the stomach by the Defendant while pregnant with the second child. In May 1999 a fight ensued between the Plaintiff number 1 and the Defendant and during that altercation the Defendant attempted to hit the Plaintiff number 1, and the child Katelyn was struck in the face instead. She suffered a slight bruise on the side of her face.
4. Shortly after the second child Chris was born Plaintiff number 1 was visiting the George Town Hospital when she was approached by the Defendant. The Defendant attempted to remove the blanket from the child and because he was wrapped in it at the time he was pulled from the Plaintiff's arms. The Plaintiff's brother who was standing next to her caught the child as he started to fall.
5. A warning letter was written to the Defendant on 19 July 1999 advising her to stay away from the Plaintiffs. However she has approached the Plaintiffs on a number of occasions after receiving that letter.
6. Plaintiff number 1 fears for her safety as well as the safety of the two children, Plaintiffs number 2, and would request that a restraining order be granted.

AND THE PLAINTIFF CLAIMS;

1. For an injunction to be granted restraining the Defendant herself, her servants or agents from assaulting, molesting, annoying or otherwise interfering with the above Plaintiffs.
2. For an injunction to be granted restraining the Defendant from coming to the Plaintiff's residence at the Boys Home located on Middle Road off Walkers Road or #43 Oak Mill Street, Windsor Park, George Town, Grand Cayman.
3. Such further and other relief that this Honourable Court deems just and equitable.


.....
HUNTER & HUNTER,
Attorneys-at-Law for the Plaintiff

To: The Clerk of Courts

And to: Tammy Peralta,
Windsor Park,
George Town, Grand Cayman

This Writ was issued by Hunter & Hunter, Attorneys at Law for the Plaintiff, whose address for service is 2nd Floor, West Wind Building, P.O. Box 190GT, Grand Cayman (Ref: ZM)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: of 1999

BETWEEN:

1. MELANIE BUSH
2. MELANIE BUSH AS GUARDIAN OF
KATELYN AND CHRIS BUSH

Plaintiffs

AND:

TAMMY PERALTA

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 judgment 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 service of the Writ is being acknowledged.
2. State whether the Defendant intends to contest the proceedings (*tick appropriate box*)

YES

NO

3. 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 judgment entered by the Plaintiff (*tick box*).

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.

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

Hunter & Hunter
P.O. Box 190
West Wind Building
George Town
Grand Cayman

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

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE OF WRIT OF SUMMONS

1. The accompanying form of *Acknowledgement 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.

2. A Defendant who states in his *Acknowledgement of Service* that he intends to contest the proceedings *must also serve a defence* on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A *Stay of Execution* against the Defendant's goods may be applied for where Defendant is unable to pay the money for which any judgment is entered. If A Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the *Acknowledgement of Service*, that he intends to apply for a stay, execution will be stayed for 14 days after his *Acknowledgement*, but he must, within that time, *issue a Summons* for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement 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 Writ of 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.