

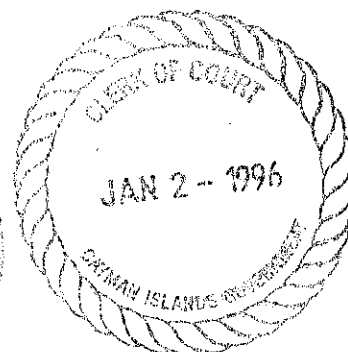
IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 2 OF 1996

BETWEEN: W. S. WALKER & COMPANY (A firm) PLAINTIFF
AND: MARADA CORPORATION LTD. DEFENDANT

SPECIALLY INDORSED WRIT OF SUMMONS

TO: MARADA CORPORATION
P. O. Box 15695
Genesis Building, 2nd Floor
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 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 2nd day of January, 1996.

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 firm of attorneys-at-law practising in the Cayman Islands.
2. The Defendant is a company incorporated under the Companies Law (Revised) with its registered office at Cayman Management Limited, 2nd Floor, Genesis Building, George Town, Grand Cayman.
3. The Plaintiff was engaged by the Defendant Company on 7th October, 1994 to provide legal advice and other legal services including defending interpleader proceedings and subsequent proceedings brought in this Honourable Court under Cause Nos. 353 and 446 of 1994 by a Florida Corporation, Marada Global Corporation. The Plaintiff represented the Defendant in these proceedings until 28th September, 1995 when due to the Defendants' failure to pay outstanding fees, the Plaintiff obtained an Order from this Honourable Court declaring that it had ceased to act on behalf of the Defendant.
4. Of the total fees billed by the Plaintiff to the Defendant for legal services as aforesaid, US\$30,008.24 remains outstanding as at 2nd January, 1996 and due to the Plaintiff. The Plaintiff has repeatedly demanded payment of said outstanding fees from the Defendant but the Defendant has failed to make payment thereof.

AND THE PLAINTIFF CLAIMS:-

1. Payment of US\$30,008.14.
2. Interest pursuant to section 34(1) of the Judicature Law (1995 Revision) at 8 3/8% per annum on the sum of US\$30,008.14 from the date hereof until judgment.
3. Costs.

NOTE: If within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed of US\$30,008.14 (together with interest of US\$6.89 per diem and costs of C\$300.08), further proceedings will be stayed. The money must be paid directly to the Plaintiff or its attorneys-at-law.

DATED this 2nd day of January, 1996.

W. S. Walker & Company
W. S. WALKER & COMPANY
Attorneys-at-Law for the Plaintiff

This Writ was issued by W. S. Walker & Company, of P.O. Box 265, Caledonian House, George Town, Grand Cayman, Attorneys-at-Law for the Plaintiff herein whose address for service is that of its said Attorneys-at-Law.

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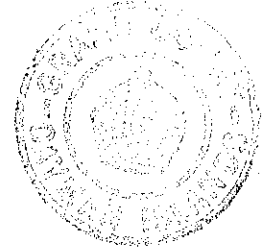
BETWEEN: W. S. WALKER & COMPANY (A firm)

PLAINTIFF

AND: MARADA CORPORATION LTD.

DEFENDANT

ACKNOWLEDGMENT 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.

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 where appropriate*)

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 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.

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

W. S. Walker & Company
P. O. Box 265G
George Town
Grand Cayman

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

**DIRECTION FOR ACKNOWLEDGMENT OF SERVICE OF
WRIT OF SUMMONS**

1. 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.

2. A Defendant who states in his Acknowledgment 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 the 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 Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, 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.

See over for notes for guidance

Please complete overleaf

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 Court's 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 item.
8. A Defendant acting in person may obtain help in completing the form at the Court's office.