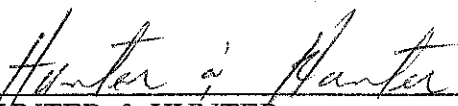


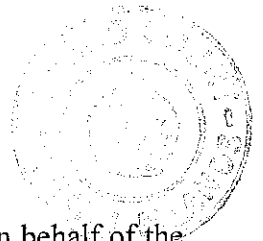
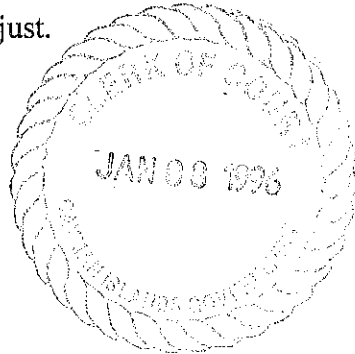
STATEMENT OF CLAIM

1. The Plaintiff is the administrator of the Estate of David A. Mitchell ("the Estate") and resides in George Town, Grand Cayman.
2. The First Defendant is a local registered company, and the Second Defendant is the officer of the First Defendant who is responsible for the accounts of the First Defendant.
3. The assets of the Estate, namely two apartments and thirty percent of the shares in Airport Lounge Ltd. were charged firstly to Guinness Mahon Cayman Ltd., then to Ansbacher Cayman Limited in respect of certain loans allegedly granted to the late Mr. Mitchell. The said loans were subsequently assigned to the First Defendant on 22nd June, 1995.
4. Numerous requests have been made upon the First Defendant and to the Second Defendant who acted on behalf of the First Defendant to render proper accounts in respect of the said loans to Mr. Mitchell.

The Plaintiff therefore claims:-

1. An account of what is due to the First Defendant from the Plaintiff in respect of loans to David A. Mitchell ("the deceased") in or about the years 1st January, 1984 to March, 1994 and of the manner in which the deceased received the said money.
2. An inquiry as to what balance of the said money is due to the First Defendant after giving credit for all money properly paid and what balance is due and owing upon taking such an account.
3. All further proper accounts inquiries and directions.
4. Such further or other order as the court shall deem just.


HUNTER & HUNTER
Attorneys-at-Law for the Plaintiff



THIS WRIT was issued by Messrs. Hunter & Hunter, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is that of his said Attorneys-at-Law, The Huntlaw Building, Fort Street, P.O. Box 190, George Town, Grand Cayman. (TE/M323L)

DIRECTIONS 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.

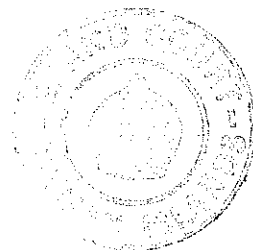
If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.

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.

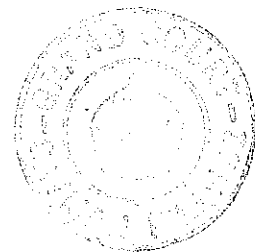
See the next page for notes for guidance

Please complete the following page



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.



IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 8 OF 1995

BETWEEN: RODERICK A. MCLEAN PLAINTIFF
As Administrator of
The Estate of David A. Mitchell

AND: CHICHESTER INVESTMENTS LIMITED FIRST DEFENDANT

AND: JOHN FURZE SECOND 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.**

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

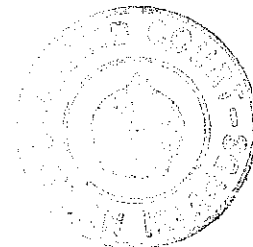
no

Service of the Writ is acknowledged accordingly

Signed by _____

Attorney-at-law for the Defendant.
The Defendant in person.

Address for service:



Please complete next page

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 communication 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
The Huntlaw Building,
Fort Street,
P.O. Box 190,
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.

[Empty box for defendant's attorney indorsement]

