

IN THE GRAND COURT OF THE CAYMAN ISLANDS

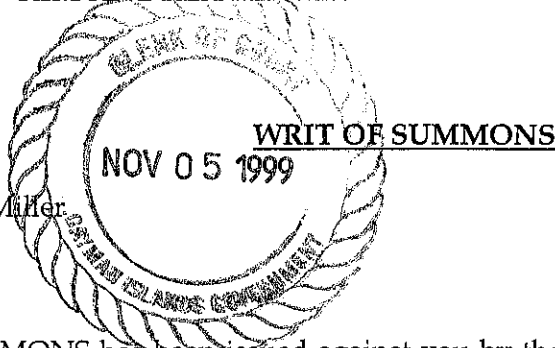
CAUSE NO ⁶⁷⁸ OF 1999

BETWEEN: MELISSA MELINDA RANKINE

Plaintiff

AND: KIM ANDREA MILLER

Defendant



TO: Kim Andrea Miller

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

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 5th day of Nov. 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.

GENERAL INDORSEMENT

The Plaintiff's claim against the Defendant is for damages for personal injuries and loss and damage sustained by the Defendant on the 6th November 1996 caused by the negligent driving of the Defendant in the vicinity of Marina Drive, Grand Cayman. The Plaintiff has suffered Special Damages (which will be fully quantified and detailed upon discovery) and General Damages.

And the Plaintiff claims from the Defendant and/or her insurer:-

- a) General and Special Damages
- b) Pre-judgment interest at the statutory rate in accordance with Section 34 of the Judicature Law.
- c) Post-judgment interest at the statutory rate in accordance with Section 34 of the Judicature Law.
- d) Costs
- e) Further and/or other relief


INDORSEMENT AS TO INSURER

The Defendant was insured by Dyoll Insurance Company whose agents in the Cayman Islands are the Cayman Insurance Centre Ltd., P.O. Box 10056 APO, Cayman Business Park, Thomas Russell Way, Grand Cayman.

INDORSEMENT AS TO INTEREST

The Plaintiff claims interest from the 6th November 1996 at the relevant prevailing statutory rate from time to time in force and hereafter as may be varied from time to time.

DATED this 5th day of November 1999



QUIN & HAMPSON
Attorneys-at-Law for the Plaintiff

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 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 his 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.

BETWEEN: MELISSA MELINDA RANKINE Plaintiff

AND: KIM ANDREA MILLER Defendants

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

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:

Please complete overleaf

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.

Quin & Hampson
Attorneys-at-Law
Harbour Centre, Third Floor
P.O. Box 1348
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.