



**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**CAUSE NO. <sup>695</sup> OF 1999**

**BETWEEN:                      KIRK PHILLIP BODDEN                      PLAINTIFF**

**AND:                              JAMES MOORE                              DEFENDANT**

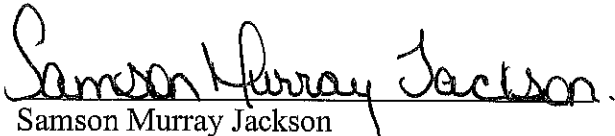
**STATEMENT OF CLAIM**

1.     The Plaintiff and the Defendant are at all material times joint promoters of a new business venture. No other persons held any interest in the said venture.
2.     By a verbal contract made on or about August 1997, the Plaintiff and the Defendant agreed to jointly secure the usage of a Caterpillar 977 bulldozer in order to facilitate a joint business venture, namely the operation of a heavy equipment business, whereby the Plaintiff would operate and maintain the said bulldozer, and the Defendant would secure clients for the business venture.
3.     In consideration of the Plaintiff's participation in the joint venture, the parties herein agreed to share equally the profits thereby realised.
4.     Pursuant to the Plaintiff's operation and maintenance of the said bulldozer, the Defendant realised as profit a sum of CI\$93,940.00, one-half of which became due for payment to the Plaintiff, namely CI\$46,970.00, the other half being due to the Plaintiff.
5.     The Defendant has since paid to the Plaintiff a sum of CI\$20,900.00 in total.
6.     In breach of the said contract, the Defendant left failed to pay a sum of CI\$26,070.00, which remained due to the Plaintiff.

**AND THE PLAINTIFF claims:**

1.     The said amount of CI\$26,070.00
2.     Costs
3.     Interest at the statutory rate from the date of judgment until the date of payment.

If, within the time for returning the Acknowledgement of Service, the Defendant pays the total amount claimed of CI\$28000.00 (including interest and costs) further proceedings will be stayed. The money must be paid to the Plaintiff or his Attorney.]

  
Samson Murray Jackson  
Plaintiff's Attorney-at-Law

THIS WRIT was issued by Samson Murray Jackson, Attorneys-at-Law, for and on behalf of the Plaintiff herein whose address for service is that of his said Attorneys-at-Law, the Sigma Building, Ground Floor, Hospital/Smith Roads, George Town, Grand Cayman.

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**CAUSE NO. 695 OF 199**

**BETWEEN                      KIRK PHILLIP BODDEN                      PLAINTIFF**  
**AND                              JAMES MOORE                              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 judgement being entered against a Defendant whereby he May have to pay the costs of applying to set it aside.

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1. James Moore  
C/O Quarry Products  
P.O. Box 1808  
George Town  
Grand Cayman

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2. State whether the Defendant intends to contest the proceedings (tick the appropriate box)

yes

no

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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 judgement entered by the Plaintiff (tick box).

yes

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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 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 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:*

SAMSON MURRAY JACKSON  
WEST WING  
SIGMA BUILDING, FIRST FLOOR  
P.O. BOX 10067 APO  
GRAND CAYMAN  
CAYMAN ISLANDS

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