

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 167

OF 2000

In the matter of **THE REGISTERED LAND LAW (1995 REVISION)**

And in the matter of **AN APPLICATION BY BARCLAYS BANK PLC AS CHARGEES OVER CERTAIN CHARGED PROPERTY FOR AN ORDER DIRECTING THAT THE PLAINTIFF BE PERMITTED TO SELL THE PROPERTY CHARGED BY THE DEFENDANT TO THE PLAINTIFF BY WAY OF PRIVATE TREATY**

BETWEEN: BARCLAYS BANK PLC PLAINTIFF

AND: JOSEPH W. MOYER DEFENDANT


ORIGINATING SUMMONS

LET THE DEFENDANT of 469 Delegate Drive, Columbus, Ohio, 43235 USA, attend before a Judge in Chambers at the Law Courts, George Town, Grand Cayman on the 6 day of JUNE 2000 at 9:30 o'clock in the fore noon on the hearing of an application on behalf of the Plaintiff for orders and directions herein as follows:-

1. That this Honourable Court sanction the variation and/or addition permitting the Plaintiff to rely upon the powers including the power to sell by private treaty contained in the charges by the Defendant in favour of the Plaintiff dated 19th May 1992 and registered in the Land Registry on 28th September, 1992 over Cayman Brac Central, Block 101B, Parcel 97 and dated 19th March 1993 and registered in the Land Registry on 7th May 1993 over Cayman Brac Central, Block 101B, Parcels 95 and 96.
2. That this Honourable Court sanction the variation and/or addition permitting the Plaintiff to foreclose or enter into possession of the charged premises contained in the charges referred to in paragraph 1 above.
3. That the Plaintiff be awarded the costs of this application from the proceeds of sale of Cayman Brac Central, Block 101B, Parcels 95, 96, and 97.

4. AND LET THE DEFENDANT within 28 days after service of this summons on him counting the day of service, return the accompanying acknowledgement of service to the courts office.

DATED the 14 day of March 2000.



WALKERS
Attorneys-at-Law for the Plaintiff

NOTES:-

- (1) This originating summons 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 above date unless renewed by order of the court.
- (2) If a defendant does not attend personally or by his attorney at the time and place above-mentioned such order will be made as the court may think just and expedient.

IMPORTANT

Directions for acknowledgement of service are given with the accompanying form.

TO: The Clerk of Court

AND TO: The Defendant
469 Delegate Drive
Columbus, Ohio 43235
USA

TIME ESTIMATE: The hearing of this Originating Summons is estimated at 30 minutes.

THIS ORIGINATING SUMMONS was issued by Walkers, Attorneys-at-Law for the Plaintiff herein, whose address for service is that of its said Attorneys-at-Law, Walker House, P.O. Box 265, George Town, Grand Cayman, Cayman Islands.