

INDORSEMENT

1. The Plaintiff's claim is against the Defendants for the sum of C\$4,000.00, being the balance outstanding pursuant to an agreement dated 30th November 1999, by which the Defendants promised to pay to the Plaintiff, by 29th January 2000, the sum of C\$5,000.00 (the "Agreement"). The Plaintiff also claims interest thereon as from 29th January 2000 at the rate of 7.78% per annum in accordance with the Cayman Islands pre-judgment and post-judgment interest rates pursuant to Section 34 of the Judicature Law.
2. The Defendants are in default under the Agreement and the amount owing to the Plaintiff, as aforesaid, remains outstanding despite several demands for payment.

AND THE PLAINTIFF CLAIMS:-

1. AN ORDER for the payment by the Defendants of the sum of C\$4,000.00.
2. INTEREST accrued to 20th March 2000 in accordance with Section 34 of the Judicature Law at the rate of 7.78% per annum equal to C\$43.86 and continuing.
3. Post-judgment interest at the rate of 7.78% in accordance with Section 34 of the Judicature Law.
4. FURTHER and/or other relief.
5. COSTS of the Prescribed Filing Fee of C\$150.00 and Fixed Costs C\$250.00, alternatively costs to be assessed.

Total Amount as of 20th March 2000:

C\$4,443.22

STATEMENT REGARDING INTEREST:

1. The rate of interest claimed is 7.78% per annum.
2. The date(s) from which interest is calculated is 29th January 2000.
3. The total amount of interest claimed as at 20th March 2000 is C\$43.86.
4. The amount of interest accruing each day thereafter is C\$0.86.

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 endorsed 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 endorsed 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 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.

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.

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

Orren Merren & Company Attorneys-at-Law P.O. Box 481G Kirk House 3rd Floor Albert Panton Street Grand Cayman, B.W.I.

Endorsement by defendant's Attorney (or by defendant if suing in person) of his name, address and reference, if any, in the box below.

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