

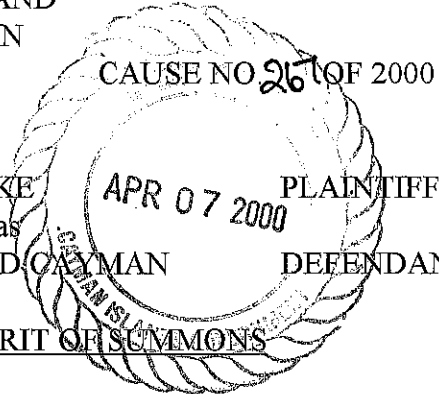
Writ of Summons (O.6, r.1)

IN THE GRAND COURT OF THE CAYMAN ISLAND
HOLDEN AT GEORGE TOWN, GRAND CAYMAN

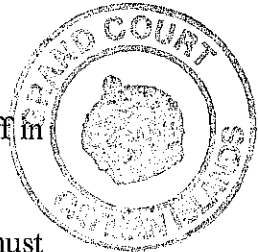
BETWEEN
AND:

LYDIA CLARKE PLAINTIFF
WIMAR LTD trading as
RADISSON RESORT GRAND CAYMAN DEFENDANT

SPECIALY ENDORSED WRIT OF SUMMONS



TO: DEFENDANT Wimar Ltd. t/a Radisson Resort Grand Cayman c/o Messrs. Quin & Hampson, Harbour Center, Nth. Church Street, PO Box 1348 GT., Grand Cayman, Cayman Island,
B.W.I.



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

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 7 day of April 2000

NOTE - This Writ may not be served later than 4 calendar 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.

STATEMENT OF CLAIM

The Plaintiff was born on 3 September 1957. At all material times the Plaintiff was employed as a House Keeper by the Defendants at its hotel, Radisson Resort Grand Cayman at PO Box 30371, Seven Mile Beach Road, Grand Cayman, Cayman Islands, B.W.I.

2. The Plaintiff's duties involved, amongst other things, cleaning rooms, hallways and assisting in laundry.

3. On or about 28 April 1997 whilst the Plaintiff was carrying out her duties she was caused to slip in the bathroom on what later appeared to be sun tan lotion and water. The Plaintiff suffered an injury to her right wrist. She immediately reported the matter and was taken off the job whilst the injury was treated. Her supervisor asked her to return to the job which she tried to do but found that she could not continue. As a result of the accident the Plaintiff was off work for 7 weeks.

4. The Plaintiff decided that the pain was not going to abate and she attended her doctor who confirmed the injury and advised that she should undertake lighter duties. On returning to work the Plaintiff found that the duties had not changed from what they were before the accident. Her hand continued to cause her much pain. She was not permitted to take any further sick leave and rather than exacerbate her injury decided she had no alternative but to give notice on 4 May 1997.

5. The personal injury was caused by the negligence and/or breach of statutory duty of the Defendants, its servants or agents.

Particulars of Negligence

(i) Failing at all times to provide a safe place of work.

Particulars of breach of Statutory Duty.

The Plaintiff's place of employment is a workplace within the meaning of the Labour Law, 1987 (1996 Revision) and the matter complained of constituted breaches of Section 60(d).

14. By reason of the matters aforesaid the Plaintiff sustained personal injuries and has thereby suffered pain, injury, loss and damage.

Particulars of Injuries

The Plaintiff sustained an injury to her right wrist and hand having injured it during her fall. Full details of her injuries and the prognosis are disclosed in the medical report of Dr.

F.C. Smith MB ChB FRCS(C) dated 22 May 1998 and Lindsay M. Bridgeman dated 3 July 1998 and served herewith.

Particulars of Special Damages

Medical report of Dr. Viviani	\$300.00.
Costs of prescriptions	
Physiotherapy	
Cayman Orthopaedic Group 22/12/97	\$90.00
X-rays	\$40.00

Any and all other items of special damages to be included in due course.

The Plaintiff claims:

1. Damages.
2. Interest thereon pursuant to the Judicature Law 1995.
3. Costs.

A handwritten signature in black ink, appearing to read 'L. Bridgeman', is written over the list of claims.

THIS WRIT was issued by Clyde H. Allen BSc whose address for service is Brooks & Brooks, Attorneys-At-Law, PO Box 1355, Grand Cayman, Cayman Islands

IN THE GRAND COURT OF THE CAYMAN ISLAND
HOLDEN AT GEORGE TOWN, GRAND CAYMAN

CAUSE NO. 261 OF 2000

BETWEEN LYDIA CLARKE PLAINTIFF
AND: WIMAR LTD trading as
RADISSON RESORT GRAND CAYMAN 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

3. If the claim against the Defendant is for a debt or a 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

Address for service: (please see overleaf)

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.

C. H. Allen
Brooks & Brooks
Attorneys-At-Law
PO Box 1355 GT
Grand Cayman
Cayman Islands
BWI

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]