

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 26 OF 2001

IN THE MATTER OF THE REGISTERED LAND LAW

BETWEEN:

THOMAS JOERGER

Plaintiff

-and-

RALPH A. JACOBOWITZ

1st Defendant

-and-

STEPHEN R. COX

2nd Defendant

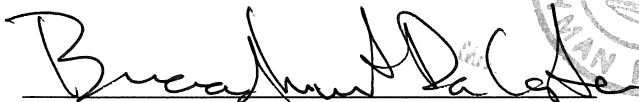
ORIGINATING SUMMONS

LET THE DEFENDANTS attend before the Judge in Chambers, at the law Courts, George Town, Grand Cayman on the 5 day of MARCH, 2001 at 9:30 o'clock am/pm on the hearing of an application by the Plaintiff for the following orders:

1. That this Honourable Court do sanction and permit the Sale by Private Treaty by the Plaintiff of all that property registered in the Cayman Islands Land Register with absolute title and being particularly know as Registration Section Rum Point, Block 33B, Parcel 52 (the "property") as Chargee with a power of sale over the property.
2. Such further and other relief as this Honourable Court may deem just.
3. Costs.

AND LET THE DEFENDANTS within 14 days after the service of this summons on him counting the day of service, return the accompanying Acknowledgement of Service form to the Court Office.

Dated: January 18th, 2001



BROADHURST DaCOSTA
Attorneys-at-Law for the Plaintiff.



NOTES:

1. This Summons may not be served later than 4 calendar 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.

Time Estimated: 15 minutes

To: The Clerk of the Court

And To: Stephen R. Cox
Ralph A. Jacobowitz
P.O. Box 32007 SMB
Grand Cayman, Cayman Islands.

This Originating Summons was filed by BROADHURST DaCOSTA, Attorneys-at-Law, whose address for service is P.O. Box 2503 GT, 40 Linwood Street George Town, Grand Cayman, Cayman Islands, B.W.I. attorneys for the Plaintiff.

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ACKNOWLEDGMENT OF SERVICE OF ORIGINATING 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 or otherwise participate in the proceedings (tick appropriate box)**

Yes

No

Service of the Originating Summons is acknowledged accordingly

(Signed) _____

[Attorney] for

[Defendant in Person]

Address for Service:

Notes on address for service

Attorney: when 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 Island, 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 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:

Broadhurst DaCosta
Attorneys-at-Law
40 Linwood Street
P.O. Box 2503 GT
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:

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS**

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. 495GT, George Town, Grand Cayman.

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. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessarily (although not necessarily in an adversarial manner) you should tick the "Yes " box in paragraph 2 of the acknowledgment of service.
3. 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.
4. Where the Defendant is used 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 sated on the Originating Summons)".
5. 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.
6. 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.
7. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorized to act on behalf for the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office