

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. <sup>207</sup> OF 2001

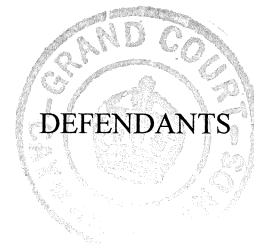
IN THE MATTER of The Deed of Settlement made the 2nd day of May 1997 ("the Novalis Trust") between Yvonne Vreys and Deutsche Bank International Trust Company (Cayman) Limited (formerly Bankers Trust (Cayman) International Limited)

BETWEEN: DEUTSCHE BANK INTERNATIONAL TRUST COMPANY  
(CAYMAN) LIMITED (FORMERLY BANKERS TRUST  
(CAYMAN) INTERNATIONAL LIMITED)

PLAINTIFF

AND:

- (1) PAULE PAIS
- (2) PATRICK PAIS
- (3) SERGE PAIS
- (4) NATHALIE PAIS
- (5) YVONNE VREYS



**ORIGINATING SUMMONS**

TO: (1) Paule Pais, (2) Patrick Pais, (3) Serge Pais, (4) Nathalie Pais, (5) Yvonne Vreys, whose address for service is in each case care of Walkers of P.O. Box 265GT, Walker House, Mary Street, George Town, Grand Cayman, Cayman Islands


LET the Defendants within 14 days after service of this Summons on them, counting the day of service, return the accompanying Acknowledgement of Service to the Courts Office, P.O. Box 495GT George Town, Grand Cayman, Cayman Islands

By this Summons which is issued on the application of the Plaintiff Deutsche Bank International Trust Company (Cayman) Limited whose address for service is care of Walkers, P.O. Box 265GT, Walker House, Mary Street, George Town, Grand Cayman, Cayman Islands, the Plaintiff seeks the following directions:

1. That the Plaintiff be appointed to represent all unborn, unknown and unascertained persons entitled to any benefit under the Novalis Trust;
2. That the Plaintiff should exercise its power to remove a Protector or Protectors of the Novalis Trust by removing as Protector of the Novalis Trust Mr. Christophe Pierard;
3. That all necessary and proper directions may be given;
4. That such further or other relief may be granted as this Honourable Court may think fit.
5. That provision be made for the costs of this Originating Summons.

If the Defendants do not acknowledge service, such judgment may be given or Order made against or in relation to them as the Court may think just or expedient.

DATED this 9th day of April 2001.

  
\_\_\_\_\_  
**WALKERS**  
Attorneys-at-Law for the Plaintiff

NOTE – this Originating Summons may not be served later than four calendar months (*or, if leave is required to effect service out of the jurisdiction, six months*) beginning with that date unless renewed by order of the Court.

**IMPORTANT**

Directions for Acknowledgement of Service are given with the accompanying form.

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, P.O. Box 265GT, Walker House, Mary Street, George Town, Grand Cayman, Cayman Islands.

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BETWEEN: DEUTSCHE BANK INTERNATIONAL TRUST COMPANY  
(CAYMAN) LIMITED (FORMERLY BANKERS TRUST  
(CAYMAN) INTERNATIONAL LIMITED) PLAINTIFF

AND:

(1) PAULE PAIS  
(2) PATRICK PAIS  
(3) SERGE PAIS  
(4) NATHALIE PAIS  
(5) YVONNE VREYS DEFENDANTS

### 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.

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1. State the full name of the Defendants by whom or on whose behalf the service of the Originating Summons is being acknowledged.

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

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 proceeding, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (*tick box*)

Yes

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Service of the Originating Summons 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 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 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.*

WALKERS P.O. Box 265GT Walker House Mary Street Grand Cayman  Ref: SRA/sm/D308-27072
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*Indorsement 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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**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 the Law Courts, P.O. Box 495G, 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 necessary (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 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 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 authorised to act on behalf of the Company, but the Company can take no further steps 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.