

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 234 OF 2001 ✓

B E T W E E N:

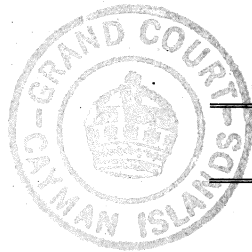
FORTIS BANK (CAYMAN) LIMITED

Plaintiff

AND

ROBERT MOUAWAD

Defendant



WRIT OF SUMMONS



TO: Robert Mouawad

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 28 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 Acknowledgement 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 26th day of April 2001

NOTE - This Writ 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 date of issue unless renewed by order of the Court.

IMPORTANT

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

The Plaintiff's claim is for:

1. The return of US\$505,174.50 being money paid by the Plaintiff to the Defendant on or about 14 February 2000 under a mistake of fact, namely that the said sum was due and owing to the Defendant when it was not, and/or being money had and received by the Defendant for and to the use of the Plaintiff
2. Interest on the said sum at 4% over the US Dollar LIBOR rate from 14 February 2000, amounting to US\$ 65,526.89 as at the date hereof, making a total due as at the date hereof of US\$570,702.36
3. Further or alternatively, interest on the sum of US\$570,702.36 pursuant to section 34 of the Judicature Law (1995 Revision) at the rate of 8% per annum from the date hereof and continuing hereafter until judgment or sooner payment at the rate of US\$125.03 per day, alternatively at such rate and for such period as the Court thinks fit
4. Further or other relief
5. Costs

If, within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed of US\$570,702.36 plus US\$125.03 for each day from this date until the date of payment, plus fixed costs of US\$ 600, further proceedings will be stayed. The money must be paid to the Plaintiff or its Attorneys.

Hunter & Hunter
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HUNTER & HUNTER

THIS WRIT was issued by Hunter & Hunter, Attorneys-at Law for the Plaintiff whose address for service is that of its said Attorneys, namely 75 Fort Street, The Huntlaw Building, P.O. Box 190 GT, Grand Cayman, Cayman Islands (Ref. AJB/08392.002)