

IN THE GRAND COURT
CAYMAN ISLANDS

CAUSE NO. ³²⁶ OF 2001

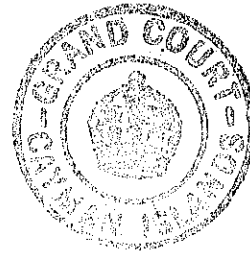
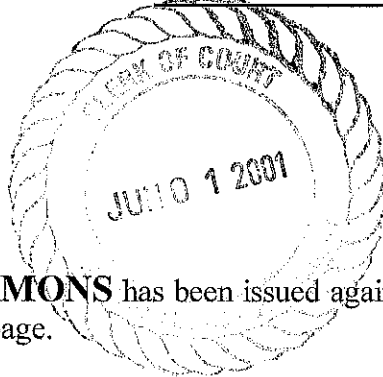


BETWEEN: **ESTHER RIVERS** (as agent for
EDURADO GODINEZ MORA (the Principal) **Plaintiff**

AND: **YURISAN YATES** **Defendant**

WRIT OF SUMMONS

To: Yurisan Yates
West Bay,
Turtle Farm Road



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

Within fourteen (14) days of 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 Acknowledgement within the time stated, or if you return the Acknowledgement 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 1st June, 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, within 6 months) beginning with the date of issue unless renewed by the order of the Court.

IMPORTANT

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

STATEMENT OF CLAIM

1. The plaintiff is a business woman and agent for Eduardo Godinez Mora who now lives in the United States.
2. The defendant lives in West Bay, North West Point.
3. On or about the 31st October 2000 the principal loaned the sum of US\$5,000.00 to the defendant who promised to repay the amount in December, 2000.
4. Despite that promise the defendant failed to pay and on the 13th April, 2001 the defendant promised to pay plaintiff the sum of \$1,500.00 and the balance in two weeks henceon behalf of the principal.
5. On the 1st May, the plaintiff, through her attorney-at-law, by letter demanded payment of the full amount in 7 days.
6. On the 16th May, 2001, the defendant by letter acknowledged owing the money to the principal, send a cheque for \$500.00 and promised to pay the balance by fortnightly instalment of \$500.00.
7. The cheque was take to the Royal Bank of Canada on which it was drawn but was returned for lack of funds and the amount of US\$5,000.00 is still due and owing.
8. In addition to the principal sum set out above, the plaintiff is entitled to interest from the date of the laon at the rate of interest being that established pursuant to the Judicature Law (1995 Revision). Interest of US232.33 on the principal sum is also due as of the date of the issuance of these proceedings. The particulars of interest are set out in the schedule attached to the Statement of Claim.

Wherefore the plaintiff prays that the defendant be ordered to:

1. Pay the amount due =US\$5000.00
2. Pre-judgment and post judgment interest upon the said principal pursuant to the Judicature Law (1995 Revision) and the Judgment debts (rates of interest) rules as prescribed from time to time; and
3. Costs to be taxed or agreed.

Dated this 1st June, 2001



Neville W. Levy & Associates

STATEMENT REGARDING INTEREST

The prescribed rate of interest on US\$5,000.00 from the 1st November, 2000 to the 31st May, 2001 is 8% per annum.

This Writ is filed by Neville W. Levy & Associates, Attorneys-at-Law for and on behalf of the Plaintiff whose address for service is Suite No.1, 180 Shedden Road, George Town, Grand Cayman, P.O. Box2178. Ph. 949-5429.

Schedule of Interest Calculated

Interest from 1/11/2000 to 31/5/2001 = \$5,000.00 x .08 x 212/365 = \$232.33

IN THE GRAND COURT
CAYMAN ISLANDS

CAUSE NO. 326

BETWEEN: ESTHER RIVERS (as agent for EDUARDO
(GODINEZ MORA – Lrincipal) PLAINTIFF

AND: YURISAN YATES DEFENDANT

**ACKNOWLEDGEMENT 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 defendants whereby they may have to pay the costs of applying to set it aside.

- 1 Yurisan Yates
- 2 State whether the Defendants intend to contest the proceedings. (tick “yes” or “no”)
- 3 State whether the Defendants intend to apply for a stay of execution of judgment entered by the Plaintiff (tick “yes”)

Service of the Writ is acknowledged accordingly.

Signed

Attorney for Defendant

Defendant in Person

Address for service:

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.

Neville W. Levy & Associates
NevLaw Building,
180 Shedden Road,
George Town.
P. O. Box 2178.