

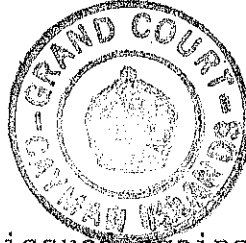
IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 269 OF 1995

BETWEEN: CAYMAN DISTRIBUTORS LTD - PLAINTIFF  
AND: VICTOR JOHNSON - DEFENDANT

WRIT OF SUMMONS

TO: Mr. Victor Johnson,  
C/O Safeguard Security Services,  
Pasadora Place # 16,  
Smith Road,  
Grand Cayman.



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 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

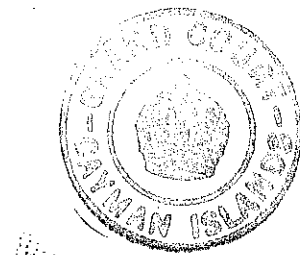
judgement may be entered against you forthwith without further notice.

Issued this 27<sup>th</sup> day of June, 1995.

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

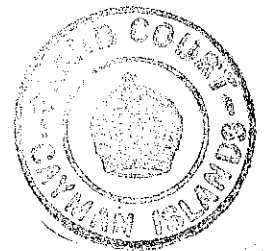
IMPORTANT

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



STATEMENT OF CLAIM

1. The Plaintiff is a limited company incorporated within these Islands and is engaged in the wholesale beverage business in George Town, Grand Cayman.
2. The Defendant is and at the material time was the owner and/or operator of a premises trading as Apollo 11, located at North Side, Grand Cayman.
3. By a contract in writing dated the 29th October, 1990 the Plaintiff agreed to sell and the Defendant agreed to buy such goods as the Defendant would from time to time order in accordance with the terms and conditions set out in the said contract.
4. The said contract provides for monthly payments but over time the indebtedness of the Defendant increased until at 31st May, 1995 the balance due and owing by the Defendant totalled CI\$17,298.37 including the interest and charges pursuant to paragraph 6 of the contract.
5. It is also provided by paragraph 8 of the said contract that the Defendant do indemnify the Plaintiff against all legal costs and Court expenses in relation to or arising out of the recovery of any debts of the Defendant which require

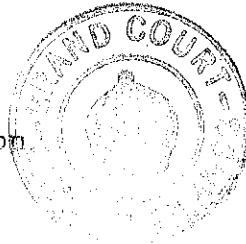


such legal action and proceedings by the Plaintiff and the Plaintiff therefore claims payments of all such costs and expenses from the Defendant over and above the amounts payable by way of costs pursuant to the Rules of the Court.

6. Despite frequent requests and in breach of the said contract, the Defendant has failed and/or refused to pay the sums due and owing to the Plaintiff.

WHEREFORE THE PLAINTIFF CLAIMS:-

(i)	The principal sum of	\$10,914.81
(ii)	Interest and charges thereon pursuant to the contract at the rate of 1 1/2% per month to end May, 1995	\$ 6,383.56
		<hr/>
		\$17,298.37
(iii)	Continuing interest pursuant to contract until the date of the satisfaction of the debt	\$
(iv)	An amount in accordance with paragraph 8 of the contract for legal expenses and charges incurred by the Plaintiff in connection with this claim	\$
(v)	Costs	\$
		<hr/>
		\$

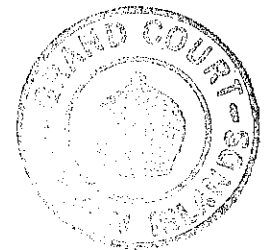
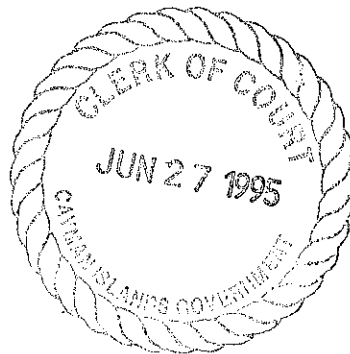


Dated this 27<sup>th</sup> day of June, 1995.

Brook & Brook

BROOKS & BROOKS  
Attorneys-At-Law  
for the Plaintiff

PLEASE NOTE that if within the time for returning the Acknowledgement of Service (i.e 14 days) the Defendant pays the total amount claimed of \$17,298.37 plus costs of CI\$800.00 and disbursement of CI\$227.00. (Total of CI\$18,325.37 including interest and costs) further proceedings will be stayed. The money must be paid to the Plaintiff or his Attorney-At-Law.

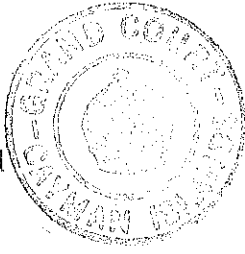


THIS WRIT WAS ISSUED by Brooks & Brooks Attorneys-At-Law for the Plaintiff whose address for service is 2nd Floor A.L. Thompson Building, P.O. Box 1355, George Town, Grand Cayman.

BETWEEN: CAYMAN DISTRIBUTORS LTD - PLAINTIFF
AND: VICTOR JOHNSON - 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 judgement 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 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 judgement entered by the Plaintiff (tick box)

yes

Service of the Writ 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 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

Brooks & Brooks  
Attorneys-at-Law  
P.O. Box 1355, G.T.,  
Grand Cayman

Indorsement by defendant's Attorney (or by defendant if suing in person) of his name, address and reference, if any, in the box below.



IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. ~~269~~ OF 1995

- (a) Filed on behalf of  
the Plaintiff
- (b) Deponent -
- (c) Affidavit: # 1
- (d) Sworn on:

BETWEEN: CAYMAN DISTRIBUTORS LTD - PLAINTIFF  
AND: VICTOR JOHNSON - DEFENDANT

AFFIDAVIT OF SERVICE

I, \_\_\_\_\_, of George Town Grand  
Cayman MAKE OATH AND SAY as follows:-

1. That I am a Bailiff of the Grand Court of George Town,  
Grand Cayman.
2. That on the \_\_\_\_\_ day of \_\_\_\_\_, 1995 I  
did personally serve on VICTOR JOHNSON, the Defendant  
in this matter, a sealed copy of the Writ of Summons  
filed in this Cause by handing same to him at
3. That the said VICTOR JOHNSON, is known to me personally  
or was identified to me by

AND I MAKE this Affidavit in proof of service of due process  
upon the Defendant.

Sworn to at George Town  
Grand Cayman this  
day of                      , 1995  
before me

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BAILIFF OF THE COURT

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JUSTICE OF THE PEACE

Filed by Brooks & Brooks, Attorneys-at-Law for the Plaintiff  
whose address for service is 2nd Floor A.L. Thompson Building  
George Town Grand Cayman