

IN THE GRAND COURT OF THE CAYMAN ISLANDS

Cause No. 440 of 2001

BETWEEN:

CIBC BANK AND TRUST COMPANY
(CAYMAN) LTD

PLAINTIFF

AND:

CLIFF BODDEN

DEFENDANT

WRIT OF SUMMONS

TO: Cliff Bodden, PO Box 31450 SMB, 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 service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, PO Box 495 G, 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.

NOTE - This Writ may not be served later than 4 calendar months beginning with the date of issue unless renewed by order of the Court.

Issued this day of July 2001.

IMPORTANT

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

See overleaf for particulars of Plaintiff's claim.

STATEMENT OF CLAIM

1. The Plaintiff has at all material times carried on the business of banking within the Cayman Islands and has at all such times been the holder of a category "A" License under the Banks and Trust Companies Law (1995 Revision).
2. The Defendant has at all material times been a customer of the Plaintiff.
3. The Plaintiff's claim is for the sum of CI\$6,679.95, being the balance of money payable by the Defendant to the Plaintiff for money lent by the Plaintiff to the Defendant as particularised herein.

PARTICULARS

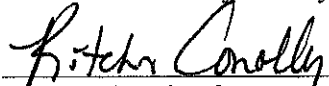
<u>Date</u>	<u>Basis of Debt</u>	<u>Amount</u>
14 th March 2001	Balance due under Bank Plan Loan 17/3/99	CI\$ 7,771.99
14 th March 2001	Interest due under Bank Plan Loan	CI\$ 234.99
14 th March 2001	Costs due under Bank Plan Loan	CI\$ 2,795.30
 <u>Less</u>		
14 th March 2001	Payment Made	(CI\$ 4,122.33)
	Total Outstanding:	CI\$ 6,679.95

4. The Plaintiff further claims interest pursuant to the said Bank Plan Loan at the rate of 11.25% per annum until Judgment or sooner payment.

AND THE PLAINTIFF CLAIMS:-

1. Payment of the said sum of CI\$6,679.95;
2. Interest on the said sum pursuant to the said Bank Plan Loan at the rate of 11.25% per annum until Judgment or sooner payment.
3. Costs;

Dated the 20th day of July 2001.


RITCH & CONOLLY

Attorneys at Law for the Plaintiff

IMPORTANT

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

If within the time for returning the Acknowledgement of Service the Defendant pays the amount claimed of CI\$6,679.95 together with fixed attorney's fees of US\$304.88 (CI\$250.00) and filing fees of US\$182.93 (CI\$150.00) and, further, delivers up the said credit card then all further proceedings will be stayed. The money must be paid to the Plaintiff or its attorneys.

TO: The Clerk of the Court
AND TO: The Defendant of PO Box 31843 SMB, Grand Cayman

This Writ of Summons was issued by Ritch & Conolly, Attorneys-at-Law, for and on behalf of the Plaintiff herein whose address for service is Fourth Floor, Queensgate House, South Church Street, PO Box 1994 GT, Grand Cayman.

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PLAINTIFF

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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

Messrs. Ritch & Conolly PO Box 1994 GT Grand Cayman Ref: CIBC/Bodden - #8236

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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