

IN THE GRAND COURT OF THE CAYMAN ISLANDS

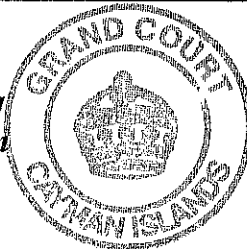
CAUSE NO. 449 OF 2001

BETWEEN HELLEN WHITTAKER PLAINTIFF

AND LEIGHTON OTHELLO STANLEY DEFENDANT

WRIT OF SUMMONS

TO: Leighton Othello Stanley
Pond Road, George Town
Grand Cayman,
Cayman Islands



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, 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 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 25th day of July 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.

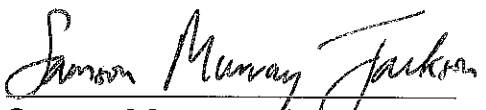
STATEMENT OF CLAIM

1. On the 19th July 2001 the Defendant assaulted the Plaintiff by grabbing the Plaintiff's necklace and twisting it around her neck so as to choke her and the Plaintiff thereby suffered pain and injury.
2. The Plaintiff was at all material times the owner and entitled to possession of a Ford Explorer motor vehicle.
3. On the 19th July 2001 the Defendant entered the yard of the Plaintiff's premises at East End, Grand Cayman and deliberately and maliciously damaged the said motor vehicle by scraping the painted surface with a sharp instrument thereby causing damage to the vehicle. On the 20th July 2001 the Defendant again entered the Plaintiff's yard and used a sharp instrument to cut one of the tyres on the said vehicle, thereby destroying the tyre and the Plaintiff has thereby suffered loss and damage.
4. During the period of the 18th to the 25th July 2001 the Defendant has made repeated threats to kill or injure the Plaintiff.
5. By reason of the matters aforesaid, the Plaintiff sustained personal injuries and has suffered loss and damage.
6. The Defendant threatens and intends, unless restrained by this Honourable Court from so doing, to continue to commit the wrongful acts above complained of.

AND THE PLAINTIFF CLAIMS:

1. Damages;
2. An injunction to restrain the Defendant by himself, his servants or agents or otherwise howsoever from assaulting, molesting, harassing or interfering with the Plaintiff and her property.
3. Costs.

Dated this 25th day of July 2001.


Samson Murray Jackson
Attorneys-at-Law for the Plaintiff

THIS WRIT and STATEMENT OF CLAIM was issued by Samson Murray Jackson, Attorneys-at-Law, for and on behalf of the Plaintiff herein, whose address for service is that of her said Attorneys-at-Law, Ground Floor (West Wing), Sigma Building, Smith/Hospital Roads, George Town Grand Cayman.

BETWEEN HELLEN WHITTAKER PLAINTIFF

AND LEIGHTON OTHELLO STANLEY 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 name of the Defendant by whom or on whose behalf the service of this Writ is being acknowledged.

2. State whether the Defendant intends to contest the proceedings (tick the 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 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 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:

SAMSON MURRAY JACKSON
Attorneys-at-Law for the Plaintiff
P.O. Box 10067 APO
Sigma Building,
Smith/Hospital Roads,
George Town, 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:

2. 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.
3. 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 Writ of Summons)”.
4. 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.
5. 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 a ()” after his name.
6. 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 step in the proceedings without an Attorney acting on its behalf.
7. Where the Defendant is a **MINOR** or a **MENTAL PATIENT**, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.