

IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN, GRAND CAYMAN
CIVIL JURISDICTION



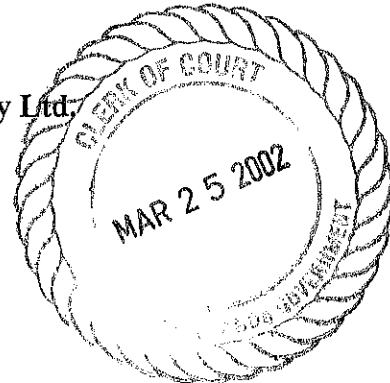
CAUSE NO. 213 OF 2002

BETWEEN: MAGDALYN DANENE BURLINGTON PLAINTIFF
AND: NATASHA YATES FIRST DEFENDANT
AND: BRIAN CURTIS HEMSTED HYDES SECOND DEFENDANT

WRIT OF SUMMONS

TO: Natasha Yates
c/o State Street Cayman Trust Company Ltd.
Safehaven Corporate Centre,
West Bay Road, Grand Cayman

AND TO: BRIAN CURTIS HEMSTED HYDES
c/o Cable & Wireless, Safehaven,
West Bay 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 pages.

Within fourteen (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 495 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 22nd day of March, 2002.

NOTE- This Writ may not be served later than six (6) calendar months beginning with the date of issue thereof, leave being required to serve it out of the jurisdiction of the Court, unless renewed by order of the Court.

IMPORTANT

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

ENDORSEMENT OF WRIT

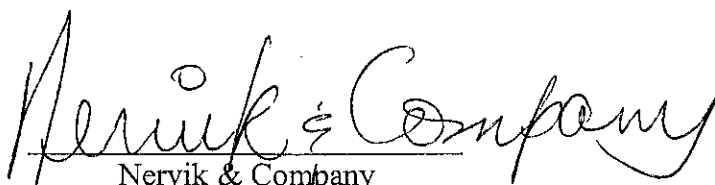
THE PLAINTIFF'S CLAIM IS FOR -

1. Damages for personal injuries, loss and expense sustained by the Plaintiff by reason of the assault and battery unlawfully inflicted upon the Plaintiff by the First Defendant and assisted by the Second Defendant on or about the 17th March, 2002 at West Bay, Grand Cayman, Cayman Islands.
2. Damages, for damage to property, namely, the Plaintiff's cell phone by the Second Defendant on or about the 17th March, 2002.
3. Damages for trespass at the Plaintiff's property located at Apt. # 2 Capt. Reginald Parson Drive, Burlington Manor, West Bay, Grand Cayman, Cayman Islands.
4. An injunction restraining the First and Second Defendants by themselves, their servants or agents or otherwise howsoever, from entering the property of the Plaintiff located at Apt. #2 Capt. Reginald Parson Drive, Burlington Manor, West Bay, Grand Cayman, Cayman Islands.

TO: The Clerk of Courts

AND TO: The Defendants
 Natasha Yates & Brian Curtis Hempsted Hydes

Dated this 22nd March, 2002


Nervik & Company
Attorneys-at-Law for the Plaintiff

THIS WRIT OF SUMMONS AND ENDORSEMENT OF CLAIM was issued by Nervik & Company, Attorneys-at-Law for the Plaintiff herein whose address for service is that of her said attorneys, P.O. Box 31488 SMB, Elizabethan Square, Phase I, George Town, Grand Cayman.

DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE
OF WRIT OF SUMMONS

1. The accompanying form of *Acknowledgement of Service* should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person.

After completion, it must be delivered or sent by post to the Law Courts, P.O. Box 495, George Town, Grand Cayman.

2. A Defendant who states in his Acknowledgement of Service that he intends to contest the proceedings *must also serve a defence* on the Attorney for the Plaintiff (or on the Plaintiff acting in person).

If a Statement of Claim is endorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is not endorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A *Stay of Execution* against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgement is entered. If a Defendant to an action for a debt or liquidated demand (i.e. fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgement of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgement, but he must, within that time, *issue a Summons* for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

See over for notes for guidance

Please complete overleaf

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement of Service and return it to the Courts Office.
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 (.....)" 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 his 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.

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CAUSE NO. 213 OF 2002

BETWEEN: MAGDALYN DANENE BURLINGTON **Plaintiff**
AND: NATASHA YATES **First Defendant**
AND: BRIAN CURTIS HEMSTED HYDES **Second 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 judgment entered by the Plaintiff (tick box)

yes

Service of the Writ is acknowledged accordingly.

(Signed)

[Attorney] for

[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 principal office.

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

Nervik & Company
Attorneys-at-Law
P.O. Box 31488 S.M.B.
Phase II Elizabethan Square
George Town, Grand Cayman

Endorsement 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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(Signed)

[Attorney] for

[Defendant in person]

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

*Nervik & Company
Attorneys-at-Law
P.O. Box 31488 S.M.B.
Phase II Elizabethan Square
George Town, Grand Cayman*

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