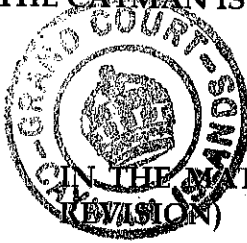


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. ²³⁷ OF 2002 ✓



IN THE MATTER OF THE REGISTERED LAND LAW (1995 REVISION)

-AND-

IN THE MATTER OF AN APPLICATION BY FIRST CAYMAN BANK LTD. (IN LIQUIDATION) as Chargee of property described in the Cayman Islands Land Register as West Bay Beach South Block 12D Parcel 40H25 ("the charged property"), for an Order varying the effect of the Registered Land Law with respect to the Charge.

BETWEEN: FIRST CAYMAN BANK LTD.
(IN LIQUIDATION)

PLAINTIFF

AND: FAMILY M FOUNDATION

DEFENDANT

ORIGINATING SUMMONS

To: Family M Foundation
P.O. Box 268
George Town
Grand Cayman

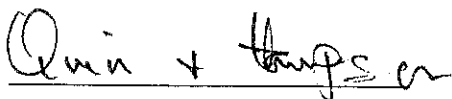
LET THE DEFENDANT, of P.O. Box 268GT, George Town, Grand Cayman, Cayman Islands within fourteen (14) days after service of this Summons upon them, counting the day of service, return the accompanying Acknowledgement of Service to the Courts Office, P.O. Box 495GT, George Town, Grand Cayman.

By this Summons, which is issued on the application of First Cayman Bank Limited (In Liquidation), of Deloitte & Touche, 1 Capital Place, Shedden Road, P.O. Box 1787, George Town, Grand Cayman, the Plaintiff seeks the following Orders:

1. That the Plaintiff in the exercise of the powers under a Charge dated the 23rd day of August, 1996 in respect of property registered at Property Section West Bay Beach South, Block 12D Parcel 40H25 is entitled to exercise the powers of sale under the Charge and is at liberty to sell the charged property by public auction or by private treaty.
2. That the Plaintiff be at liberty to take possession of the charged property within thirty (30) days of the date of this Order.
3. That this Honourable Court gives such directions as to the reserve price or on other conditions of the sale as to this Honourable Court appear appropriate.
4. Costs of this application to the Plaintiff to be taxed if not agreed and to be paid out of the proceeds of the sale of the charged property.
5. There be liberty to apply.

If the Defendant does not acknowledge service, such judgment may be given or order made against or in relation to it as the Court may think just and expedient.

Dated the day of , 2002



QUIN & HAMPSON
Attorneys-at-Law for the Plaintiff

NOTES

- (1) This Summons 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 above date unless renewed by order of the Court.
- (2) If a defendant does not attend personally or by its attorney at the time and place above-mentioned such order will be made as the Court may think just and expedient.

IMPORTANT

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

THIS ORIGINATING SUMMONS was filed by Messrs. Quin & Hampson, Attorneys-at-Law for the Plaintiff herein whose address for service and correspondence is that of its said Attorneys-at-Law, 3rd Floor, Harbour Centre, P.O. Box 1348, George Town, Grand Cayman, Cayman Islands, B.W.I.

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS

The accompanying form of *Acknowledgment of Service* should be completed by an Attorney acting on behalf of the Respondent or by the Respondent if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495GT, George Town, Grand Cayman

Notes for Guidance

1. Each Respondent (if there are more than one) is required to complete an Acknowledgment 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 Respondent personally is treated as having been served on the day it was delivered to him.
3. Where the Respondent 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 Originating 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 Respondent 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 Respondent 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 Respondent is a **MINOR** or a **MENTAL PATIENT**, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Respondent acting in person may obtain help in completing the form at the Courts Office.

(Signed)

[Attorney] for

[Respondent in person]

Address for service:

Notes on address for service:

Attorneys: where the Respondent is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Respondent may not act by a foreign attorney.

Respondent in person: where the Respondent 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.

Please complete overleaf

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

Messrs. Quin & Hampson Attorneys-at-Law 3rd Floor, Harbour Centre, P.O. Box 1348 George Town, GRAND CAYMAN

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

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