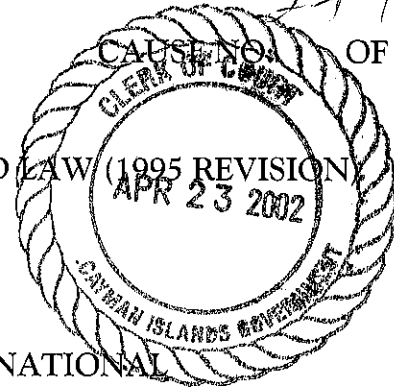


IN THE GRAND COURT OF THE CAYMAN ISLANDS

277 ✓



CAUSE NO. OF 2002

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

BETWEEN:

BANK OF BUTTERFIELD INTERNATIONAL
(CAYMAN) LIMITED

Plaintiff

AND

CAYMAN INN LIMITED

Defendant

ORIGINATING SUMMONS

TO: Cayman Inn Limited of Ugland House, P.O. Box 309 GT, Grand Cayman,
a Chargor under the legal charge hereinafter mentioned

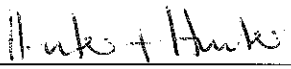
LET THE DEFENDANT of the address set out above attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the [24] day of [June] 2002 at [9³⁰] o'clock on the hearing of an application by the Plaintiff of Butterfield House, P.O. Box 705 GT, Grand Cayman, Cayman Islands for the following orders and other relief:

1. A declaration that the Defendant is in default of payment of the principal sum payable under a Charge registered on 19th September 1990 made between the Defendant and the Plaintiff ("the Charge"), by virtue of which the property in the West Bay Beach South Registration Section Block 13B Parcel 195 ("the Property") was charged by the Defendant by way of legal charge in favour of the Plaintiff to secure repayment to the Plaintiff of the principal sum of US\$6,000,000.00 with interest at the rate specified in the schedule thereto
2. An order that the Plaintiff be at liberty to appoint a receiver of the income of the Property forthwith

3. An order that the Defendant do deliver possession of the Property to any receiver appointed by the Plaintiff forthwith upon notification of his appointment
4. An order that Plaintiff be at liberty to enforce the Charge forthwith by selling the Property by private treaty as well as by public auction
5. Such further or other relief as the Court thinks fit
6. Costs

AND LET THE DEFENDANT within 14 Days after service of this summons on it, counting the day of service, return the accompanying Acknowledgement of Service to the Courts Office.

Dated the 23rd day of April 2002



Hunter & Hunter
Attorneys for the Plaintiff

- NOTES:
1. This Summons may not be served later than 4 calendar months beginning with the above date unless renewed by order of the Court.
 2. If a Defendant does not attend personally or by his 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 Hunter & Hunter, Attorneys-at-Law for the Plaintiff whose address for service is 75 Fort Street, P.O. Box 190 GT, George Town, Grand Cayman (Ref: JW/00138.063)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: OF 2002

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

B E T W E E N:

BANK OF BUTTERFIELD CAYMAN LIMITED

Plaintiff

AND

CAYMAN INN LIMITED

Defendant

ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING 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.

1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged. CAYMAN INN LIMITED

2. State whether the Defendant intends to contest or otherwise participate in the proceedings (*tick appropriate box*)

YES

NO

Service of the Originating Summons 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.

Please complete overleaf

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

Hunter & Hunter
75 Fort Street
The Huntlaw Building
P.O. Box 190 GT
Grand Cayman
Cayman Islands

Ref: AA/00138.063

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

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE OF ORIGINATING SUMMONS

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 495G, George Town, Grand Cayman.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Court's Office.
2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. 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.
4. 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 Originating Summons*)".
5. 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.
6. 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.
7. 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.
8. Where the Defendant is a **MINOR** or a **MENTAL PATIENT**, the form must be completed by an Attorney acting for a guardian *ad litem*.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.