

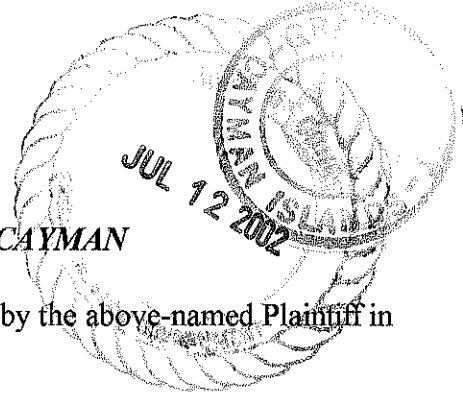
IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. ⁵²³ OF 2002
LEGAL AID

BETWEEN REGINA ALLEN PLAINTIFF
AND BANK OF BERMUDA (CAYMAN) LTD. DEFENDANT

WRIT OF SUMMONS

**TO: THE BANK OF BERMUDA (CAYMAN) LTD.
BERMUDA HOUSE
BRITISH AMERICAN CENTRE
DR. ROY'S DRIVE, GEORGE TOWN, 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, 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 12 day of July 2002

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.

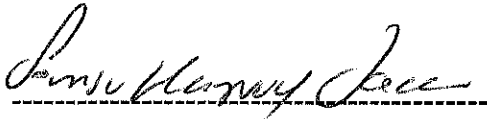
IMPORTANT

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

INDORSEMENT

The Plaintiff claims against the Defendant to recover damages for personal injury in that the Plaintiff sustained serious personal injury on or about the 26th day of October 2000 whilst in the employ of the Defendant when due to the negligence of the Defendant and/or their servants or agents she was electrically shocked by an exposed and live electric wire which was in close proximity to her place of work and as a result of the said injury the Plaintiff has sustained and continues to sustain loss and damage.

Dated the 5th day of June 2002



Samson Murray Jackson
Attorneys-at-Law for the Plaintiff

THIS WRIT was issued by Samson Murray Jackson, Attorneys-at-Law for and on behalf of the Plaintiff whose address for service is that of her said Attorneys-at-Law, The Ground Floor (West Wing) Sigma Building, 93 Hospital Road, George Town, Grand Cayman.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. OF 2002
LEGAL AID

BETWEEN REGINA ALLEN PLAINTIFF
AND BANK OF BERMUDA (CAYMAN) LTD. DEFENDANT

STATEMENT OF CLAIM

1. The Plaintiff is a resident of the Cayman Islands and was at all material times an employee of the Defendant Company.
2. The Defendant is Company incorporated and/or operating under the Companies Law of the Cayman Islands and other legislative enactments and was at all material times operating as a Bank in the Cayman Islands with its principal place of business located at the British American Centre compound on Dr. Roy's Drive in George Town, Grand Cayman.
3. On or about the 26th day of October 2000 the Plaintiff was at her place of employment on premises occupied by the Defendant, using a metal paper punch, when by reason of the matters hereinafter particularised, as the Plaintiff was attempting to retrieve an item to the side of her working compartment the metal punch made contact with a live and exposed electrical wire, causing her injury as hereinafter particularised.
4. The Plaintiff's said accident was caused by the Defendants and/or their servants or agents breach of duty and/or by the negligence of the Defendants, their servants or agents.

Particulars of Negligence

- (a) Failing to cause the said live electrical wire, which was dangerous when exposed, to be fenced securely or at all.
- (b) Failing to take any or any adequate precautions for the safety of the Plaintiff whilst she was engaged upon the said work.
- (c) Exposing the Plaintiff to a risk of damage or injury of which they knew or ought to have known.
- (d) Causing or permitting the said live exposed electrical wire to be in close proximity to the Plaintiff's workstation.

- (e) Failing to switch off the electrical power to the said exposed electrical wire.
 - (f) Failing to give the Plaintiff any or any adequate warning of the danger posed by the said live exposed electrical wire.
 - (g) Providing the Plaintiff with a work place which was unsafe in the circumstances.
 - (h) Failing to cause the said electrical wire to be adequately or safely guarded.
 - (i) In the premises the Defendants failed to provide the Plaintiff with a safe place or safe system of work and exposed her to an unnecessary risk of injury.
5. By reason of the matters aforesaid, the Plaintiff has suffered personal injury, loss and damage.

Particulars of Injuries

- (a) Electrical shock to her left arm, shoulder girdle and neck;
- (b) Swollen and numb left hand;
- (c) Discomfort in the left side of her neck;
- (d) Pins and needles down the posterior aspect of her upper arm and forearm;
- (e) Pain in the left paracervical, supraclavicular and upper fiber of the trapezius area;
- (f) Pain over the shoulder girdle;
- (g) Persistent numbness and tingling in the fingers of the left hand;
- (h) Pain into the thenar eminence and wrist;
- (i) Difficulty sleeping;
- (j) Depression;
- (k) Bursitis of the shoulder;

Particulars of Special Damages

(a)	Cayman Orthopaedic Bills	\$508.00
(b)	Cayman Medical & Surgical Bill	\$120.00
(c)	Cayman Physiotherapy Bills	\$235.00
(d)	George Town Hospital Bill	<u>\$ 50.00</u>
		\$913.00

6. Further the Plaintiff claims interest upon such damages as may be awarded to her pursuant to the Judicature Law as amended.

Indorsement Regarding Interest

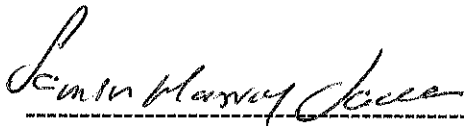
- (i) Interest is claimed upon special damages at the full relevant prescribed rate of interest under the Judicature Law during the entire relevant period from the 26th October 2002 to the date of issuance of these proceedings and

upon general damages at the rate of 2% per annum from the date of issuance of these proceedings until the date of judgment.

AND THE PLAINTIFF CLAIMS:

- (a) Damages
- (b) Per and post-judgment interest pursuant to the Judicature Law as amended;

Dated the 12th day of July 2002



Samson Murray Jackson
Attorneys-at-Law for the Plaintiff

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. OF 2002
LEGAL AID

BETWEEN REGINA ALLEN PLAINTIFF
AND BANK OF BERMUDA (CAYMAN) LTD. 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
PO Box 10067APO
The Ground Floor (West Wing)
Sigma Building
93 Hospital Road
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: