

IN THE GRAND COURT OF THE CAYMAN ISLANDS

532  
CAUSE NO of 2002. ✓

BETWEEN:

JOANNE LANGDON FOSTER

Plaintiff

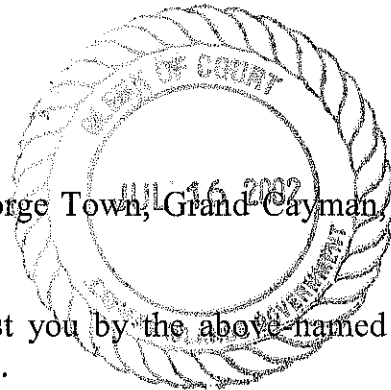
AND



CAROLYNE KIRKHAM

Defendant

WRIT OF SUMMONS



TO: CAROLYNE KIRKHAM, of PO Box 886 George Town, Grand Cayman, Cayman Islands, BWI

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 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 GT, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment 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 16<sup>th</sup> day of July 2002

NOTE - This Writ may not be served later than 4 calendar months beginning with the date of issue unless renewed by order of the Court.

IMPORTANT

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

The Plaintiff's claim is for the sum of US\$125,000 being commission due from the Defendant to the Plaintiff pursuant to an oral contract entered into on or about 3 November 1995 whereby the Defendant agreed to pay to the Plaintiff a real estate commission for the sale of the property and business of The Amazing China Turtle, alternatively on the basis of a quantum meruit for the work carried out by the Plaintiff for the Defendant in that regard.

AND THE PLAINTIFF claims:

1. US\$125,000; and
2. Interest pursuant to Section 34 of the Judicature Law (1995 Revision) at the prescribed rates as set out in the Schedule hereto being:
  - (1) To the date hereof the sum of US\$53,759.83;
  - (2) From the date hereof the daily rate of US\$15.41, or such other rate as may be prescribed
3. Alternatively, interest on any sums awarded to her for such periods and at such rate as to the Court may seem just; and
4. Costs

If, within the time for returning the Acknowledgement of Service, the Defendant pays the total amount claimed of US\$178,759.83 (including interest) and CI\$500.00 costs further proceedings will be stayed. The money must be paid to the Plaintiff or her Attorney.

Boxalls  
Boxalls  
Attorneys for the Plaintiff

Dated the 16<sup>th</sup> day of July 2002

This WRIT OF SUMMONS and was issued by Boxalls, Attorneys at Law, whose address for service is: PO Box 1234GT, 3<sup>rd</sup> Floor, Queensgate House, South Church Street, George Town, Grand Cayman, British West Indies (2092-0005/EDS)