

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 777 OF 2002

BETWEEN:

MEDIA WORKS INTERNATIONAL LTD.

Plaintiff

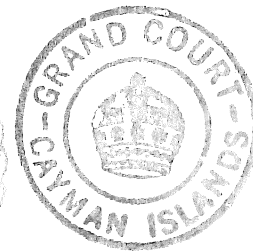
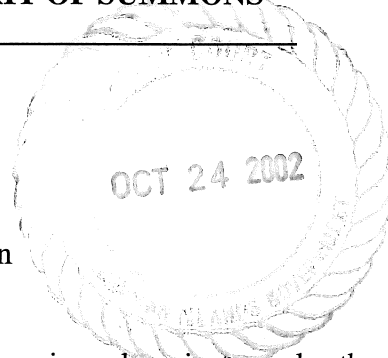
- AND -

ANDROGROUP LTD.

Defendant

WRIT OF SUMMONS

TO: Androgroup Ltd.
C/O Quin & Hampson
3rd Floor Harbour Centre
P.O. Box 1348 GT
George Town, Grand Cayman
Cayman Islands, B.W.I.



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 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 495GT, Grand Cayman, Cayman Islands, 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 day of October, 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 issued unless renewed by order of the Court.

IMPORTANT

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

STATEMENT OF CLAIM

1. The Plaintiff is a company incorporated pursuant to the laws of the Cayman Islands and carries on business in the Cayman Islands as an advertising firm. The Registered Office of the Plaintiff is in care of Corpserv Ltd., PO Box 2503 George Town, Grand Cayman, B.W.I.
2. The Defendant is a company incorporated pursuant to the laws of the Cayman Islands. The Registered Office of the Defendant is in the care Quin & Hampson P.O. Box 1348, Grand Cayman, Cayman Islands.
3. In or about the years 2001 and 2002 the Defendant contracted with the Plaintiff for the Plaintiff to supply goods and/or advertising services. Full particulars of the goods and services provided and the associated costs thereof were set out in the Plaintiff's invoices, which were duly sent to the Defendant.
4. Despite numerous demands for payment, the Defendant in breach of the contracts has refused or otherwise failed to pay the entire sum due under the contracts. As a result of this the Plaintiff has suffered loss and damage.

PARTICULARS

The total sum remaining due under the contracts is CI\$ 3,071.55

5. The Defendant has admitted that the sum of CI\$ 3,071.55 is due and owing to the Plaintiff from the Defendant. This figure was confirmed by the Defendant as due to the Plaintiff in a letter written from the Defendant to the Plaintiff dated the 4th of July 2002.
6. In addition to the principle sum due the Plaintiff also claims monthly interest at the contractual rate of 2% per month. That interest as of the 23rd of October 2002 amounts to CI\$ 224.22 and is increasing at a per diem rate of CI\$ 2.02.
7. Alternatively, the Plaintiff claims pre-judgment and post-judgment interest pursuant to the Judicature Law (1995 Revision) and the Judgment Debts (Rates of Interest) Rules. The calculation of the yearly interest was prescribed at a rate of 4.5% from July 4th, 2002 to the present. The total interest as of October 23, 2002 amounts to CI\$ 42.18 increasing at a per diem rate of CI\$0.38.

AND THE PLAINTIFF claims:

- i) CI\$ 3,071.55;

- ii) Contractual interest in the amount of CI\$ 224.22 and increasing at a per diem rate of CI\$ 2.02;
- iii) Alternatively, interest pursuant to the Judicature Law (1995 Revision) in the amount of CI\$ 42.18 and increasing at a per diem rate of CI\$ 0.38.
- iii) Costs to be taxed if not agreed.

Dated this 23rd day of October 2002

Broadhurst DaCosta
BROADHURST DaCOSTA
Attorneys-at-Law for the Plaintiff

This Writ of Summons and Statement of Claim was filed by Broadhurst DaCosta, Attorneys-at-Law for the Plaintiff, whose address for service is 40 Linwood Street, P.O. Box 2503 GT, George Town, Grand Cayman, Cayman Islands, British West Indies

INDORSEMENT

The amount claimed in respect of the debt is CI\$3,071.55 as principle and CI\$224.22 as interest as of October 14th 2002 for a total amount of CI\$ 3,295.77. The amount of the fixed costs is CI\$250.00 and the costs of issuing the Writ of Summons is CI\$150.00. If within the time for returning the Acknowledgement of Service, the Defendant pays the Plaintiff or its Attorneys-at-Law the total amount claimed in principal and interest, the fixed costs and the costs of issuing the Writ of Summons, further proceedings will be stayed. The money must be paid to the Plaintiff or to its Attorneys-at-Law.

STATEMENT REGARDING INTEREST

1. The contractual rate of interest is 2 % per month;
2. The date at which the interest became payable was July 4th 2002;
3. The total interest claimed as of October 23, 2002 is CI\$ 224.22. The said interest is increasing at a per diem rate of CI\$ 2.02;
4. Alternatively, pre-judgment and post judgment interest upon the said damages pursuant to the Judicature Law (1995 Revision) amounting to CI\$ 42.18 as at October 23rd 2002 and increasing at a per diem rate of CI\$ 0.38.

**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, PO 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 if 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 fourteen (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 fourteen (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. a fixed sum) who does not intend to contest the proceedings states, in answer to question 3 in the Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for fourteen (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 installments or otherwise.

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 fourteen (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 authorized to act on behalf of the Company, but the Company can take no further steps in the proceedings without an Attorney acting on its behalf.
7. Where the Defendant is a MINOR or a MENTAL HEALTH 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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BETWEEN:

MEDIA WORKS INTERNATIONAL LTD.

Plaintiff

- AND -

ANDROGROUP 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 judgment 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:

Please see over leaf...

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 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 or 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.

**BROADHURST DaCOSTA
ATTORNEYS-AT-LAW
40 LINWOOD STREET
PO BOX 2503 GT
GEORGE TOWN, GRAND CAYMAN
CAYMAN ISLANDS, BWI**

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