



IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. **64** OF 2003

In the matter of  
**THE REGISTERED LAND LAW**

-and-

In the matter of  
**AN APPLICATION BY BANK OF BUTTERFIELD INTERNATIONAL (CAYMAN) LTD.** ("the Bank") as Chargee of properties described in the Cayman Islands Land Registry as North Side Block 53A, Parcels 136, 137, 138, 139, 140, 141, 142 and 52REM2 and Rum Point Block 33B, Parcel 176 ("the Properties"), for an Order directing the sale by public auction or by private treaty of the said Properties.

BETWEEN: **BANK OF BUTTERFIELD INTERNATIONAL (CAYMAN) LTD.**

Applicant

AND: **LOVEIT LTD.**

Respondent

FEB 06 2003

**ORIGINATING SUMMONS**

To: Loveit Ltd.  
c/o ATC Trustees (Cayman) Ltd.  
Cayside, 2nd Floor  
Grand Cayman



LET THE DEFENDANT, within *14 days* after service of this Summons on him, counting the day of service, return the accompanying Acknowledgment of Service to the Courts Office, PO Box 495, George Town, Grand Cayman.

By this Summons, which is issued on the application of Bank of Butterfield International (Cayman) Ltd., PO Box 705, George Town, Grand Cayman, the Applicant claims against the Respondent:

1. That this Honourable Court does sanction the variations and/or additions permitting the Applicant to rely upon the powers including the power to sell by public auction or by private treaty contained in the Charge and Collateral Charge registered on 18th June 1998 (which was transferred to the Applicant on 12th October 1999) and made between the said Loveit Ltd. as Chargor and the Applicant as Chargee, which said Charge and Collateral Charge are registered against the title to the Properties.

2. That this Honourable Court shall give directions with regard to the price for the sale of the said Properties.
3. That this Honourable Court will make such further and other directions as it deems fit and appropriate.
4. That the Applicant be awarded the costs of this application out of the proceeds of the sale of the Property.

If the Respondent 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 this 6<sup>th</sup> day of February 2003.



**QUIN & HAMPSON**

**Attorneys-at-Law for the Applicant**

NOTE: 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 that date unless renewed by Order of the Court.

**IMPORTANT**

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

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

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 495G, 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.



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

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