

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. ³⁸³ OF 2003

BETWEEN:

SEVEN MILES SUITES LTD.
t/a COMFORT SUITES & RESORTS

Plaintiff

- and -

QUARRY PRODUCTS LTD.

Defendant

WRIT OF SUMMONS

TO: QUARRY PRODUCTS LTD.
C/o A. STEVE McFIELD & ASSOCIATES
P.O. Box 680 G.T.
Grand Cayman
Cayman Islands

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, PO 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 9th day of June, 2003

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 Acknowledgment of Service are given with the accompanying form.

STATEMENT OF CLAIM

1. The Defendant is indebted to the Plaintiff in the total sum of C\$6,218.32 under the Plaintiff's invoices set out below which the Plaintiff has rendered to the Defendant but which remain unpaid despite repeated demands for payment:

<u>Invoice No.</u>	<u>Capital Debt</u>
11364	622.81
11420	155.39
11505	608.81
11530	280.50
11564	1,985.94
11635	280.50
11676	<u>2,284.37</u>
CIS Total	6,218.32

2. Further the Plaintiff is entitled to and claims interest on the said sums to 9th June 2003 and continuing, until payment under section 34 of the Judicature Law (1995 Revision) as set out below or at such rate and for such periods as the Court may determine.

Particulars of Interest

- (a) Pre-Judgment Interest to 9th June 2003 and continuing at the daily rate of C\$0.80 until judgment or sooner payment:

Date of Invoice	Plus 30 days (Invoice due date)	Invoice Number	Amount of Invoice/ Debt	Interest @ 8.00% to 30/11/01	Interest @ 4.5% to 09/06/03	Continuing Daily Interest 4.5%	Total Debt With Interest to 09/06/03
21/06/2001	21/07/2001	11364	622.81	18.62	15.28	0.08	656.71
21/07/2001	20/08/2001	11420	155.39	4.12	3.82	0.02	163.33
08/08/2001	07/09/2001	11505	608.81	11.90	15.28	0.08	635.99
16/08/2001	15/09/2001	11530	280.50	5.32	7.64	0.04	293.46
29/08/2001	28/09/2001	11564	1,985.94	27.72	47.75	0.25	2,061.41
25/09/2001	25/10/2001	11635	280.50	2.59	7.64	0.04	290.73
22/10/2001	21/11/2001	11676	2,284.37	5.00	55.39	0.29	2,344.76
		TOTALS:	6,218.32	75.27	152.80	0.80	6,446.39

Total: C\$6,446.39

Daily Interest: C\$0.80

- (b) Post-Judgment Interest: at the then-prevailing Court rate, on the principal sum of the judgment until payment in full.

AND THE PLAINTIFF CLAIMS:

- (1) CI\$6,218.32;
- (2) Interest as aforesaid;
- (3) Court fees paid to issue this Writ of CI\$150.00; and
- (4) Costs.

GCR Order 6 rule 2(b) Indorsement:

If within the time for returning the Acknowledgment of Service, the Defendant pays the amount set out below, further proceedings will be stayed. The money must be paid to Boxalls. The total amount required to be paid for the proceedings to be stayed is **CI\$6,846.39** (plus any interest to be added if payment is made after 9th June 2003) and is made up as follows:

- | | |
|---------------------------|--|
| 1. Capital Debt: | CI\$6,218.32 |
| 2. Interest to 09/06/2003 | CI\$ 228.07 (and continuing at the rate of CI\$0.80 every day from 10/06/2003) |
| 3. Issue fees: | CI\$ 150.00; |
| 4. Fixed Costs: | CI\$ 250.00. |



Boxalls

Attorneys-at-Law for the Plaintiff

This Writ and Statement of Claim was issued by Boxalls, Attorneys for the Plaintiff, whose address for service is: PO Box 1234 GT, 3rd Floor, Queensgate House, South Church Street, George Town, Grand Cayman, British West Indies (Reference: 2422-0001/JCC)