

IN THE GRAND COURT OF THE CAYMAN ISLANDS

702
CAUSE NO. OF 2003

BETWEEN:

CAYMAN NATIONAL BANK LIMITED PLAINTIFF

AND:

SUNAIR TRAVEL AND
CHARTER SERVICES LTD DEFENDANT



WRIT OF SUMMONS

TO: Sunair Travel and Charter Services Ltd., Trulaw Corporate Services Ltd.,
PO Box 866 GT, Anderson Square Building, Sheddon Road, 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, PO Box 495 G, 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 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 judgement may be entered against you forthwith without further notice.

ISSUED this 29th day of October 2003.

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 Acknowledgement of Service are given with the accompanying form.

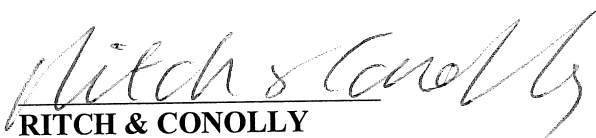
STATEMENT OF CLAIM

1. The Plaintiff is a Bank carrying on business at its branch at Elgin Avenue, Grand Cayman and the Defendant is a customer of the Plaintiff.
2. The Defendant is indebted to the Plaintiff on its loan account number 024-00424 in the sum of US\$63,774.06, comprising the sum of US\$49,778.85 by way of principal and US\$14,009.04 by way of accrued interest as at the date of these proceedings.
3. Pursuant to the loan agreement entered into between the Plaintiff and the Defendant, the principal sum is payable on demand together with interest at a rate of 10% per annum from the date the account became delinquent, 15th February 2001.
4. The total amount of interest claimed to the date of these proceedings, as stated in paragraph 2 above, is US\$14,009.04 and interest will continue to accrue until payment of the debt at the rate of 10% per annum, a daily sum of US\$13.83.
5. The Plaintiff made a written demand by letter from its attorneys dated 1st September 2003 but the Defendant has failed to repay the sum outstanding or any part of it.

AND THE PLAINTIFF CLAIMS AGAINST THE DEFENDANT:-

1. Payment of the said sum of US\$63,774.06, comprising US\$49,778.85 by way of principal and US\$14,009.04 by way of accrued interest to the date of these proceedings.
2. Interest on the above sum continuing until payment in full at the rate of 10% per annum, a daily sum of US\$13.83.
3. Fixed costs in the sum of CI\$500.00 together with the payable for issuing this Writ in the sum of CI\$697.74.
4. Further or other relief.

Dated the 29th day of October 2003


RITCH & CONOLLY
Attorneys at Law for the Plaintiff

If, within the time limited for returning the Acknowledgement of Service the Defendant pays the amount claimed to the Plaintiff or its attorneys further proceedings will be stayed.

TO: The Clerk of the Court
AND TO: The Defendant of Trulaw Corporate Services Ltd.,
PO Box 866 GT, Anderson Square Building, Sheddon Road,
George Town, Grand Cayman

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**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.

1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.

2. State whether the Defendant intends to contest or otherwise participate in the proceedings (*tick appropriate box*)

Yes

No

Service of the Originating Summons is acknowledged accordingly.

(Signed)

[Attorney] for

[Defendant in person]

Address for service:

Please complete overleaf

Notes on address for service

Attorney: where the Defendants are 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 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 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

Messrs. Ritch & Conolly
PO Box 1994 GT
Grand Cayman

Ref: CNB/9189

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