

IN THE GRAND COURT OF THE CAYMAN ISLANDS

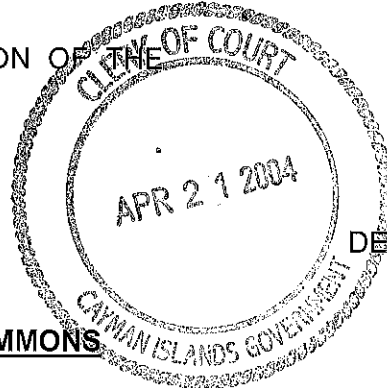
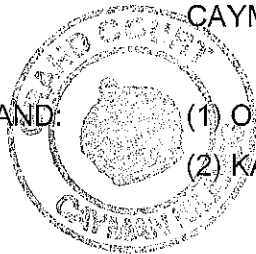
CAUSE NO. <sup>203</sup> OF 2004

IN THE MATTER OF SECTION 77 OF THE REGISTERED LAND LAW (1995 REVISION)

AND IN THE MATTER OF AN APPLICATION BY BARCLAYS FINANCE CORPORATION OF THE CAYMAN ISLANDS LIMITED AS CHARGEES OVER CERTAIN CHARGED PROPERTY FOR AN ORDER DIRECTING THAT THE PLAINTIFF BE PERMITTED TO SELL THE PROPERTY CHARGED BY THE DEFENDANTS TO THE PLAINTIFF BY WAY OF PRIVATE TREATY

BETWEEN: BARCLAYS FINANCE CORPORATION OF THE CAYMAN ISLANDS LIMITED

AND: (1) OSCAR RIVERS  
(2) KAREN RIVERS



PLAINTIFF

DEFENDANTS

**ORIGINATING SUMMONS**

LET THE FIRST DEFENDANT of the Cayman Islands Fire Service, Grand Cayman, Cayman Islands and THE SECOND DEFENDANT of P.O. Box 2893GT, George Town, Grand Cayman, Cayman Islands attend before a Judge in Chambers at the Law Courts, George Town, Grand Cayman, on the <sup>18<sup>th</sup></sup> day of <sup>May</sup> 2004, at <sup>9:30</sup> o'clock in the noon, on the hearing of an application by the Plaintiff of FirstCaribbean House, 25 Main Street, PO Box 1321 GT, George Town, Grand Cayman, Cayman Islands, for orders and directions as follows:-

1. That this Honourable Court sanction the variation and/or addition permitting the Plaintiff to rely upon the terms contained in the charge made by the Defendants in favour of the Plaintiff dated 20 October 1999 and registered in the Land Registry on 17 March 2000 ("the Charge") over Registration Section West Bay North East, Block 9A, Parcel 245 ("the Property") including the power contained in Clause 19(c) being the power to sell by private treaty;
2. That this Honourable Court sanction the variation and/or addition permitting the Plaintiff to foreclose or enter into possession of the charged premises contained in Clause 19(b) of the Charge;
3. That the Property be listed for sale at CI\$175,000.00.

4. That a confidential reserve price of CI\$135,000.00 be applied to the sale of the Property.
5. That after a sufficient time to market the Property has passed without a sale having occurred the Plaintiff is at liberty to apply to vary this Order by reducing the confidential reserve price; and
6. That the Plaintiff be awarded the costs of this application from the proceeds of sale of the Property.

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

DATED the 20 day of April 2004.

  
\_\_\_\_\_  
WALKERS  
Attorneys-at-Law for the Plaintiff

- NOTES:-
- (1) This Summons may not be served later than 4 calendar months beginning with the above date unless renewed by order of the Court.
  - (2) If the Defendants do not attend personally or by their attorneys at the time and place above-mentioned, such Order will be made as the Court may think just and expedient.

**IMPORTANT**

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

TO: The Clerk of the Court

AND TO: The Defendants

Time Estimate: The estimated length of the hearing of this Originating Summons is 15 minutes.

This Originating Summons is filed by Walkers, Attorneys-at-Law, P.O. Box 265 GT, Walker House, 87 Mary Street, George Town, Grand Cayman, for the Plaintiff whose address for service is care of its said Attorneys-at-Law.