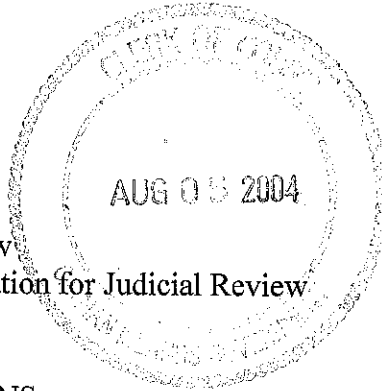


IN THE GRAND COURT OF THE CAYMAN ISLANDS

In the Matter of the Labour Law
And in the Matter of an application for Judicial Review



362
CAUSE NO: OF 2004

BETWEEN: NORMAN AKINS PLAINTIFF
AND: MORRITT PROPERTIES CAYMAN LTD. FIRST DEFENDANT
AND: THE LABOUR APPEALS TRIBUNAL SECOND DEFENDANT

NOTICE OF ORIGINATING MOTION

TAKE NOTICE that the a Judge sitting in Chambers, at the Law Courts, George Town, Grand Cayman will be moved on the 13th day of September, 2004 at 9:30 o'clock in the fore/afternoon or as soon thereafter as counsel can be heard, by counsel on behalf of the above Plaintiff, NORMAN AKINS, for the following relief and/or directions, namely:

1. That the hearing of the Labour Appeals Tribunal which took place on 26th September, 2003 between Norman Akins and Morritt Properties Cayman Ltd. be quashed.
2. Alternatively that the Labour Appeals Tribunal delivers a written decision of the said Appeals hearing immediately.
3. Any other relief and/or directions as this Honourable Court deems fit.

And for an order that the costs of and incidental to this application may be paid by:

- (i) The First Defendant; or
- (ii) The Second Defendant; or
- (iv) Both of the above Defendants proportionately; or
- (v) As the Court so directs.

AND FURTHER TAKE NOTICE that the grounds of this application are:

1. That the Labour Appeals Tribunal has failed to deliver its decision in writing in compliance with the Labour Law (2001 Revision).
2. That the Labour Appeals Tribunal has failed and/or ignored the Plaintiff's many request for a written decision in that the Appeals Tribunal has not responded to any of the Plaintiff's requests. This is in breach of the rules of natural justice.
3. That almost one year has elapsed since the hearing of the said appeal on 26th September, 2003 and no written decision has been forthcoming.

Dated the 5th day of August, 2004



Facey-Clarke & Associates
Attorneys-at-Law for the Plaintiff

TO: The Clerk of the Court

AND TO: The Labour Appeals Tribunal

AND TO: Truman Bodden & Company
Attorneys for the Defendant

This Notice of Originating Motion was issued by Facey-Clarke & Associates, Attorneys-at-Law for the Plaintiff herein whose address for service is Unit 119, Ground Floor, Elizabethan Square, George Town, Grand Cayman