

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE N^o: **96** OF 2005

BETWEEN: UTA KRAMER

PLAINTIFF

AND: OTIS CHAMBERS

DEFENDANT



WRIT OF SUMMONS

04 2005

TO: Otis Chambers of Grand Cayman, Cayman Islands BWI

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of the claim set out on the following 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, P.O. Box 495GT, 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 4th day of March 2005.

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.

THE PLAINTIFF claims against the Defendant:

- (1) General damages and special damages for negligence on the part of the Defendant arising out of a motor accident which took place on 5 March 2002 at the junction of Boilers Road and Walkers Road, George Town, Grand Cayman, Cayman Islands between a bicycle ridden by the Plaintiff and a motor vehicle having registration number 72 293 driven by the Defendant.
- (2) Interest pursuant to Section 34 of the Judicature Law (2004 Revision) at such rates and for such periods on such sums awarded to the Plaintiff as to the Court shall seem just.
- (3) Further or other relief.
- (4) Costs.

Dated this 14th day of March 2005.

Truman Bodden & Co.
Truman Bodden & Company, Attorneys-at-law PO Box 866GT, Anderson Square Building, George Town, Grand Cayman BWI, Attorneys for the Plaintiff.

INDORSEMENT AS TO INTEREST

The Plaintiff claims interest pursuant to Section 34 of the Judicature Law (2004 Revision). The rate of interest claimed is as set out in and provided for by the Judgment Debts (Rates of Interest) Rules 2003, currently the rate of 3% on US dollar judgments and/or on CI dollar judgments. The time from which interest runs is from the date of the accident on 5 March 2002 or the date on which the Plaintiff incurred an expense caused by the negligence of the Defendant, as appropriate.

INDORSEMENT AS TO INSURER

The Plaintiff's claim arises out of the use of a motor vehicle by the Defendant on public roads in Grand Cayman, Cayman Islands. The insurer of the Defendant is NEM (West Indies) Insurance Limited, whose address for service is PO Box 30619 SMB George Town, Grand Cayman, Cayman Islands BWI.

INDORSEMENT AS TO ADDRESS OF PLAINTIFF

The Plaintiff's address is Box #53574-984 West Broadway, Vancouver, BC V5Z 1K0 Canada