

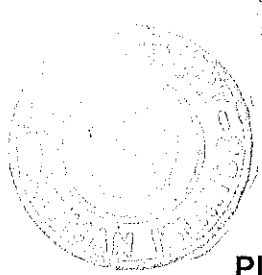
IN THE GRAND COURT OF THE CAYMAN ISLANDS

GCA 1/06

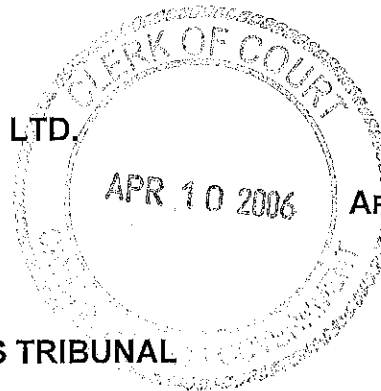
IN THE MATTER OF 48 OF THE DEVELOPMENT AND PLANNING LAW (2005 REVISION)

CAUSE NO: 137 OF 2006

BETWEEN:



PARAKLETOS LTD.



APPELLANT

AND

PLANNING APPEALS TRIBUNAL

FRANK HALL HOMES LIMITED

RESPONDENTS

NOTICE OF ORIGINATING MOTION

Take Notice that the Appellant on _____ 2006 or as soon as counsel can be heard on the Appellant's behalf for Declarations in the following terms:

1. That the refusal by the decision of the Respondent dated 17th March 2004 is wrong in law or alternatively unreasonable;
2. That the First Respondent's determination that the conditions that it imposed by its decision of 11th November 2005 is unreasonable and or alternatively wrong in law;

3. That the First Respondent's determination in its decision of 11th November 2005 that Regulation 9(8) of the Development and Planning Law (2005 Revision) permits the construction of triplexes and that the Second Respondent's application thereunder for the construction of the same is wrong in law;
4. Further or other relief as this Honourable Court shall in its discretion deem appropriate;
5. That the costs of and occasioned by this motion be paid by the Respondent in any event.

AND take further notice that on the hearing of this motion the applicant will use the affidavit and exhibits copies of which accompany this notice.

Dated this 7th day of April 2006



**of Stuarts Walker Hersant
Attorneys for the Applicant**

IN THE GRAND COURT OF THE CAYMAN ISLANDS

IN THE MATTER OF 48 OF THE DEVELOPMENT AND PLANNING LAW (2005 REVISION)

Cause No: 137 of 2006

BETWEEN:

PARAKLETOS LTD.

Appellant

AND

PLANNING APPEALS TRIBUNAL

FRANK HALL HOMES LIMITED

Respondents

**ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING MOTION**

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 Respondent by whom or on whose behalf the service of the Originating Motion is being acknowledged.

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

yes

no

Service of the Originating Motion is acknowledged accordingly

(Signed).....

[Attorney] for

[Respondent in person]

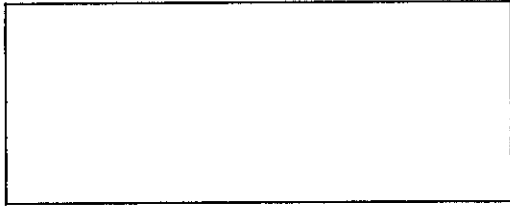
Address for service:

Stuarts Walker Hersant, Attorneys-at-Law, Fourth Floor, 1 Cayman Financial Centre, 36a Dr. Roy's Drive, PO Box 2510 GT, George Town, Grand Cayman.

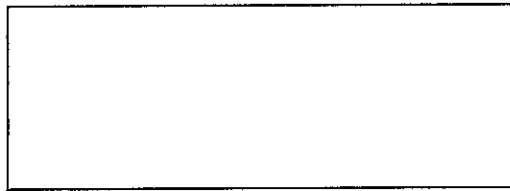
Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered principal office.

Please complete overleaf

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

An empty rectangular box with a black border, intended for the plaintiff's attorney to provide their name, address, and reference.

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

An empty rectangular box with a black border, intended for the respondent's attorney to provide their name, address, and reference.

Acknowledgement of service of originating summons (0.10, r.5)

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE

OF ORIGINATING MOTION

The accompanying form of Acknowledgment of Service should be completed by an Attorney acting on behalf of the Respondent or by the Respondent if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, George Town, Grand Cayman.

Notes for Guidance

1. Each Respondent (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Respondent personally is treated as having been served on the day it was delivered to him.
4. Where the Respondent is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (the name stated on the Originating Summons)".
5. Where the Respondent is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description "Partner in the firm of (.....)" after his name.
6. Where the Respondent is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as (.....)" after his name.
7. Where the Respondent is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.
8. Where the Respondent is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Respondent acting in person may obtain help in completing the form at the Courts Office.