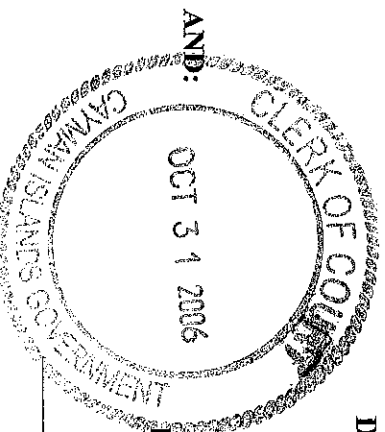


CAUSE NO. *446* OF 2006

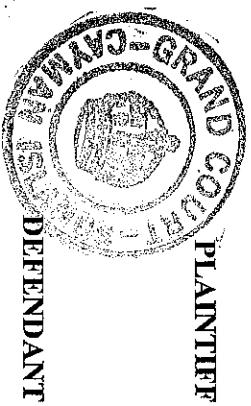
IN THE GRAND COURT OF THE CAYMAN ISLANDS

BETWEEN:

DANIEL DOYLE



KIRK MARINE



WRIT OF SUMMONS

TO: Kirk Marine, PO Box 72, Lancaster Crescent, George Town, Grand Cayman
KY1-1102, Cayman Islands.

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, George Town, Grand Cayman KY1-1106 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 *31st* day of October 2006

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. On the 31st day of October 2003 the Plaintiff was a guest on board a Caribe motor boat (hereinafter referred to as "the boat"), which at the relevant time was motoring in the sea off Grand Cayman. The boat was owned by, and at all material times was being steered by, Leland Graske. The Defendant through its servant or agent, Jason Haynes, had on or about the 27th October 2003 performed mechanical work on the boat and in particular work to the steering mechanism. Whilst steering the said boat Mr Graske lost control as a result of which the Plaintiff was thrown into the water and struck by the said boat.
2. The said accident was caused by the negligence of the Defendant.

PARTICULARS OF NEGLIGENCE OF THE DEFENDANT

1. Failing to properly perform mechanical work on the boat prior to the accident;
2. Failing to fix a nylon lock nut on the steering mechanism of the boat adequately or at all;
3. Failing to maintain the boat in a safe condition in that a used nylon lock nut was re-affixed rather than a new nut being used;
4. Failing adequately or at all to examine, inspect or check the integrity of the steering mechanism to ensure that it was safe to use;
5. Causing or permitting the boat to be used when it was unsafe so to do;
6. Failing to warn of the dangers of using the boat.
7. By reason of the Defendants said negligence the Plaintiff has sustained personal injuries and has suffered loss and damage.

PARTICULARS OF INJURIES

The Plaintiff suffered a traumatic brain injury, multiple fractured ribs, a fractured clavicle and a punctured lung. Dementia has been diagnosed as a result of the injury. He receives psychiatric care and requires assisted care on a daily basis. The prognosis is that he will be dependent on care for his lifetime.

PARTICULARS OF SPECIAL DAMAGE

Loss of Wages	73,800 (CI\$)
Cost of Care	TO BE ADVISED
Taxis and travel to and from hospitals/GP	TO BE ADVISED
Medical Expenses	204,760 (CI\$)

Further, pursuant to the Judicature Law the Plaintiff is entitled to and claims to recover interest on the amount found to be due at such rate and such period as the Court shall think fit.

AND THE PLAINTIFF CLAIMS:

1. General damages.
2. Special Damages.
3. Interest as aforesaid.
4. Costs.

Dated the 26th day of October 2006

Ritch & Conolly

RTICH & CONOLLY
Attorneys at Law for the Plaintiff

TO: The Clerk of the Court
AND TO: The Defendant

IN THE GRAND COURT OF THE CAYMAN ISLANDS

BETWEEN:

DANIEL DOYLE

PLAINTIFF

AND:

KIRK MARINE

DEFENDANT

ACKNOWLEDGMENT 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.**

Delay may result in judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

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

2. State whether the Defendant intends to contest the proceedings (tick appropriate box)

yes no

3. If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (tick box)

yes no

Service of the Writ is acknowledged accordingly

(Signed).....

Attorney for

Please complete overleaf

Notes on address for service

Attorney: where the Defendant is 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.

Ritch & Conolly
4th Floor
Queensgate House
113 South Church Street
PO Box 1994
Georgetown KY1-1104
Attn: Marcus Baldwin
10445/Doyle

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