

IN THE GRAND COURT OF THE CAYMAN ISLANDS

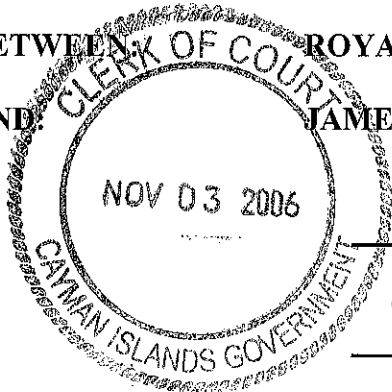
CAUSE NO. 452 OF 2006

BETWEEN ROYAL BANK OF CANADA

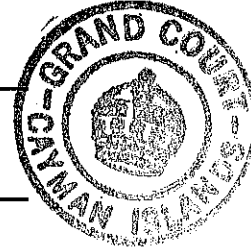
PLAINTIFF

AND JAMES KENNETH EDEN

DEFENDANT



ORIGINATING SUMMONS




LET THE PARTIES attend before a Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the \_\_\_\_\_ day of \_\_\_\_\_ 2006 at \_\_\_\_\_ a.m. on the hearing of an application by the Plaintiff for the following order that:

1. This Honourable Court do sanction and permit the sale by private treaty of all that property registered in the Cayman Island Land Register with absolute title and being particularly known as Registration Section Lower Valley Block 32E, Parcel 14 ("the Property") by the Plaintiff as Chargee with a power of sale over the Property.
2. The Defendant and any other person occupying the Property do, within 28 days of this Order, vacate the Property and take all appropriate steps to give the Plaintiff vacant possession of the Property.
3. The Plaintiff do have leave to issue a Writ of Possession in relation to the Property at the expiry of the 28 days referred to in paragraph 2 above.
4. Such further or other relief as this Honourable Court may deem appropriate.

DATED this 3 day of November 2006.

FILED this \_\_\_\_\_ day of November 2006.

  
CAMPBELLS  
Attorneys 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 a Defendant does not attend personally or by his attorney 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.

**TIME ESTIMATE:** The estimated length of time for the hearing of this Originating Summons is 30 minutes.

**TO:** The Clerk of the Court

**AND TO:** Mr. James Kenneth Eden  
P.O. Box 813  
Grand Cayman KY1-1103  
CAYMAN ISLANDS

**THIS ORIGINATING SUMMONS** was issued by Campbells, Attorneys-at-Law for the Plaintiff whose address for service is 4<sup>th</sup> Floor Scotia Centre, George Town, PO Box 884, Grand Cayman KY1-1103, Cayman Islands, Tel: 345-949-2648, Fax: 345-949-8613 (Ref: )11784)

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE  
OF ORIGINATING SUMMONS

The accompanying form of Acknowledgment of Service should be completed by an Attorney acting on behalf of the Defendant or by the Defendant 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 Defendant (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 Defendant personally is treated as having been served on the day it was delivered to him.
4. Where the Defendant 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 Defendant 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 Defendant 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 Defendant 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 Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.

**BETWEEN:** ROYAL BANK OF CANADA PLAINTIFF

**AND:** JAMES KENNETH EDEN DEFENDANT

**ACKNOWLEDGMENT OF SERVICE  
OF ORIGINATING 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.

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

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

yes  no

Service of the Originating Summons is acknowledged accordingly

(Signed).....

[Attorney] for

[Defendant in person]

Address for service:

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 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.

**CAMPBELLS**  
Attorneys-at-Law  
4<sup>th</sup> Floor, Scotia Centre  
George Town  
PO Box 884  
Grand Cayman KY1-1103  
CAYMAN ISLANDS  
(Ref: JRM/BJH/sm/11784)

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

