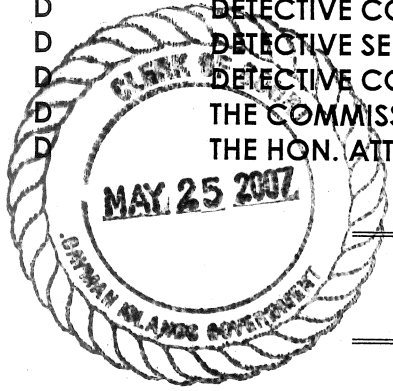


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. ²²⁰ OF 2007

BETWEEN	EZEKIEL CARTER	PLAINTIFF
A N D	DETECTIVE CONSTABLE GARFIELD EDWARDS	1 ST DEFENDANT
A N D	DETECTIVE CONSTABLE CLEMENT GORDON	2 ND DEFENDANT
A N D	DETECTIVE CONSTABLE ORLANDO MASON	3 RD DEFENDANT
A N D	DETECTIVE SERGEANT MALCOM KAY	4 TH DEFENDANT
A N D	DETECTIVE CONSTABLE CLAY COLEMAN	5 TH DEFENDANT
A N D	THE COMMISSIONER OF POLICE	6 TH DEFENDANT
A N D	THE HON. ATTORNEY GENERAL	7 TH DEFENDANT



WRIT OF SUMMONS

- | | |
|--|---|
| To: Detective Constable Garfield Edwards
P.O. Box 909 GT
Grand Cayman | To: Detective Constable Clement Gordon
P.O. Box 909 GT
Grand Cayman |
| To: Detective Constable Orlando Mason
P.O. Box 909 GT
Grand Cayman | To: Detective Sergeant Malcom Kay
P.O. Box 909 GT
Grand Cayman |
| To: Detective Constable Clay Coleman
P.O. Box 909 GT
Grand Cayman | To: The Commissioner of Police
P.O. Box 909 GT
Grand Cayman |
| To: The Hon. Attorney General
Government Administration Building
George Town
Grand Cayman | |

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 Fourteen days [14] 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 495G, 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

Plaintiffs may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 25th day of May, 2007

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.

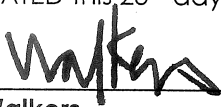
**GENERALLY INDORSED
STATEMENT OF CLAIM**

The Plaintiff's Claim is for damages, aggravated damages and exemplary damages for personal injury, damage and loss sustained in police custody and afterwards as a result of deliberate and malicious acts of assault, battery, wrongful arrest, false imprisonment, malicious prosecution and misfeasance in public office committed at various times and places against the Plaintiff on and after his arrest on 27th May 2004 by the 1st Defendant, the 2nd Defendant, the 3rd Defendant, the 4th Defendant and the 5th Defendant who at all material times were police officers, on duty, and in the employ of the Royal Cayman Islands Police Service. In his capacity as the Commissioner of Police the 6th Defendant is vicariously liable for the conduct of the first five defendants. In his capacity as Attorney General, the 7th Defendant is vicariously liable for the conduct of the other defendants, including those who committed the torts whilst in the course of their employment as agents of the Crown.

AND THE PLAINTIFF CLAIMS:

- (a) Damages including exemplary damages and/or aggravated damages;
- (b) Interest in accordance with Section 34 of the Judicature Law (1995 Revision);
- (c) Costs.
- (d) Such further or other relief as this Court deems just.

DATED this 25th day of May, 2007



Walkers
Attorneys-at-Law for the Plaintiff

To: The Clerk of the Court
And To: Detective Constable Garfield Edwards
And To: Detective Constable Clement Gordon
And To: Detective Constable Orlando Mason
And To: Detective Sergeant Malcom Kay
And To: Detective Constable Clay Coleman
And To: The Commissioner of Police
And To: The Hon. Attorney General

THIS WRIT was issued by Walkers, Attorneys-at-Law for the Plaintiff whose address for service and correspondence is KY1-9001, 87 Mary Street, George Town, Grand Cayman, B.W.I.

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF WRIT OF SUMMONS

1. 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

2. A Defendant who states in his Acknowledgment of Service that he intends to contest the proceedings **must also serve a defence** on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant

If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A **Stay of Execution** against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, **issue a Summons** for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by installments or otherwise.

See over for notes for guidance

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. 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.
3. 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 Writ of Summons*)".
4. 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.
5. 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.
6. 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 his behalf.
7. Where the Defendant is a **MINOR** or a **MENTAL PATIENT**, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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.

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

Walkers
Attorneys-at-Law
87 Mary Street
KY1-9001
George Town
GRAND CAYMAN

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