

IN THE GRAND COURT OF THE CAYMAN ISLANDS

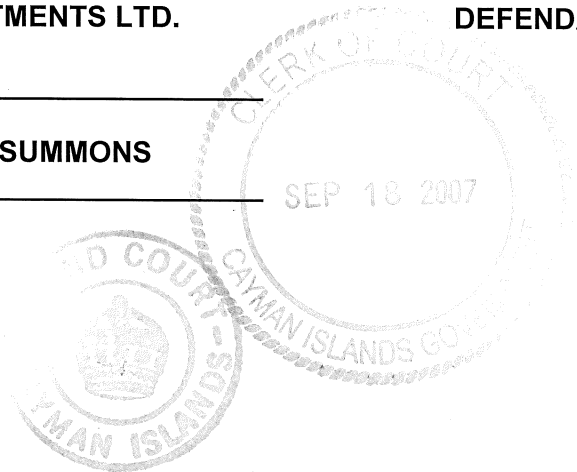
CAUSE NO. 411 OF 2007

BETWEEN: THE PROPRIETORS, STRATA PLAN NO. 103 PLAINTIFF

AND: SUMMERSONG INVESTMENTS LTD. DEFENDANT

WRIT OF SUMMONS

TO: Summersong Investments Ltd.
P.O. Box 268
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 (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 Acknowledgement of Service stating 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 judgment may be entered against you forthwith without further notice.

Issued this 18th day of September 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 Acknowledgement of Service are given with the accompanying form.

This Writ was issued by Nelson & Company whose address for service is 31 The Strand, 46 Canal Point Drive, P.O. Box 2075, Grand Cayman KY1-1105, Cayman Islands.

STATEMENT OF CLAIM

1. The Plaintiff is the Proprietors, Strata Plan No. 103, a body corporate established pursuant to the Strata Titles Registration Law in respect of the development known as Laguna Del Mar ("the Development") and comprises the proprietors from time to time of the individual Strata Lots that make up the Development ("Individual Proprietors"). The Defendant is the owner of the Strata Lot known as Unit 12, Laguna Del Mar, as comprised under block & parcel number West Bay Beach South 12E 77H12.
2. The Plaintiff is, inter alia, responsible for the insurance, repair, renewal and maintenance of the common parts of the Development. The Plaintiff also arranges the supply of water to the Development. Individual Proprietors are invoiced by the Plaintiff in respect of water supply, maintenance fees and insurance premiums ("the Strata Fees"). Individual Proprietors are responsible for payment to the Plaintiff of the Strata Fees in accordance with the Strata Titles Registration Law (2005 revision) and the Plaintiff's By-Laws.
3. In accordance with its By-Laws, the Plaintiff passed a resolution agreeing to a major renovation project of the common parts of the Development for which additional payments over and above the Strata Fees are required to cover the cost ("Renovation Assessments"). Individual Proprietors were notified of the amount and frequency of Renovation Assessments.
4. Under the Plaintiff's By-Laws, Individual Proprietors are required to pay all assessment contributions to the Plaintiff within 31 days of demand by the Plaintiff.
5. The Defendant has been in substantial arrears in respect of Strata Fees and Renovation Assessments since 20th December 2006 and has failed to make any payments towards Strata Fees or Renovation Assessments since 10th March 2007. The Defendant currently owes the Plaintiff US\$132,749.61 in unpaid Strata Fees and Renovation Assessments.
6. In accordance with its By-Laws, the Plaintiff claims interest at a rate of LIBOR + 4% per day on the unpaid sums from 31st May 2007. The amount of interest outstanding as of the date of this Writ is US\$ 1,944.46.

AND the Plaintiff claims:

1. The sum of US\$132,749.61.
2. Interest at the rate of LIBOR + 4% per day from 31st May 2007 until payment.
3. Costs.

DATED this 18th day of September 2007

FILED this 18th day of September 2007



Nelson & Company
Attorneys-at-Law for the Plaintiff

To: The Clerk of the Court

And to: The Defendant

This Writ was issued by Nelson & Company whose address for service is 31 The Strand, 46 Canal Point Drive, P.O. Box 2075, Grand Cayman KY1-1105, Cayman Islands.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

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CAUSE NO: OF 2007

BETWEEN: **THE PROPRIETORS, STRATA PLAN NO.103**

PLAINTIFF

AND: **SUMMERSONG INVESTMENTS LTD.**

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.

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

**Nelson & Company
Attorneys at Law
PO Box 2075
31 The Strand
46 Canal Point Drive
Grand Cayman
KY1-1105
Caymans Islands
Ref: DNT**

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