

Writ of Summons (O.6, r.1)

IN THE GRAND COURT OF THE CAYMAN ISLAND
HOLDEN AT GEORGE TOWN, GRAND CAYMAN

CAUSE NO. 619 OF 1996

BETWEEN JULIE BROWN EBANKS - PLAINTIFF
AND: AQUANAUTS LIMITED - DEFENDANT

SPECIALLY ENDORSED WRIT OF SUMMONS

TO: DEFENDANTS Aquanauts limited, Huntlaw Corporate Services, Hunter & Hunter ,
PO Box 190 GT, Grand Cayman, BWI.

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 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.

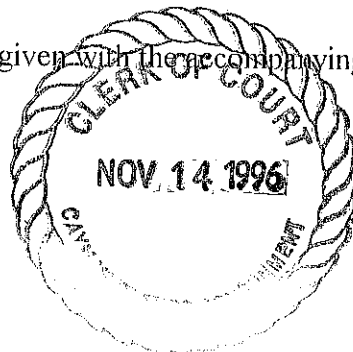
If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or
if you return the Acknowledgment without stating therein an intention to contest the
proceedings, the Plaintiff may proceed with the action and judgment may be entered
against you forthwith without further notice.

Issued this day of November 1996.

NOTE - This Writ may not be served later than 4 calendar 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.



STATEMENT OF CLAIM

1. On 24 January 1996, at or about 16.30 hr., the Plaintiff was stationary in her motor vehicle, registration number 56306 on the West Bay Road when the Defendant so negligently drove his Dodge Truck motor vehicle, registration number 37659, into the rear of the Plaintiff's motor vehicle.

PARTICULARS OF NEGLIGENCE

- a) Driving at a speed that was excessive in the circumstances.
 - b) Failing to keep any or any proper look-out or to have any or any sufficient regard for the users of the road.
 - c) Running into the rear of the Plaintiff's motor vehicle.
 - d) Failing to stop, slow down, to swerve or in any other way so to manage or control the motor-lorry as to prevent the collision.
2. By reason of these matters, the Plaintiff sustained injuries and has suffered loss and damage.

PARTICULARS OF INJURIES


The Plaintiff's date of birth is 22 February 1951. The Plaintiff has already provided a copy of a medical report dated 16 February 1996 which particularise her injuries.

PARTICULARS OF SPECIAL DAMAGES

All documentation have been provided to the Defendant's insurers.

AND THE PLAINTIFF claims:

- (1) Damages.
- (2) Further, pursuant to The Judicature Law (1995 Revision), the Plaintiff is entitled to and claims interest on such sums as are found to be due at such rate and for such period as the Court shall think fit.
- (3) Costs.



THIS WRIT was issued by Clyde H. Allen BSc whose address for service is Brooks & Brooks, Attorneys-At-Law, PO Box 1355, Grand Cayman, British West Indies

IN THE GRAND COURT OF THE CAYMAN ISLAND
HOLDEN AT GEORGE TOWN, GRAND CAYMAN

CAUSE NO. 615 OF 1996

BETWEEN JULIE BROWN EBANKS - PLAINTIFF
AND: AQUANAUTS LIMITED - 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 a 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

Service of the Writ is acknowledged accordingly

(Signed).....

[Attorney] for

[Defendant in person]

Address for service:



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.

C. H. Allen BSc
Brooks & Brooks
Attorneys-At-Law
PO Box 1355 GT
Grand Cayman
Cayman Islands
BWI



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

[Empty box for defendant's attorney indorsement]