

IN THE GRAND COURT OF THE CAYMAN ISLANDS

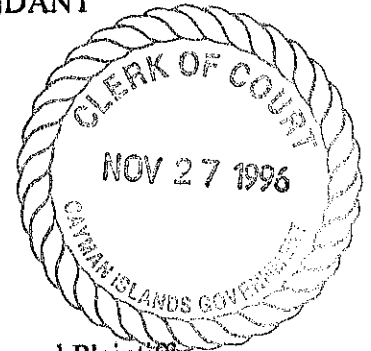
CAUSE NO. 649 OF 1996

BETWEEN: ROLIN ANDREW CHISHOLM PLAINTIFF

AND: OLSEN CHISHOLM DEFENDANT

WRIT OF SUMMONS

**To: Olsen Chisholm
 North Side**



THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiffs in respect of a claim set out the next page.

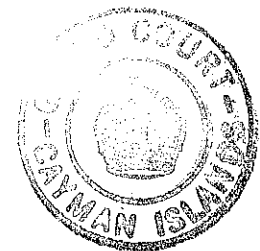
Within fourteen (14) days after service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O.Box 495G, George Town, Grand Cayman, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

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 the 27th day of November, 1996.

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.

General Endorsement

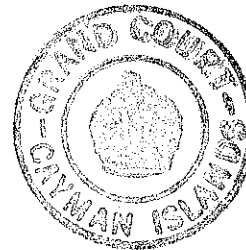
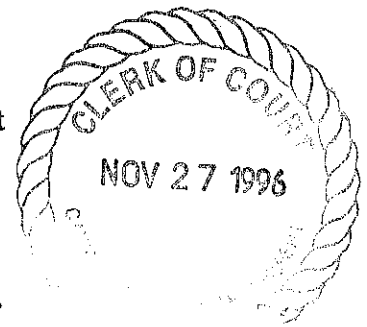
The plaintiff's claim is for:-

1. An order for possession of Parcel 117 Block 49B in North Side
2. Mesne profits at the ^{rate of} \$1,100.00 per month from the 26th day of June, 1996 to the date of possession.
3. Costs
5. Further or other relief as may be seen just to this Honourable Court

Dated this 27th day of November, 1996.



Neville W. Levy & Associates



This Writ was issued by Neville W. Levy & Associates, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is that of the Thompson Building in George Town, Grand Cayman P.O.Box 2178.

STATEMENT OF CLAIM



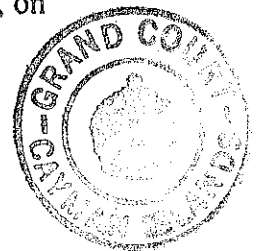
1. The Plaintiff and the defendant are brothers who at one time, lived with their mother, Elvy Chisholm, at her home on Parcel 117 Block 49B in North Side, (the Property) which was **owned by** and **registered** in the **sole** name of Elvy Chisholm.

2. On the 2nd day of October, 1991, Elvy Chisholm **transferred** the property to her son, the plaintiff, in consideration of Natural Love and Affection, but requested that she be permitted to reside on the property until her death on the 9th day of December, 1994.

3. Prior to the transfer, Elvy Chisholm, on numerous occasion told her son, the defendant, to leave the property with his family and find a home of his own but he refused to do so.

4. After the property was transferred and prior to his mother's death, the plaintiff, on numerous occasions told the defendant that the property was his and that he should vacate it but the defendant refused to leave.

5. After the death of his mother, the plaintiff again gave the defendant numerous verbal notice to vacate the property but he still refused and therefore, on the **25th day of June, 1996** he gave him **written notice** to vacate the property within thirty days but he still refused to do so.



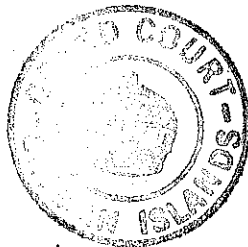
6. As a result, the plaintiff consulted Myers & Alberga, who, on the **30th day of July, 1996**, gave **written notice** to the defendant to vacate the premises within seven days but the defendant still refused to leave.

7. Again, by **written notice**, dated the **29th day of August, 1996**, the plaintiff, through his present Attorney, demanded that the defendant to vacate the premises by the **30th day of September, 1996**; but despite all of that, the defendant has **wrongfully** remained in possession of the said property.

WHEREFORE the plaintiff claims:-

1. An Order for possession of Parcel 117 Block 49B in North Side
2. Mesne Profits in the sum of \$1,100.00 per month from the 26th July, 1996 until the date of possession.
3. Interest
4. Costs
5. Further and other reliefs.

Dated this 27th day of November, 1996



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Neville W. Levy & Associates

A circular stamp with a decorative border. The text inside the stamp reads "CLERK OF COURT" at the top, "NOV 27 1996" in the center, and "GRAND CAYMAN GOVERNMENT" at the bottom.

Filed by Neville W. Levy & Associates, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is that of the said Attorneys at the Thompson Building, P.O.Box 2178, Grand Cayman.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 649/96

BETWEEN: ROLIN ANDREW CHISHOLM PLAINTIFF

AND: OLSEN CHISHOLM DEFENDANT

**ACKNOWLEDGEMENT 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 judgement being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

1. **Olsen Chisholm**
2. State whether the Defendant intends to contest the proceedings. (tick "yes" or "no")
3. State whether the Defendant intends to apply for a stay of execution judgement entered by the Plaintiff. (tick "yes")

Service of the Writ 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 or principal office.

Neville W. Levy & Associates
Thompson Building, George Town.
P.O. Box 2178.

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

