

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 650 of 1996

BETWEEN: HENRY RIVERS PLAINTIFF

AND: SARAH A BANKS, as Administratrix of  
the Estate of Charles Bailey Ebanks,  
Deceased DEFENDANT

WRIT OF SUMMONS

TO: Ms. Sarah A Banks (as Administratrix of the  
Estate of Charles Bailey Ebanks, Deceased)



**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 495 G, George Town, Grand Cayman, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

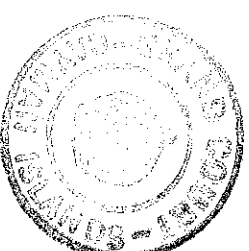
If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and Judgement may be entered against you forthwith without further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

Issued this 28<sup>th</sup> day of November 1996

**NOTE:** This Writ may not be served later than 4 calendar months.

**IMPORTANT**

Directions for Acknowledgement of Service are given with the accompanying form.



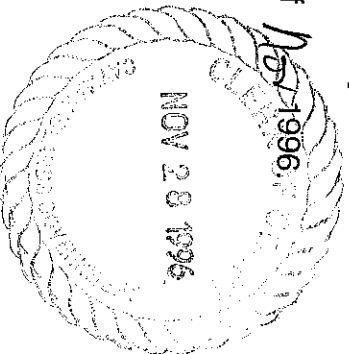
## STATEMENT OF CLAIM

1. The Plaintiff is the lawful cousin of the deceased, Charles Bailey Ebanks and as such he is also a Beneficiary of the Estate of Charles Bailey Ebanks, Deceased.
2. The Defendant is the Administratrix of the Estate of Charles Bailey Ebanks, deceased, having been granted Letters of Administration in his Estate by this Honourable Court on 11th April, 1995. In order to obtain the said Grant of Letters of Administration in the said Estate the Defendant purported to be the lawful cousin / creditor of the deceased.
3. The Plaintiff claims, as a lawful cousin of the Deceased and a beneficiary of the said Estate, which status of the Plaintiff was acknowledged by the Defendant in her application for the said Letters of Administration, an Order that the Grant of Letters of Administration of the estate of the deceased to the Defendant dated 11th April, 1995 (Cause #101 of 1994, Letters of Administration #27 of 1995 be revoked on the basis that the Defendant is not the lawful cousin of the Deceased and as such is not entitled to the said Grant further and in the alternative that he be Granted the said Letters of Administration and substituted as the Administrator of the said Estate.

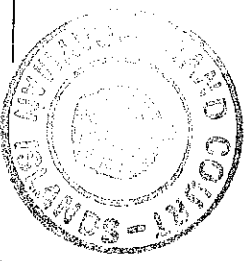
### AND THE PLAINTIFF CLAIMS:

- (a) An Order that the said Grant of Letters of Administration dated 11th April, 1995 be revoked.
- (b) An account in relation to the disposal or otherwise of the assets of the said Estate.
- (c) FURTHER AND IN THE ALTERNATIVE that he be Granted the said Letters of Administration and his name be substituted for that of the Defendant.
- (d) Costs and Attorneys fees
- (e) Costs and Attorneys fees

Dated this 28<sup>th</sup> day of Nov 1996.



*Brooks & Brooks*  
**BROOKS & BROOKS**  
Attorneys At Law for the Plaintiff



**THIS WRIT OF SUMMONS** was filed by Brooks & Brooks Attorneys At Law for and on behalf of the Plaintiff herein whose address for service is that of his said Attorneys At Law 2nd Floor Harbour Centre, P O Box 1355GT GRAND CAYMAN

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**CAUSE NO. 650 of 1996**

**BETWEEN: HENRY RIVERS**

**PLAINTIFF**

**AND: SARAH A BANKS as Administratrix of the  
Estate of Charles Bailey Ebanks, Deceased 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. 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

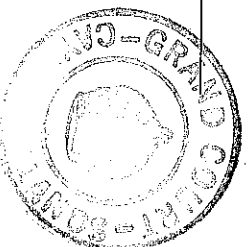
If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgement entered by the Plaintiff( Please tick box)

Yes

No

Service of Writ is acknowledged accordingly

Signed \_\_\_\_\_



Please complete overleaf

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

Brooks & Brooks  
Attorneys At Law  
P O box 1355 GT  
GRAND CAYMAN

(2nd Floor Harbour Centre)

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

