

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. *0211* OF 2008

BETWEEN:

- (1) PARADIGM WINE SERVICES LIMITED (in Dissolution) (A company incorporated in Nevis)
- (2) PARADIGM HOLDINGS LIMITED (in Liquidation) (A company incorporated in the Cayman Islands)
- (3) ARCHITECTS OF WINE (U.K.) LIMITED (formerly THE WINE CORPORATION LIMITED) (A company incorporated in the United Kingdom)
- (4) ARCHITECTS OF WINE LIMITED (in Liquidation) (A company incorporated in the Cayman Islands)
- (5) WORLDWIDE WINE LIMITED (in Liquidation) (A company incorporated in the Cayman Islands)
- (6) A. V. E. NORTH AMERICA LIMITED (in Liquidation) (A company incorporated in the Cayman Islands)
- (7) A. V. E. INTERNATIONAL LIMITED (in Liquidation) (A company incorporated in the Cayman Islands)

PLAINTIFFS

AND

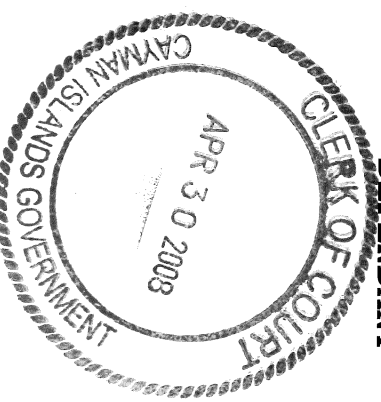
COUDERT BROTHERS (A Firm)

DEFENDANT



WRIT OF SUMMONS

TO: COUDERT BROTHERS (A Firm)
60 Cannon Street
London
EC4N 6JP
United Kingdom



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

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

Issued this 29th day of April 2008.

NOTE – This Writ may not be served later than 4 calendar months (or, if leave is required to effect service out of 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.

BRIEF DETAILS OF CLAIM

1. The First Plaintiff is a company incorporated in Nevis which was placed in dissolution on 1 April 2008. The Trustee in Dissolution is Christopher Dorrien Johnson of Chris Johnson Associates Ltd, PO Box 2499, Elizabethan Square, Shedden Road, Grand Cayman, KY1-1104, Cayman Islands.
2. The Second Plaintiff is a company incorporated in the Cayman Islands which was placed in official liquidation on 9 August 2005. Christopher Dorrien Johnson and Russell Smith of Chris Johnson Associates Ltd were appointed Joint Official Liquidators of the Second Plaintiff on 9 August 2005.
3. The Third Plaintiff is a company incorporated in the United Kingdom. Its registered office is at 39 Brown Street, Salisbury, Wiltshire, SP1 2AS.
4. The Fourth Plaintiff is a company incorporated in the Cayman Islands which was placed in voluntary liquidation pursuant to a resolution of its sole shareholder on 13 October 2004 at which point Christopher Dorrien

Johnson was appointed Liquidator. By Order of the Grand Court dated 9 November 2005, the voluntary liquidation of the Fourth Plaintiff was ordered to be continued as a voluntary liquidation subject to the supervision of the Grand Court pursuant to section 150 of the Companies Law (2004 Revision) and Christopher Dorrien Johnson and Russell Smith of Chris Johnson Associates Ltd were ordered to continue as Joint Liquidators.

5. The Fifth Plaintiff is a company incorporated in the Cayman Islands which was placed in voluntary liquidation pursuant to a resolution of its sole shareholder on 15 August 2005 at which point Christopher Dorrien Johnson and Russell Smith were appointed Joint Liquidators. By Order of the Grand Court dated 9 November 2005, the voluntary liquidation of the Fifth Plaintiff was ordered to be continued as a voluntary liquidation subject to the supervision of the Grand Court pursuant to section 150 of the Companies Law (2004 Revision) and Christopher Dorrien Johnson and Russell Smith of Chris Johnson Associates Ltd were ordered to continue as Joint Liquidators.

6. The Sixth Plaintiff is a company incorporated in the Cayman Islands which was placed in voluntary liquidation pursuant to a resolution of its sole shareholder on 13 September 2005 at which point Christopher Dorrien Johnson and Russell Smith were appointed Joint Liquidators. By Order of the Grand Court dated 9 November 2005, the voluntary liquidation of the Sixth Plaintiff was ordered to be continued as a voluntary liquidation subject to the supervision of the Grand Court pursuant to section 150 of the Companies Law (2004 Revision) and Christopher Dorrien Johnson and Russell Smith of Chris Johnson Associates Ltd were ordered to continue as Joint Liquidators.

7. The Seventh Plaintiff is a company incorporated in the Cayman Islands which was placed in voluntary liquidation pursuant to a resolution of its sole shareholder on 13 October 2004 at which point Christopher Dorrien Johnson was appointed Liquidator. By Order of the Grand Court dated 9 November 2005, the voluntary liquidation of the Seventh Plaintiff was ordered to be continued as a voluntary liquidation subject to the

- supervision of the Grand Court pursuant to section 150 of the Companies Law (2004 Revision) and Christopher Dorrien Johnson and Russell Smith of Chris Johnson Associates Ltd were ordered to continue as Joint Liquidators.
8. The Plaintiffs, jointly and/or severally, retained the Defendant to provide legal advice and/or services from in or around 2002 onwards.
 9. The Plaintiffs claim damages for breach of contract and/or negligence arising as a result of the Defendant's breaches and/or negligence in the provision of that legal advice and/or those services.

AND THE PLAINTIFFS claim:

- (1) Damages in an unliquidated amount for breach of contract and/or negligence
- (2) Interest pursuant to s.34 of The Judicature Law (2004 Revision)
- (3) All necessary consequential orders, accounts and inquiries
- (4) Costs
- (5) Further or other relief

STATEMENT OF CLAIM to follow

Samson & McGrath

Samson & McGrath

Attorneys-at-Law for the Plaintiffs

THIS WRIT was issued by Samson & McGrath, Third Floor, Genesis Building, George Town, Grand Cayman, P. O. Box 446 Gf KY1-1106, Cayman Islands, British West Indies.

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 Plaintiffs (or on the Plaintiffs if acting in person).

3. A Statement of Claim is endorsed 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 Defendant fails to serve his defence within the appropriate time, the Plaintiffs 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 instalments or otherwise.

See over for notes for guidance

Please complete overleaf

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 a ()" 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 its 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.

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incorporated in the Cayman Islands)**

PLAINTIFFS

AND

COUDERT BROTHERS (A Firm)

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 Delay may result in judgment being
directions and notes for guidance entered against a Defendant whereby
carefully before completing this form. he may have to pay the costs of
If any information required is omitted applying to set it aside.
or given wrongly, THIS FORM MAY

HAVE TO BE RETURNED.

1. State the full name of the Defendant(s) by whom or on whose behalf the service of the Writ of Summons is being acknowledged.

2. State whether the Defendant intends to contest the proceedings (*tick where appropriate*)
 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 Plaintiffs (*tick box*)
 yes no

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 box number and the physical address of his residence or, if the 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 principal office.

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

Samson & McGrath
Third Floor
Genesis Building
George Town
Grand Cayman
P.O. Box 446 GT KY1-1106
Cayman Islands

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