

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. GO 513 OF 2008

BETWEEN:

(1) MR. MUNIB MASRI

(2) MR LEE MANNING

(AS RECEIVER OF CONSOLIDATED CONTRACTORS INTERNATIONAL COMPANY SAL)

Plaintiffs

AND:

CONSOLIDATED CONTRACTORS INTERNATIONAL COMPANY SAL

Defendant

AMENDED

ORIGINATING

SUMMONS

(Amended pursuant to an Order of Mr Justice

Foster dated 18 November 2008)

LET THE DEFENDANT Consolidated Contractors International Company SAL of Polis Center, 62B Kifissias Avenue, Amaroussion 15125, Athens, Greece attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the day of 2008 at or as soon thereafter as Counsel may be heard, on the hearing of an application by Mr. Munib Masri whose address for service is 1 Cayman Financial Centre, 36A, Dr. Roy's Drive, PO Box 2510GT, Grand Cayman, Cayman Islands (the "**First Plaintiff**") for the following Orders:-

1. that Mr. Lee Manning of Stonecutter Court, 1 Stonecutter Street, London, EC4A 4TR, the United Kingdom, the Receiver of the Defendant as appointed pursuant to an Order of the High Court of England and Wales dated 21 October 2008 (the "**Court Order**") as annexed to this Originating Summons, be recognized within the Cayman Islands upon the coming into effect of the Court Order at 4pm GMT on 5 November 2008 and on the same terms and conditions as the Court Order and subject to the same Undertakings as set out therein, subject to paragraph (2) hereof;

2. that, subject to further Order of this Court, any sums payable to the Receiver pursuant to this Order be paid into either the Cayman Islands Court or to a bank account in the Cayman Islands in the name of the Receiver as approved by this Court and;
3. such further Order, Direction and/or other Relief as Counsel may advise and that this Honourable Court may deem just and appropriate; and
4. the costs of this application be paid by the Defendant to the First Plaintiff on an indemnity basis.

AND LET THE DEFENDANT within 14 days after service of this Originating Summons on it, counting the day of service, or not later than the next day but one before the date fixed above for the hearing of this Summons, whichever shall be the sooner, return the accompanying Acknowledgment of Service to the Courts Office, PO Box 495, George Town, Grand Cayman, Cayman Islands KY1-1106.

Dated this ~~31st day of October 2008~~ 8th day of December 2008



Stuarts Walker Hersant

Attorneys-at-Law for the First Plaintiff

NOTES:

1. This Summons 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 above date unless renewed by Order of the Court.
2. If a Defendant does not attend personally or by his attorney at the time and place above-mentioned such Order will be made as the Court may think just and expedient.

IMPORTANT

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

This **Amended Originating Summons** is filed by Stuarts Walker Hersant, the Attorneys-at-Law for the First Plaintiff, whose address for service is that of its said Attorneys, namely Fourth Floor, 1 Cayman Financial Centre, 36a Dr. Roy's Drive, PO Box 2510GT, Grand Cayman, Cayman Islands. Ref: **RTWA/AA/2970**

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS**

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 495GT, George Town, Grand Cayman.

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. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. 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.
4. 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 Originating Summons)".
5. 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.
6. 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 (.....)" after his name.
7. 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.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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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.

-
1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.
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2. State whether the Defendant intends to contest or otherwise participate in the proceedings (tick appropriate box)

<input type="checkbox"/> yes	<input type="checkbox"/> no
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Service of the Originating Summons 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 principal office.

Please complete overleaf

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

Richard Annette
STUARTS WALKER HERSANT
Cayman Financial Centre
36A Dr. Roy's Drive
P.O. Box 2510
Grand Cayman
Cayman Islands
KY1-1104
Ref: RTWA/2970

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

