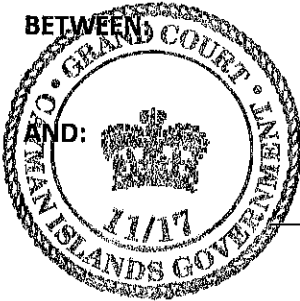


IN THE GRAND COURT OF THE CAYMAN ISLANDS
CIVIL DIVISION

BETWEEN:



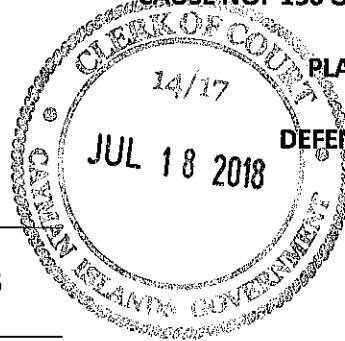
SOLOMON HARRIS

RANDALL DILLARD

CAUSE NO: 136 OF 2018

PLAINTIFF

DEFENDANT



AMENDED WRIT OF SUMMONS

TO: Randall Wayne Dillard of 23 Great Pulteney Street, London W1F 9NH, United Kingdom

THIS AMENDED 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 28 days after the service of this **Amended** Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495, 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 the 12 day of July 2018.~~

Issued this the 18 day of July 2018

NOTE – This **Amended** 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 Acknowledgment of Service are given with the accompanying form.

STATEMENT OF CLAIM

1. The Plaintiff is a law firm providing legal services at 3rd Floor, First Caribbean House, P.O. Box 1990, Grand Cayman KY1-1104, Cayman Islands.
2. By a retainer in writing dated 21 December 2015 ("**Retainer**") the Defendant engaged the Plaintiff to provide legal advice and representation for him in relation to proceedings brought against him by Liongate SPC issued in the Grand Court of the Cayman Islands, Cause No. FSD 206 of 2015.
3. It is an express term of the Terms of Engagement, attached to the Retainer, that the Defendant is liable to pay interest at the rate of 4 percent per annum above U.S. prime on any outstanding balance of bills rendered, not being settled within 14 days of the invoice being rendered.
4. As of the date of this **Amended** Writ, the Defendant is indebted to the Plaintiff for fees and disbursements totaling US\$~~69,876.01~~**69,001.68**, full particulars of which has been provided to the Defendant.
5. The Plaintiff claims interest on all outstanding bills, from the date the bill was rendered as follows:

Invoice No.	Date	Balance Outstanding	Interest	Total	Daily rate of Interest
36957	31 Jan 2016	5,632.08 4,754.45	7.75%	1,051.15 887.36	1.20 1.01
37193	29 Feb 2016	5,313.00	7.75%	957.76	1.13
37199	29 Feb 2016	21,059.00	7.75%	3,795.03	4.47
40017	16 Jan 2017	7,860.00	7.75%	889.53	1.67
40019	16 Jan 2017	30,011.93	7.75%	3,396.49	6.37
	TOTAL	69,876.01 69,001.68		10,089.96 9,926.53	
	BALANCE DUE				79,965.97 78,928.21

AND THE PLAINTIFF CLAIMS AGAINST THE DEFENDANT:

1. US\$~~69,876.01~~ **69,001.68**;
2. Interest as set out in paragraph 5 above;
3. Interest pursuant to the Judgment Debt (Rates of Interest Rules) (2012 Revision) accruing after the date of this Writ at a daily rate of US\$~~5.2116~~ **5.2116**;
4. Costs; and

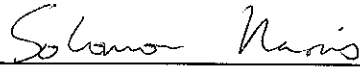
00911893-1

THIS AMENDED WRIT OF SUMMONS AND STATEMENT OF CLAIM is ISSUED by SOLOMON HARRIS of Unit 3211, 32 Market Street, Camana Bay, P.O. Box 1990, Grand Cayman, KY1-1104, Cayman Islands, Attorneys-at-law for and on behalf of the Plaintiff whose address for service is that of its said Attorneys-at-law.

5. Such further relief as this Honourable Court deems appropriate.

~~DATED this 12th day of July 2018~~

DATED this 18th day of July 2018



SOLOMON HARRIS

ATTORNEYS-AT-LAW FOR THE PLAINTIFF

TO: The Clerk of the Court

INDORSEMENT

If, within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed of US\$~~79,965.97~~ **78,928.21** and costs, further proceedings will be stayed. The money must be paid to the Plaintiff.

00911893-1

THIS AMENDED WRIT OF SUMMONS AND STATEMENT OF CLAIM is ISSUED by **SOLOMON HARRIS** of Unit 3211, 32 Market Street, Camana Bay, P.O. Box 1990, Grand Cayman, KY1-1104, Cayman Islands, Attorneys-at-law for and on behalf of the Plaintiff whose address for service is that of its said Attorneys-at-law.

Acknowledgement of service of writ of summons (0.12, r.3)

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, Cayman Islands.

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

If a Statement of Claim is indorsed 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 Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his Defence within the appropriate time, the Plaintiff 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.

00911893-1

THIS AMENDED WRIT OF SUMMONS AND STATEMENT OF CLAIM is ISSUED by SOLOMON HARRIS of Unit 3211, 32 Market Street, Camana Bay, P.O. Box 1990, Grand Cayman, KY1-1104, Cayman Islands, Attorneys-at-law for and on behalf of the Plaintiff whose address for service is that of its said Attorneys-at-law.

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 28 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 **Amended** 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 (.....)" 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.

00911893-1

THIS AMENDED WRIT OF SUMMONS AND STATEMENT OF CLAIM is ISSUED by SOLOMON HARRIS of Unit 3211, 32 Market Street, Camana Bay, P.O. Box 1990, Grand Cayman, KY1-1104, Cayman Islands, Attorneys-at-law for and on behalf of the Plaintiff whose address for service is that of its said Attorneys-at-law.

IN THE GRAND COURT OF THE CAYMAN ISLANDS
CIVIL DIVISION
BETWEEN:

CAUSE NO: OF 2018

SOLOMON HARRIS

PLAINTIFF

AND:

RANDALL DILLARD

DEFENDANT

**ACKNOWLEDGMENT OF
SERVICE OF AMENDED 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 **Amended** 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 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 NO

Service of the **Amended** Writ is acknowledged accordingly

(Signed).....
Attorney for

Please complete overleaf

00911893-1

THIS **AMENDED** WRIT OF SUMMONS AND STATEMENT OF CLAIM is ISSUED by SOLOMON HARRIS of Unit 3211, 32 Market Street, Camana Bay, P.O. Box 1990, Grand Cayman, KY1-1104, Cayman Islands, Attorneys-at-law for and on behalf of the Plaintiff whose address for service is that of its said Attorneys-at-law.

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.

SOLOMON HARRIS
Unit 3211, 32 Market Street
Camana Bay
P.O. Box 1990,
Grand Cayman KY1-1104,
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.