

"DL-2"

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28 August 2013

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Amicus Law Chambers
Suite 206, 54 Reid Street
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Matter No.:336873
Doc Ref: CRL/1051261.1
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Dear Sirs

**Re: Dilton Lightbourne and Others v The Trustees of the James Richardson Trust
Supreme Court of Bermuda, Civil Jurisdiction, 2010: No. 392**

We write further to your letter dated 16 July 2013.

We note it is your position that the 1932 judgment in the matter of Catherine D Williams was for declaratory relief and therefore the limitation period for enforcement has not expired. The Newfoundland case law you have provided is not on point. It does not relate to a historical judgment being held as enforceable after the limitation period for enforcing a judgment has expired (which seems to be the point you wish to make). Rather it relates to new proceedings for declaratory relief not being held to be time barred.

We refer to the 1970 memorandum of Mr Bernard Gosling and agree with your assertion that it evidences that Ms Williams took possession of the land. As such, there is no basis upon which your client's could claim against the Trustees as such land has already been carved out of the Trust.

In light of the above, we trust this will bring this matter to a close.

If, despite the clear position as outlined above, your client remains of the view that your client's claim should be amended, then we note that such amendment will require leave of the court.

Yours faithfully,
Conyers Dill & Pearman Limited

Conyers Dill & Pearman
Stephanie Hanson
Associate

