

20127 of 2004

REDACTE
 v (REDA & ORS

HEADS OF AGREEMENT

The plaintiffs and the second and third defendants agree to settle the proceedings on the following terms:

- 1 The second defendant shall pay the plaintiffs the total sum of \$545,000 inclusive of costs ("the monies").
- 2 The second defendant shall pay the first plaintiff \$445,000 inclusive of costs, the second plaintiff \$50,000 inclusive of costs and the third plaintiff \$50,000 inclusive of costs.
- 3 The second defendant will cause the Chancellor of the Archdiocese to offer an apology in writing to each of the plaintiffs for the conduct of the first defendant, acknowledging the gross breach of trust and the harm caused to the plaintiffs, as discussed with the legal representatives of the parties.
- 4 Within twenty-eight (28) days the second defendant will pay 90% of the monies to the plaintiffs and 10% to the Health Insurance Commission unless the plaintiffs submit a valid notice of charge within that period in which case the second defendant will pay the amount specified in the notice and the balance to the plaintiffs in accordance with paragraph 2 of these terms.
- 5 The plaintiffs agree to discontinue the proceedings against all defendants within fourteen (14) days of receipt of the monies subject to the first defendant agreeing to the discontinuance with no order as to his costs.
- 6 The plaintiffs and the second and third defendants will enter into a deed of release in terms that incorporate these heads of agreement and release the defendants from any claim by the plaintiffs for damages arising out of the facts giving rise to these proceedings.

01 November 2006

ANNA KATZMANN S.C.

Counsel for the plaintiffs

STEPHEN RUSHTON S.C.

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