

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**



CAUSE NO. 43 OF 1997

**BETWEEN: THE ADMINISTRATOR GENERAL OF JAMAICA  
ADMINISTRATOR OF THE ESTATE OF IMOLENE  
JOHNSON a.k.a IMOLENE BRENDA JOHNSON**

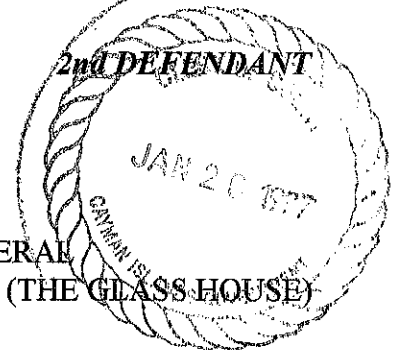
**PLAINTIFF**

**AND: JAMES ENNIS McLAUGHLIN**

**1st DEFENDANT**

**AND THE ATTORNEY-GENERAL**

**2nd DEFENDANT**



**WRIT OF SUMMONS**

TO: JAMES ENNIS McLAUGHLIN  
GUN BAY  
EAST END  
GRAND CAYMAN

THE ATTORNEY-GENERAL  
GOVT. ADMIN. BLDG. (THE GLASS HOUSE)  
GEORGE TOWN  
GRAND CAYMAN

***THIS 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 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 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 20<sup>th</sup> day of January 1997.

**NOTE** - This 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.

**INDORSEMENT**



The Plaintiff claims as Administrator of the Estate of Imolene Johnson, also known as Imolene Brenda Johnson, deceased for:-

- a) damages under the Law of Torts Reform Law (R) 1977 for the benefit of the dependants of the deceased, and;
- b) damages under the Estates Proceedings Law 1974 for the benefit of the deceased's estate; arising out of the death of the deceased on or about the 26th day of January 1995 by reason of:-
  - i) the breach of statutory duty and/or negligence of the Defendant at Church Avenue, in the vicinity of the East End Medical Centre, East End, Grand Cayman, Cayman Islands, British West Indies on or about the 26th day of January 1995; and/or
  - ii) the breach of statutory duty and/or negligence of the servants and/or agents of the Crown at the George Town Hospital, George Town, Grand Cayman on or about the 26th day of January 1995 in the failure of the said servants and/or agents of the Crown to use reasonable care and skill in the management and/or treatment of the deceased and/or injuries to the deceased;

In consequence of which the deceased died on or about the 26th day of January 1995.

This action as against the Second Named Defendant is brought by virtue of the provisions of the Crown Proceedings Law (R).

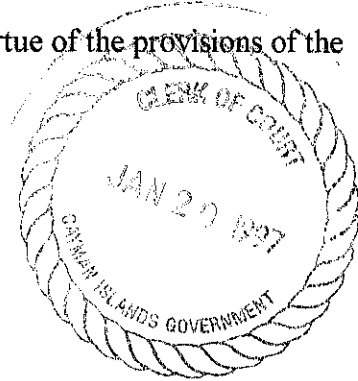
**AND THE PLAINTIFF** claims:

- 1. Damages;
- 2. Interest as per the applicable Statutory rate;
- 3. Costs.

Dated this *27<sup>th</sup>* day of *January* 199*7*

*L. A. Samson & Co.*

L. A. Samson & Co.  
Attorneys-at-Law for the Plaintiff



THIS WRIT was issued by L. A. Samson & Co., Attorneys-at-Law, for and on behalf of the Plaintiff, whose address for service is that of the said Attorneys-at-Law, Suite D1 Cayman Business Park, Thomas Russell Way, George Town, Grand Cayman.



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ADMINISTRATOR OF THE ESTATE OF IMOLENE
JOHNSON a.k.a IMOLENE BRENDA JOHNSON PLAINTIFF

AND: JAMES ENNIS McLAUGHLIN 1st DEFENDANT
AND THE ATTORNEY-GENERAL 2nd 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
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 Writ is being acknowledged.
2. State whether the Defendant intends to contest the proceedings (tick the appropriate box)
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)

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 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.*

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