

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. <sup>78</sup> OF 2010

BETWEEN: LAMOUR TUCKER PLAINTIFF

AND: LEONIE DALEY FIRST DEFENDANT

AND: THE REGISTRAR OF LANDS SECOND DEFENDANT

**WRIT OF SUMMONS**

TO: Leonie Daley  
George Town  
Grand Cayman /  
264 Corson Avenue  
Staten Island, N.Y.  
10301, U.S.A.

AND TO: The Registrar of Lands  
British American Building,  
Cayman Islands Government

**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 of Summons on you, counting the day of service, you must either satisfy the claim or return to the Courts Office, P.O. Box 495, George Town,

Grand Cayman KY1-1106, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement 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 21<sup>st</sup> day of January 2010.

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's claim is for an Order declaring the execution of the transfer of the Property (land and dwelling premises) identified in the Land Register as Registration Section George Town Central Block 14BG Parcel 87 (the "Property") from Herman Tucker as sole proprietor to the joint names of Herman Tucker and the First Defendant as joint proprietors void and for an Order directing the Second Defendant to take the necessary steps to restore the Property to the sole name of Herman Tucker.

The Plaintiff also claims entitlement to such injunctive relief as are required to prevent any dealing with the Property by the First Defendant and to such further legal and equitable relief to which she is entitled



**CHARLES ADAMS, RITCHIE & DUCKWORTH**  
**ATTORNEYS-AT-LAW FOR THE PLAINTIFF**

This Writ has been issued by Charles Adams, Ritchie & Duckworth, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is P.O. Box 709 G.T., Zephyr House, 122 Mary Street, George Town, Grand Cayman, Cayman Islands KY1-1107.

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LAMOUR TUCKER

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AND:

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FIRST DEFENDANT

AND:

THE REGISTRAR OF LANDS

SECOND DEFENDANT

**ACKNOWLEDGMENT OF SERVICE**

**OF WRIT OF SUMMONS**

Important. Read the accompanying direction 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.

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1. State the full name of the Defendant by whom or on whose behalf the service of the Writ is being acknowledged.

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2. State whether the Defendant intends to contest the proceedings (tick appropriate box).

Yes  No

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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

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Service of the Writ is acknowledged accordingly

(Signed) .....

[Attorney] for

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 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.

Charles Adams, Ritchie & Duckworth  
P.O. Box 709 G.T.  
122 Mary Street, Zephyr House  
George Town  
Grand Cayman  
Cayman Islands KY1-1107

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

Filed by Charles Adams, Ritchie & Duckworth, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is that of its said Attorneys-at-Law, P.O. Box 709 G.T., Zephyr House, 122 Mary Street, George Town, Grand Cayman, Cayman Islands KY1-1107.

## Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement of Service and return it to the Courts Office.
2. 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.
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 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 steps 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.