

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

**CAUSE NO. 51 OF 1997**

**BETWEEN:** (1) GENE MCDOWELL  
(2) LINDA MCDOWELL **PLAINTIFFS**

**AND:** (1) KIRBY POWELL  
(2) PAM POWELL **DEFENDANTS**

**WRIT OF SUMMONS**

TO: KIRBY POWELL and PAM POWELL  
P.O. Box 30670 S.M.B., 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 entered against you forthwith without further notice.

Issued this 28<sup>th</sup> day of January 1997.

NOTE - This Writ may not be served later than 6 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

The Plaintiffs' claim is for the return of a deposit of CI\$5,000.00 paid to the first and second Plaintiffs pursuant to an Agreement of Rental dated 1<sup>st</sup> March 1996 which deposit was assigned or transferred to the third Defendant pursuant to a contract of sale of the Demised Premises.

### PARTICULARS

Return of Deposit	CI\$ 5,000.00
Interest pursuant to the Judicature Law (1995 Revision)	CI\$ 101.00
Fixed costs pursuant to Order 62, rule 1	<u>CI\$ 350.00</u>
TOTAL:	<u>CI\$ 5,451.00</u>

AND the Plaintiff claims further interest on the said sum as aforesaid from the date hereof until Judgment or pursuant to the Judicature Law (1995 Revision) at the rate of CI\$1.14 per day.

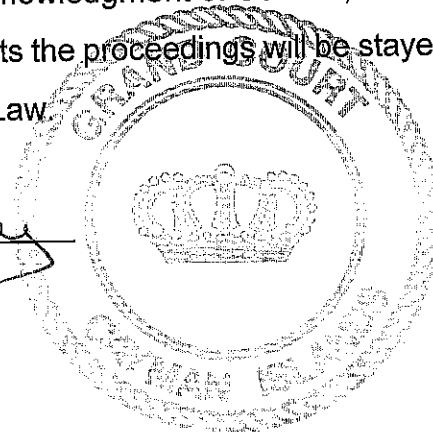
JAN 28 1997

If, within the time for returning the Acknowledgment of Service, the Defendants pays the amount claimed and CI\$500.00 for costs the proceedings will be stayed. The money must be paid to the Plaintiffs' Attorneys-at-Law.

  
TRUMAN BODDEN & COMPANY

Attorneys-at-Law

for and on behalf of the Plaintiff



**THIS WRIT** was issued by Truman Bodden & Company, Attorneys-at-Law whose address for service is Anderson Square, P.O. Box 866, George Town, Grand Cayman, Cayman Islands, B.W.I.