

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

**CAUSE NO: 213 of 2010**

**BETWEEN: CAMPBELLS**

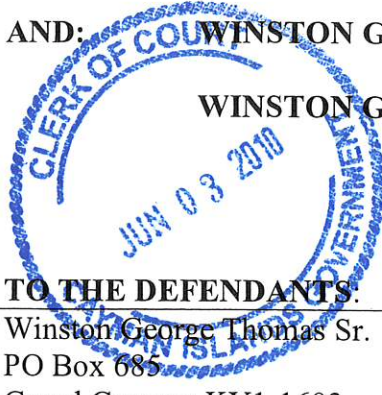
**PLAINTIFF**

**AND: WINSTON GEORGE THOMAS SR**

**FIRST DEFENDANT**

**WINSTON GEORGE THOMAS JR.**

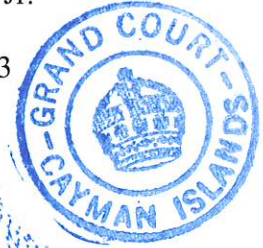
**SECOND DEFENDANT**



**WRIT OF SUMMONS**

**TO THE DEFENDANTS:**

Winston George Thomas Sr. PO Box 685 Grand Cayman KY1-1603 Cayman Islands	Winston George Thomas Jr. PO Box 685 Grand Cayman KY1-1603 Cayman Islands
40 Lakeland Villas Old Prospect Drive George Town Grand Cayman	40 Lakeland Villas Old Prospect Drive 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 495, 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 to 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 3rd day of June 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.

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STATEMENT OF CLAIM

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1. The Plaintiff is a law firm providing legal services to the public.
2. At all material times the Defendants were clients of the Plaintiff.
3. At the request of the Defendants, the Plaintiff provided legal services to the Defendants.
4. The Plaintiff rendered an account for legal services provided in the amount of US\$15,462.61 on or before 30<sup>th</sup> March 2009, an account for further legal services provided in the amount of US\$8,839.52 on 8<sup>th</sup> April 2009, an account for further legal services provided in the amount of US\$9,907.31 on 22<sup>nd</sup> July 2009 and an account for legal services provided in the amount of US\$281.88 on 16<sup>th</sup> November 2009, giving a total of US\$34,491.32.
5. The Defendants made three payments of US\$1,641.60, US\$84.34 and US\$243.90 on 29<sup>th</sup> January 2009, 24<sup>th</sup> March 2009 and 5<sup>th</sup> May 2009 respectively.
6. The amount of US\$32,521.48 remains payable by the Defendants to the Plaintiff for legal services provided.

PARTICULARS OF ACCOUNTS RENDERED AND PAID

<u>Date</u>	<u>Description</u>	<u>Amount</u>	<u>Balance</u>	<u>Days Outstanding</u>	<u>Daily Interest</u>	<u>Interest Sub Total</u>
28/11/2008	Invoice no. 78566	US\$15,462.61	US\$15,462.61	61	US\$2.12	US\$129.21
29/01/2009	Part Payment no.78566	(US\$1,641.60)	US\$13,821.01	55	US\$1.89	US\$104.13
24/03/2009	Part Payment no. 78566	(US\$84.34)	US\$13,736.67	41	US\$1.88	US\$77.15
31/03/2009	Invoice no.79603	US\$8,839.52	US\$22,576.19	423	US\$3.09	US\$1,308.18
05/05/2009	Part Payment no. 78566	(US\$243.90)	US\$22,332.29	388	US\$3.06	US\$1,186.98
10/07/2009	Invoice # 80784	US\$9,907.31	US\$32,239.60	323	US\$4.42	US\$1,426.49
29/10/2009	Invoice # 81897	US\$281.88	US\$32,521.48	214	US\$4.45	US\$953.37
<b><u>AMOUNT OUTSTANDING</u></b>			<b>US\$32,521.48</b>			
<b><u>Total Interest due as at the date of this Writ</u></b>						<b>US\$5,185.51</b>

7. The Plaintiff has made formal written demand for payment of all sums due on 27<sup>th</sup> November 2009. Despite demand the Defendants have failed to pay the amount due to the Plaintiff.
8. The Plaintiff therefore claims the sum of US\$32,521.48 in payment of the account rendered plus interest in the sum of US\$5,185.51 up to the date of this Writ and accruing thereafter at a daily rate of US\$4.46 pursuant to Section 34(1) of the Judicature Law (2007 Revision).

AND THE PLAINTIFF CLAIMS:

1. Judgment in the sum of US\$32,521.48;
2. Interest in the sum of US\$5,185.51 up to the date of this Writ and accruing thereafter a daily rate of US\$4.46 pursuant to Section 34(1) of the Judicature Law (2007 Revision);
3. Costs; and
4. Such further and/or relief as this honourable Court deems appropriate.

If within the time for returning the acknowledgment of service the Defendants pays the total amount claimed of US\$32,521.48, plus interest and costs, further proceedings will be stayed. The funds must be paid to the Plaintiff.

  
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CAMPBELLS