

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

**CAUSE NO: 446 OF 2011**

**BETWEEN:**

**MS. SAMARA MARIA**

**AND**

**CAMPBELLS CORPORATE SERVICES LIMITED**



**Plaintiff**

**Defendant**

**WRIT OF SUMMONS**



**TO:**

Campbells Corporate Services Limited  
4th Floor, Scotia Centre  
P.O. Box 884, George Town,  
Grand Cayman, Cayman Islands

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, Grand Cayman, KY1-1106, Cayman Islands, 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 on \_\_\_\_\_ day of November 2011

**IMPORTANT**

Directions for Acknowledgement of Service are given with the accompanying form.

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**STATEMENT OF CLAIM**

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1. An employment contract was executed between the Plaintiff and the Defendant commencing employment on or about May 2010 as a Corporate Administrator.
2. The Plaintiff was employed for the period of 10 months concluding on March 25, 2011.
3. During employment on repeated occasions the Plaintiff queried in respects to her Health Insurance coverage with no concrete response from the Defendant, which eventually lead to the Plaintiff accumulating "out of pocket" medical expenses.
4. The Defendant made deductions from the Plaintiff monthly salary on numerous of occasions for Health Insurance coverage; although the Plaintiff was never insured pursuant to the Health Insurance Law (2005 Revision).
5. After being employed for 10 months the Plaintiff once again queried her Health Insurance coverage with the Defendant, when at that time she was asked to sign an employment termination letter.
6. The Defendant is in breach pursuant to The Health Insurance Law (2005 Revision) (5), having no Health Insurance coverage for the Plaintiff and her two dependants.
7. The Defendant is in breach pursuant to The Health Insurance Law (2005 Revision) (9), having unlawful deductions taken from the Plaintiff's monthly salary.
8. Pursuant to The Health Insurance Law (2005 Revision) (12) (1) (a) (b), and the neglect of the Defendant failure to comply, the Plaintiff is entitled to recovery of damages from employer in default.
9. As a result of the above, the Plaintiff is entitled to the relief claimed in this proceeding.

**AND THE PLAINTIFF** claims:

- a) Suing for the total sum of CI\$20,000.00 compensation for pain and suffering due to illness
- b) Re-imburements for medical expenses for herself and her two dependants
- c) Such further and other relief as this Court may deem just



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**SAMARA MARIA**

15 NOVEMBER 2011

**Notes on Address for Service:**

Attorney: Where the Defendant is represented by an attorney, state the attorney's place 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 communication for him should be sent. In the case of a limited company, "residence" means its registered office or principal office.

Endorsement by Plaintiff attorney (or by Plaintiff if suing in person) of his name, address and reference, if any, in the box below.

**SAMARA MARIA**  
**P.O. Box 31843**  
**Grand Cayman, Cayman Islands KY1-1207**  
**Email: [empressbarcelona@hotmail.com](mailto:empressbarcelona@hotmail.com)**

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

[Empty box for Defendant's attorney endorsement]

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MS. SAMARA MARIA

Plaintiff

AND

CAMPBELLS CORPORATE SERVICES LIMITED

Defendant

ACKNOWLEDGEMENT OF SERVICE OF WRIT OF SUMMONS

**Important.** 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 appropriate box*)

yes

no

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

no

Service of the Writ is acknowledged accordingly

(Signed) .....

(Name) .....

Address for service: **4th Floor, Scotia Centre  
P.O. Box 884, George Town  
Grand Cayman, Cayman Islands**