

IN THE GRAND COURT OF THE CAYMAN ISLANDS
CIVIL DIVISION

454
CAUSE NO: OF 2011
LACV0206 of 2011

In the Matter of Grand Court Rule, Order 55 rule 1 and the Immigration Law Section 17 (2)

And in the Matter of The Appeal of Gloria Merlena Thomas under the Immigration Law (2010 Revision)

BETWEEN: GLORIA MERLENA THOMAS PLAINTIFF

AND: THE IMMIGRATION APPEALS TRIBUNAL DEFENDANT

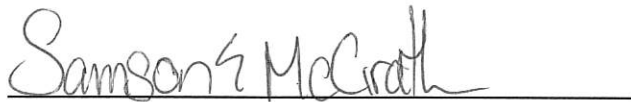


ORIGINATING SUMMONS

LET THE DEFENDANT of the Government Legal Department, DMS House, 20 Genesis Close, George Town, Grand Cayman attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the day of 2011, at o'clock on the hearing of an application by the Plaintiff of 57 Diaz Lane, George Town, Grand Cayman that she be granted an extension of time pursuant to GCR O.3 R.5 to file an Appeal pursuant to GCR O.55 R.4 (2) against a decision by the defendant Tribunal dismissing the Plaintiff's appeal regarding the grant of Permanent Residence.

AND LET THE DEFENDANT within 14 days after service of this summons on him counting the day of service, return the accompanying Acknowledgment of Service to the Courts office.

Dated the 21 day of November 2011.



Samson & McGrath
Attorneys-at-law for the Plaintiff

NOTES:-

- (1) This Summons 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 above date unless renewed by order of the Court.
- (2) If a defendant does not attend personally or by his attorney at the time and place above-mentioned such order will be made as the Court may think just and expedient.

IMPORTANT

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

This Originating Summons was issued by Samson & McGrath attorneys-at-law for the Plaintiff, whose address for service is that of 5th Floor Genesis Building, PO Box 446, Grand Cayman KY1 – 1106, Cayman Islands

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS

The accompanying form of Acknowledgment of Service should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, George Town, Grand Cayman.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. 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.
4. 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 Originating Summons)".
5. 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.
6. 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.
7. 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 step in the proceedings without an Attorney acting on its behalf.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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 principal office.

Please complete overleaf

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

Samson & McGrath
Attorneys-at-law
5th Floor Genesis Building
PO Box 446
Grand Cayman KY1-1106

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

