

IN THE GRAND COURT AT GEORGE TOWN

CAUSE NO. 350 OF 1995
LEGAL AID NO. 106 OF 1994

BETWEEN: LUCY HENNINGS PLAINTIFF
AND: AZZIP LTD DEFENDANT
trading as PIZZA HUT

WRIT OF SUMMONS

TO: Azzip Ltd
trading as Pizza Hut
PO Box 30061
Seven Mile Beach
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, PO Box 495G, George Town, Grand Cayman, the accompanying Acknowledge of Service stating therein whether you intend to contest these proceedings.

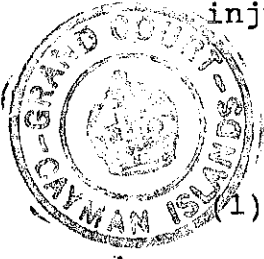
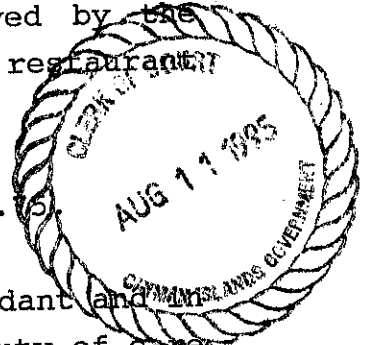
If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 11th day of August 1995.

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.

STATEMENT OF CLAIM

1. The Plaintiff is a citizen of the Cayman Islands and resides in George Town, Grand Cayman.
2. The Defendant is Azzip Ltd, trading as Pizza Hut whose address for service is PO Box PO Box 30061, Seven Mile Beach, Grand Cayman.
3. At all material times the Plaintiff was employed by the Defendant as a dishwasher at the Defendant's restaurant premises on West Bay Road, Grand Cayman.
4. The Plaintiff was paid at the hourly rate of CI\$4.50.
5. During the course of her employment with the Defendant and breach of her contract of employment and/or the duty of care owed by the Defendant to the Plaintiff the Plaintiff was required by the Defendant's restaurant manager to carry out certain physically demanding tasks such as cleaning the walls and floor of the restaurant, cleaning the patio, cleaning the car park and taking out and emptying large heavy garbage cans. The aforesaid extra tasks were outside the scope of the Plaintiff's employment as a dishwasher and the Plaintiff carried them out under sufferance.
6. On or around the 22nd April 1994 and as a result of having to carry out the aforesaid extra tasks the Plaintiff suffered injuries.



PARTICULARS OF INJURY

- (1) Muscular strain in upper abdomen and lower sternal region.
- (2) Slight tenderness of her epigastric musculature

7. The aforesaid injuries have caused the Plaintiff pain and suffering and rendered the Plaintiff unfit for work for approximately four weeks.

PARTICULARS OF SPECIAL DAMAGES

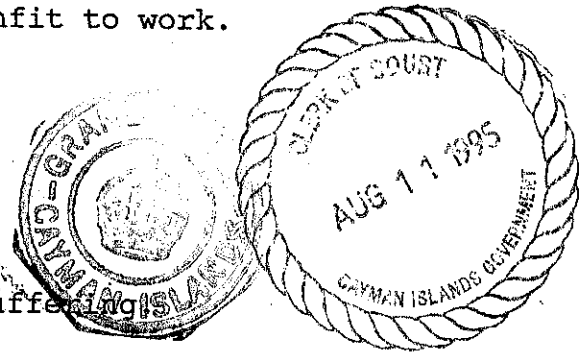
4 weeks loss of earnings

27 days 8 hours a day at CI\$4.75 an hour = CI\$1064

8. The Plaintiff was subsequently dismissed from her employment with the Defendant for being unfit to work.

AND the Plaintiff claims:

1. The sum of CI\$1064.00.
2. General damages for pain and suffering.
3. Interest on the above sums for such period and at such rate as the court deems just.
3. Costs.



If, within the time for returning the Acknowledgement of Service, the Defendant pays the total amount claim of [\$] (including interest and costs) further proceedings will be stayed. The money must be paid to the Plaintiff or his Attorney.]

C.S. Gill & Co.

**C.S. Gill & Co.
Attorneys-at-Law
for the Plaintiff**

THIS WRIT was issued by C.S. Gill & Co, Attorneys-at-Law, whose address for service is 4th floor, Genesis Building, PO Box 945, George Town, Grand Cayman, BWI.

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