

**Originating Summons – general form (0.7, r.2)**

IN THE GRAND COURT OF THE CAYMAN ISLANDS

LEGAL AID#LACV 0186/2012  
CAUSE NO: 37 OF 2013

IN THE MATTER OF THE ESTATE OF ELDA GEORGETTE JEFFERSON, DECEASED

AND IN THE MATTER OF THE SUCCESSION LAW (2006 REVISION)

AND IN THE MATTER OF THE PROBATE AND SUCCESSION RULES (2008 REVISION)

BETWEEN: JESSICA BETH JEFFERSON PLAINTIFF

AND: JETTA JEFFERSON, AS ADMISTRATRIX OF THE ESTATE  
OF ELDA GEORGETTE JEFFERSON, DECEASED  
DEFENDANT

ORIGINATING SUMMONS

TO: JETTA JEFFERSON, 150 Smith Road, Grand Cayman KY1-1106, Grand Cayman

LET THE DEFENDANT, within 14 days after service of this Summons on her, counting the day of service, return the accompanying Acknowledgment of Service to the Courts office, P.O. Box 495G, George Town, Grand Cayman.

By this Summons, which is issued on the application of Jessica Jefferson and Paul Jefferson, of P.O. Box 192, Grand Cayman KY1-1501, the Plaintiff(s) claim(s) against the Defendant

1. An Account of the manner in which the Estate of Elda Georgette Jefferson (“the deceased”) was distributed by the Defendant;
2. A determination by the Court as to whether the Estate of the deceased was distributed in accordance with relevant law;
3. An order for the proper distribution of the Estate according to Section 29 of the Succession Law; and
4. If the Court does not deem it fit to rectify the title of any property distributed by the Defendant, a declaration as to the proprietary interests in any property distributed by the Defendant in her capacity as Administratrix of the Estate of her late mother, the deceased.

If the Defendant does not acknowledge service, such judgment may be given or order made against or in relation to him as the Court may think just and expedient.

Dated the 29<sup>th</sup> day of January 2013

  
\_\_\_\_\_  
Jessica Jefferson

NOTE - 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 that date unless renewed by order of the Court.

**IMPORTANT**

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

This Originating Summons was issued by Glidden Meghoo, Attorneys at Law for the Plaintiffs, whose address for service is Main Lobby, Grand Pavilion Commercial Centre, 802 West Bay Road, P.O. Box 1160, Grand Cayman KY1-1503, CAYMAN ISLANDS.

**Acknowledgement of service of originating summons (0.10, r.5)**

**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.

BETWEEN: JESSICA BETH JEFFERSON PLAINTIFF

AND: JETTA JEFFERSON, AS ADMINISTRATRIX OF THE ESTATE OF ELDA GEORGETTE JEFFERSON, DECEASED DEFENDANT

ACKNOWLEDGMENT OF SERVICE OF ORIGINATING SUMMONS

If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY.

Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.

2. State whether the Defendant intends to contest or otherwise participate in the proceedings (tick appropriate box)

yes

no

Service of the Originating Summons is acknowledged accordingly

(Signed).....

[Attorney] for

[Defendant in person]

Address for service:

Notes on address for service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of 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 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.

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