

**Writ of Summons (O.6, r.1)**

IN THE GRAND COURT OF THE CAYMAN ISLANDS  
HOLDEN IN GEORGE TOWN, GRAND CAYMAN

CAUSE NUMBER: G0249 OF 2014

BETWEEN:

ANNETTE HARWOOD-BROWNE

PLAINTIFF

AND:

FERNANDO MENDES

DEFENDANT

GENERALLY ENDORSED WRIT OF SUMMONS

TO: DEFENDANT: FERNANDO MENDES, 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 495G, 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 Plaintiffs may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 17 day of November 2014

NOTE - This Writ may not be served later than 4 calendar 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.

## STATEMENT OF CLAIM

(i) On 18 November 2011, the Plaintiff was driving in her motor vehicle Honda Civic registration number 114271 along Elgin Avenue, George Town when a motor vehicle black Celica registration number 142524 driven by Fernando Mendes which was travelling behind her on Alamo Avenue heading towards George Town failed to see that she had stopped to permit another vehicle to slow down and turn into the Cayman National Bank car park causing his vehicle collided into the rear of her motor vehicle. The complainant was wearing her seat belt and immediately felt pain to her head, neck, chest, back and right hip. The Plaintiff's claim is for damages for personal injuries and consequential loss caused by the negligence of the defendant in the driving of his motor vehicle and for interest pursuant to The Judicature Law (1995 Revision), on such sums as are found to be due at such rate and for such period as the Court shall think fit.

(ii) Costs



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**CHAMBERS**

This Writ was issued by CHAMBERS located on the 2nd floor of the Jack & Jill Building, Suite no: 9, George Town, Grand Cayman.

IN THE GRAND COURT OF THE CAYMAN ISLAND  
HOLDEN AT GEORGE TOWN, GRAND CAYMAN

CAUSE NUMBER: 60249 OF 2014

BETWEEN:

ANNETTE HARWOOD-BROWNE

PLAINTIFF

AND:

FERNANDO MENDES

DEFENDANT

ACKNOWLEDGMENT OF SERVICE  
OF WRIT OF 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.

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 a 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

Service of the Writ is acknowledged accordingly

(Signed).....

[Attorney] for

Address for service: (please see overleaf)

*Please complete overleaf*

**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 or principal office.

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

Clyde Allen  
CHAMBERS  
Attorneys-At-Law  
PO Box 31076SMB  
Jack & Jill Bldg, KY1-1205  
Grand Cayman  
Cayman Islands

*Indorsement 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 indorsement]