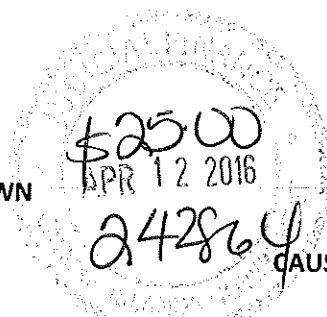


IN THE SUMMARY COURT AT GEORGE TOWN



CAUSE NO.: SC 0088 OF 2016

BETWEEN:

FRANK & EVE FLOWERS APARTMENTS

PLAINTIFF

AND:

HAROLD DAVIS

1ST DEFENDANT

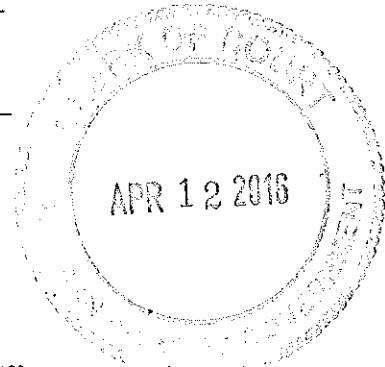
AND:

ISABEL DAVIS

2ND DEFENDANT

PLAINT

To: Harold and Isabell Davis
PO Box 11078
Grand Cayman KY1-1008
CAYMAN ISLANDS



THIS PLAINT 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 service of this **Plaint** on you, counting the day of service, you must either satisfy the claim or return to the Court Office, 61 Albert Panton Street, P.O. Box 495, KY1-1106, Grand Cayman, the accompanying Acknowledgment of Service form stating therein whether you intend to contest this action. If you intend to defend the action, in whole or part, you must set out **full particulars of your Defence** in the space provided in the Acknowledgment of Service form.

If you fail to satisfy the claim or fail to return the Acknowledgment of Service form containing the full particulars of your Defence, the Plaintiff may apply for a **default judgment** without any further notice to you.

Issued: 11th day of April, 2016

PARTICULARS OF CLAIM

1. On 25 April, 2011 the First and Second Defendants signed a tenant application form in relation to the Plaintiff's property located at Celestial G2, 47 Bel Air Drive, South Sound, Grand Cayman.
2. A rental agreement in the amount of CI\$1,550.00 per month was agreed between the parties exclusive of water, which was the sole responsibility of the First and Second Defendants.
3. On 27 April, 2011 the First and Second Defendant completed a Tenant Address Form in relation to the utility billings at the offices of the Water Authority – Cayman situated at 13G Red Gate Road, George Town, Grand Cayman.
4. On 1 August, 2012 the Plaintiff issued invoice no. 400 in the amount of CI\$1,550.00 to the First and Second Defendants, being monthly rental for August, 2012.
5. On 1 September, 2012 the Plaintiff issued invoice no. 455 in the amount of CI\$1,550.00 to the First and Second Defendants, being monthly rental for September, 2012.
6. On 1 October, 2012 the Plaintiff issued invoice no. 470 in the amount of CI\$1,550.00 to the First and Second Defendants, being monthly rental for October, 2012.
7. On 29 October, 2012 the Plaintiff issued invoice no. 703 in the amount of CI\$2,910.52 to the First and Second Defendants, being outstanding water and electricity charges incurred by the Defendants for October, 2012.
8. The Plaintiff has tried to liaise and cooperate with the First and Second Defendants on various occasions but the Defendants has failed to make an effort or ascertain a viable arrangement in order to settle the outstanding indebtedness owed to the Plaintiff.
9. On 2 February, 2015 the Plaintiff engaged the services of reputable debt collection agency, namely Rellim International Limited ("the debt collection agency") to undertake all the necessary steps to collect all monies owed to the Plaintiff by the First and Second Defendants in relation to this debt.

10. On 10 February, 2015 the Plaintiff instructed the debt collection agency to prepare and issue a demand letter to the First and Second Defendants.
11. On 20 March, 2015 the aforementioned letter was delivered to the First and Second Defendants.
12. The Plaintiff has tried to recover the outstanding monies owed by the First and Second Defendants to illuminate total indebtedness owed to the Plaintiff but all efforts have been unsuccessful to date.

AND THE PLAINTIFF CLAIMS:

1. The sum of CI\$7,560.52;
2. Interest in the sum of CI\$180.00 calculated at the prescribed rate from 1 August, 2012 (1349 days) to date.
3. Interest to be continued until this matter is settled in the amount of CI\$7,560.52 x 2.38% = CI\$180.00 ÷ 12 = CI\$15.00 ÷ 30 days = CI\$0.50 per day.
4. Fixed costs of \$175.00 + CI\$30.00 (service in George Town), alternatively costs to be assessed.

DATED: 11th April, 2016



FRANK & EVE FLOWERS APARTMENTS
Plaintiff

TO: The Clerk of the Court

AND TO: Harold and Isabell Davis
PO Box 11078
Grand Cayman KY1-1008
CAYMAN ISLANDS

This **PLAINT** was issued by Frank & Eve Flowers, whose address for service is 184 Seymour Dr., Industrial Park, PO Box 900, 10 Market Street, Camana Bay, Grand Cayman KY1-9006, Cayman Islands.

IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO.: SC OF 2016

BETWEEN:

FRANK & EVE FLOWERS APARTMENTS

PLAINTIFF

AND:

HAROLD DAVIS

1ST DEFENDANT

AND:

ISABEL DAVIS

2ND DEFENDANT

ACKNOWLEDGMENT OF SERVICE

1. State the Defendant's name and address:

2. State whether the Defendant intends to contest the proceedings (*tick appropriate box*)

yes no

3. If you do not intend to contest the action, do you want time in which to pay the claim?

yes no

4. If you do intend to contest the action, in whole or in part, you must set out full particulars of your defence overleaf

yes no

Service of the Plaintiff is acknowledged accordingly

Defendant's signature

DATE:

See overleaf

PARTICULARS OF DEFENCE

(Here set out in numbered paragraphs the grounds upon which the Defendant says that he is not liable to the Plaintiff for, or is not liable for the full amount claimed.)

1.

2.

3.

Defendant's signature

REMINDER: This form must be taken to or sent to the Court Office, Law Courts, 61 Albert Panton Street, P.O. 495, Grand Cayman, KY1-1106, within 14 days of receipt otherwise default judgment may be entered against you.