

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: 53 OF 2016

IN THE MATTER OF SECTION 18 OF THE MENTAL HEALTH LAW 2013

AND IN THE MATTER OF JAMES BRUCE HANDFORD (A PATIENT)

BETWEEN:

SUSAN VAN DIJK

Plaintiff

AND

- (1) JAMES BRUCE HANDFORD
- (2) THE ATTORNEY GENERAL OF THE CAYMAN ISLANDS
- (3) THE REGISTRAR OF LANDS

Defendants

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AMENDED ORIGINATING SUMMONS

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TO: James Bruce Handford  
c/o Ozcare Noosa Heads Aged Care Facility  
80 Cooyar Street, Noosa Heads  
Queensland, 4567  
Australia

AND TO: The Attorney General of the Cayman Islands  
Attorney General's Chambers  
4<sup>th</sup> Floor - Government Administration Building  
133 Elgin Avenue, George Town  
PO Box 1089  
Grand Cayman KY1-1102  
Cayman Islands

AND TO: The Registrar of Lands  
c/o Attorney General's Chambers  
4<sup>th</sup> Floor - Government Administration Building  
133 Elgin Avenue, George Town  
PO Box 1089  
Grand Cayman KY1-1102  
Cayman Islands

**LET THE FIRST DEFENDANT** within 25 days after service of this Amended Originating Summons on it, counting the day of service, return the accompanying Acknowledgment of Service to the Courts office, P.O. Box 495, George Town, Grand Cayman, Cayman Islands.

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

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

By this Originating Summons, which is issued on the application of Ms Susan Van Dijk, of 13 Carell Street, Currimundi, Queensland 4551, Australia, the Plaintiff seeks the following orders and relief, namely:

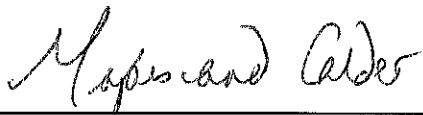
- 1 That the Plaintiff, and/or such other person as the Court may see fit, be appointed as receiver (the "**Receiver**") of the property of James Bruce Handford (the "**Patient**") insofar as such property is situate in the Cayman Islands (the "**Property**") with such powers as the Court do direct.
- 2 That the Receiver do report and account to the Court at such intervals and on such terms as the Court may direct.
- 3 That the Receiver be authorised to engage Cayman Islands attorneys, Queensland solicitors, accountants, and such other professional advisers as the Court may direct, and that their fees and expenses be paid out of the Property as an expense of the receivership.
- 4 That the Will of the Patient dated 8 October 2012 be retained by Messrs Higgs & Johnson, Willow House, 2nd Floor, Cricket Square, Grand Cayman, attorneys of the Patient during the lifetime of the Patient, or as the Court may otherwise direct.
- 5 That the Receiver not be required to provide security for her appointment.

- 6 That the costs and expenses of the Receiver of and incident to and consequent upon this Application be paid on the indemnity basis out of the Property.
- 7 That provision be made for the service of notice of these proceedings.
- 8 That these proceedings either be held in private and the affidavits and submissions filed be kept confidential, or that reporting restrictions be made.
- 9 Liberty to apply for further directions.
- 10 Such further or alternative relief as the Court may consider appropriate.

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

DATED this 17 day of March 2016

DATED this 18<sup>th</sup> day of May 2016



**Maples and Calder**

NOTE:- This Amended Originating 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.