

IN THE GRAND COURT OF THE CAYMAN ISLANDS

Cause No. 618 of 1997.

Between:

EUGENIA WATLER

1st Plaintiff

-and-

MATILDA WATLER

2nd Plaintiff

-and-

ALTHEA WATLER

3rd Plaintiff

-and-

GLADYS MEJIA

4th Plaintiff

-and-

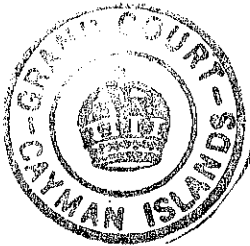
GEORGETTE POWERY

5th Plaintiff

-and-

LOLITA McLAUGHLIN

Defendant



WRIT OF SUMMONS



To: Lolita McLaughlin  
Apt. #3 In front of Nanny Preschool  
George Town, Grand Cayman  
Cayman Islands, B.W.I.

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.



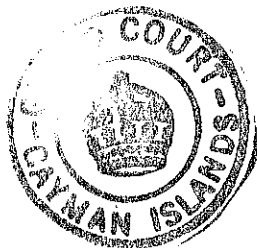
## STATEMENT OF CLAIM

1. The Plaintiffs are residents of the Cayman Islands and all reside in Grand Cayman. All except Althea Watler, a housewife, are gainfully employed in the Cayman Islands.
2. The Defendant is a previous employee of the Hyatt Hotel but is now an independent business woman.
3. During 1994, whilst still an employee of the Hyatt Hotel, the Defendant accepted monies from each of the Plaintiffs, totalling some \$13,300.00, in relation to a private savings scheme in which the Defendant was "Banker".
4. Since that time, October, 1994, and up to the present, the Plaintiffs have attempted to recover their monies, without success. By letter dated February 19th, 1997, attached to the Courts file, the Plaintiffs Attorneys requested the said sum without achieving anything.
5. The Plaintiffs are all persons of limited means.

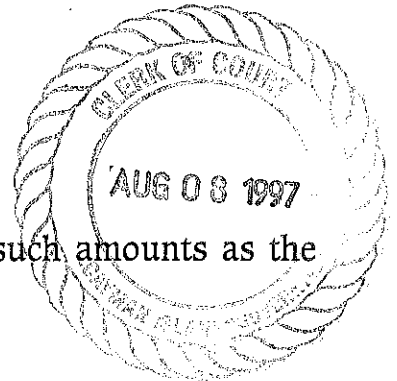
AND THE PLAINTIFFS, therefore, claim:

1. The sum of \$13,300.00 from the Defendant;
2. Legal costs;
3. Interest on in accordance with the Judicature Law in such amounts as the Court deems just; and
4. Such further and other relief.

Dated this *8<sup>th</sup>* day of *May*, 1997.



*Collins Broadhurst & Furniss*  
Collins Broadhurst & Furniss  
Attorneys-at-Law for the Plaintiffs



This Writ & Statement of Claim has been issued by **Collins Broadhurst & Furniss** whose address for service is Elizabethan Square, P.O. Box 2503, G.T. , Grand Cayman, Cayman Islands, B.W.I.

DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE  
OF WRIT OF SUMMONS

1. The accompanying form of *Acknowledgement 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 495, G.T. Grand Cayman.

2. A Defendant who states in his Acknowledgement of Service that he intends to contest the proceedings *must also serve a defence* on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is not endorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2). the defence must be served within fourteen (14) days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is endorsed on the Writ, the defence need not be served until fourteen (14) days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his defence within the appropriate time, the plaintiff, may enter judgment against him within further notice.

3. A *Stay of Execution* against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to question 3 in the Acknowledgement of Service, that he intends to apply for a stay, execution will be stayed for fourteen days after his Acknowledgment, but he must, within that time, *issue a summons* for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement of Service and return it to the Courts Office.
2. 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.
3. 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 Writ of Summons*)".
4. 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.
5. 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.
6. 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.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

Between:

EUGENIA WATLER

1st Plaintiff

-and-

MATILDA WATLER

2nd Plaintiff

-and-

ALTHEA WATLER

3rd Plaintiff

-and-

GLADYS MEJIA

4th Plaintiff

-and-

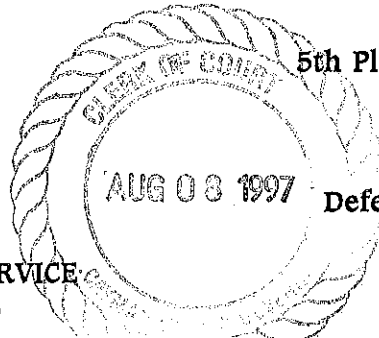
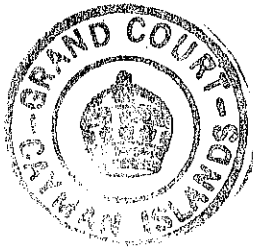
GEORGETTE POWERY

5th Plaintiff

-and-

LOLITA McLAUGHLIN

Defendant



ACKNOWLEDGEMENT 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 judgement 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.

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2. State whether the Defendant intends to contest the proceedings (tick appropriate box)  
 Yes [ ] No [ ]

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3. If the claim against the Defendant is for a debt or 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 judgement entered by the Plaintiff (tick box)  
 Yes [ ]

Service of the Writ is acknowledged accordingly

(signed) \_\_\_\_\_

[Attorney] for

[Defendant in Person]

Address for service:

*Please see overleaf.....*

**Notes on address for service**

Attorney: where 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 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.

*Endorsement by Plaintiffs' Attorney (or by Plaintiff if suing in person) of his name, address and reference, if any, in the box below.*

**COLLINS, BROADHURST & FURNESS**  
ATTORNEYS-AT-LAW  
P.O. BOX 2503 ELIZABETHAN SQUARE  
GEORGE TOWN, GRAND CAYMAN  
BRITISH WEST INDIES

**COLLINS, BROADHURST & FURNESS**  
ATTORNEYS-AT-LAW  
P.O. BOX 2503 ELIZABETHAN SQUARE  
GEORGE TOWN, GRAND CAYMAN  
BRITISH WEST INDIES

*Endorsement 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 endorsement]

