

IN THE GRAND COURT OF THE CAYMAN ISLANDS

B E T W E E N:

CAUSE NO: GC OF 2017 *74*

ENRIQUE YENERI ALVAREZ.

Plaintiff

AND

CHIEF IMMIGRATION OFFICER OF THE CAYMAN ISLANDS

1st Respondent

-and-

GOVERNOR OF THE CAYMAN ISLANDS

2nd Respondent

---

**ORIGINATING SUMMONS FOR INTERIM  
INJUNCTION**

---

**LET ALL PARTIES CONCERNED** attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the 26 day of April 2017 at 10.45 o'clock upon an application by the Plaintiff for an Interim Injunction in the following terms:

1. The Respondents are hereby prohibited / restrained from removing the Applicant from the Cayman Islands without further order of the Court.
2. The Respondents will release the Plaintiff from custody and permit him to report and sign on as he was doing before the 25 April 2017.
3. The Defendant to pay the Plaintiff's costs to be taxed, if not agreed.

Dated the 27 day of April 2017

*HSM Chambers*  
HSM Chambers  
Attorneys-at-Law for the Plaintiff

TIME ESTIMATE: 45 Minutes

TO: The Clerk of the Court

AND:

Mr. Bruce Smith  
The acting Chief Immigration Officer,  
Department of Immigration,  
P.O. Box 1098  
Grand Cayman KY1-1102, Cayman Islands

The Attorney General's Chambers.  
Cl-Government Legal Department  
Fourth Floor, Government Administration Building,  
133 Elgin Avenue,  
George Town, Grand Cayman

Mrs. Helen Kilpatrick CB  
Her Excellency the Governor  
Government Administration Building  
113 Elgin Avenue  
George Town  
Grand Cayman K1-1102  
Cayman Islands

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**CAUSE NO: OF 2017**

**B E T W E E N:**

**ENRIQUE YENERI ALVAREZ**  
  
Plaintiff

**AND**

**CHIEF IMMIGRATION OFFICER OF THE CAYMAN ISLANDS**  
  
1ST RESPONDENT  
  
-AND-  
  
GOVERNOR OF THE CAYMAN ISLANDS  
  
2ND RESPONDENT

**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.

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 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:     Attorney General's Chambers  
                                          CI-Government Legal Department  
                                          Fourth Floor, Government Administration Building,  
                                          133 Elgin Avenue,  
                                          George Town, Grand Cayman

**Notes on address for service**

*Attorney:* when 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 Island, 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.

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:

## **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. 495GT, 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 necessarily (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 used 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 seted 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 authorized to act on behalf for 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