

Plaint



IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO: SC 116 of 2017

BETWEEN:

BURNA D. PEARSON



PLAINTIFF

AND:

CHRISTOPHER CONOLLY

DEFENDANT

To the Defendant

Christopher Conolly
Kipple Road
Bodden Town
Tel: 924-3639



THIS PLAINT has been issued against your by the above-named Plaintiff in respect of the claim set out on the next page.

Within 14 days after service of this Plaintiff on you, counting the day of service, you must either satisfy the claim or return to the Court Office, PO Box 495GT, George Town, 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 in part you must set our **full particulars of your defence** in the space provided in the Acknowledgement of Service form.

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

Issued this 28 day of June 2017

See overleaf for particulars of the Plaintiff's claim

PARTICULARS OF CLAIM

(Here set out in numbered paragraphs, the grounds upon which the Plaintiff claims that the Defendant is indebted to him or is liable to pay damages to him).

- 1) The Plaintiff gave the Defendant CI\$900.00 on August 8, 2015 towards a Honda Civic vehicle that was being sold by his girlfriend Jennifer Jennings and all of this was in the presence of her.
- 2) About two months after the Plaintiff approach the Defendant asking for the money back because I have found a cheaper vehicle to purchase and to which I could afford at the time.
- 3) The Plaintiff has approached the Defendant several times asking for the money back and at one time the Defendant stated that he had to fix something's on the vehicle before turning it over to me.
- 4) The Plaintiff have approach the Defendant on several occasions personally and over the phone about giving the money back since I cannot get the vehicle, the Defendant would curse the Plaintiff out most disgracefully.
- 5) On April 25 2017 the Plaintiff approach the Defendant again about refunding the money when the Defendant was sitting down at Reflections Airport location.
- 6) Until this day the Defendant has not giving the Plaintiff the money or the vehicle.
- 7) The Plaintiff is a very sick woman, and did not expect the Defendant to do this as we are all East Enders and that we should look out for each other, it have been two years now and no vehicle and no money, therefore the Defendant leaves the Plaintiff no choice than to bring a Civil case because this is a cruel act to do someone especially in the Plaintiff situation.

AND the Plaintiff claims:

- 1 The sum of CI\$900.00.
- 2 Interest in the sum of CI\$450.00, calculated at the prescribed rate from _____ to date.
- 3 Fixed costs of CI\$150.00, alternatively costs to be assessed.

Burna D. Pearson

Plaintiff's address for service

Burna D. Pearson
East End, High Rock Road
burnaperson@gmail.com
Tel:927-4704

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IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO: SC _____ of 2017

BETWEEN: BURNA D. PEARSON PLAINTIFF

AND: CHRISTOPHER CONOLLY DEFENDANT

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

2 State whether the Defendant intends to contest the action.

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 not intend to contest the action in whole or in part, you must set out full particulars of your defence overleaf.

Service of the Plaint is acknowledged accordingly.

Defendant's Signature

Dated this _____ day of _____, 2017

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, or is not liable for the full amount claimed).

Defendant's Signature

REMINDER: This form must be taken or sent to the Court Office, PO Box 495GT, George Town, Grand Cayman within 14 days of receipt. Otherwise, a default judgment may be entered against you.