

IN THE SUMMARY COURT OF THE CAYMAN ISLANDS

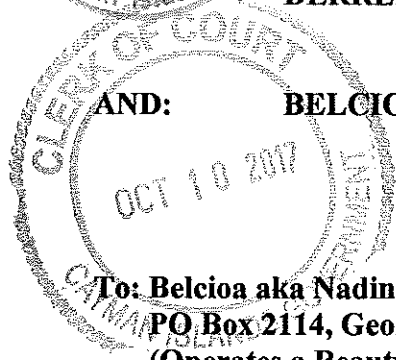
Cause No: SC 199 of 2017

**BETWEEN: EZMIE SMITH BY HER DULY AUTHORISED AGENT
DERREN BURLINGTON**

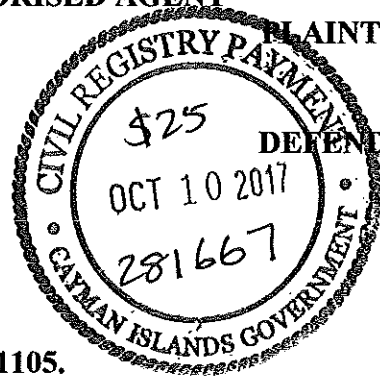
PLAINTIFF

AND: BELCIOA AKA NADINE AUBOINE

DEFENDANT



PLAINT



To: Belciao aka Nadine Auboine, The Defendant:

PO Box 2114, George Town, Grand Cayman KY1-1105.

(Operates a Beauty Shop in No. 3, The Coe Building, North Church Street George Town. Phone No. 326-4578)

THIS PLAINT has been issued against you by the above-named Plaintiff in respect of the claim set out 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, PO Box 495 GT, George Town, Grand Cayman, the accompanying Acknowledgement 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 out **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 *10th* day of *October* 2017

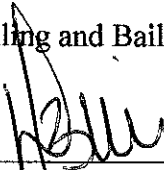
See overleaf for particulars of the Plaintiff's claim

PARTICULARS OF CLAIM

1. The Plaintiff is the owner of a house located in West Bay Grand Cayman known as Registration Section West Bay South, Block 5C, Parcel 202. (herein referred to as the "premises").
2. The Defendant is the owner of a beauty salon located in No. 3 of the Coe Building in George Town, Grand Cayman.
3. The Defendant was at the material time a tenant at the premises.
4. The Plaintiff and the Defendant entered into an agreement for the rental of the house.
5. It was agreed that the Defendant would pay a monthly rental on the 15th day of every month at CI\$600.00 per month exclusive of light and water in terms of the lease. It was later orally agreed between the Plaintiff and the Defendant that the rent be reduced to *CI\$400.00 per month as the Defendant had certain furniture's and appliances.*
6. In breach of the said agreement to pay CI\$400.00 per month the Defendant is in arrears of rent and owes the Plaintiff a balance of CI\$300.00 on the May 2017 rent, for the months of June to July 2017 CI\$800.00 and for the ½ month of August 2017 CI\$200.00. The Defendant refused to quit the premises on the 16th August 2017 having been given 30 days notice to quit. The Defendant did not give up the premises until 31st August 2017.
7. The Defendant is in arrears for utilities of light and water for the months of June to 16th August 2017. Light in the amount of CI\$131.80, Water in the amount of CI\$267.50 plus a reconnection fee of CI\$50.00 amounting to CI\$317.50.
8. The Defendant changed the locks to the premises after the due date to quit and on the 23rd August 2017 the Plaintiff had to hire a lock smith to gain entry to the premises costing CI\$84.00.
9. Despite repeated demands the Defendant has refused to pay the total sum of CI\$1,833.30 due and owing to the Plaintiff and who has suffered loss in the amount.

And The Plaintiff Claims Against The Defendant:

1. The principal sum of CI\$1,833.80
2. Interest CI\$210.10 (\$1,833.80 x 2.75% (2 3/8) pa = \$504.29 pa divide by 12 mths. = \$42.02 pm divide by 30 days = \$1.40 pd. Interest due for the period May 2017 to September 2017 = \$210.10)
3. Costs of CI\$150.00 or alternatively costs to be assessed
4. Filing and Bailiff Fees.


Signed: Derren Burlington duly
Authorized Agent for Ezmie Smith

Dated this 10th day of October 2017.

To: : **Belciao aka Nadine Auboine, The Defendant:**
PO Box 2114, George Town, Grand Cayman.
(Operates a Beauty Shop in No. 3, The Coe Building, North Church Street George Town. Phone No. 326-4578)

THIS PLAINT was filed by the Plaintiff whose address is 159 Willie Farrington Drive, West Bay PO Box 287, Grand Cayman KY1-1301.

IN THE SUMMARY COURT OF THE CAYMAN ISLANDS

Cause No: SC of 2017

**BETWEEN: EZMIE SMITH BY HER DULY AUTHORISED AGENT
DERREN BURLINGTON PLAINTIFF**

AND: BELCIOA AKA NADINE AUBOINE DEFENDANT

ACKNOWLEDGEMENT OF SERVICE

1. State Defendant's name and address: **Belcioa aka Nadine Auboine
PO Box 2114, George Town, Grand Cayman KY1-1105.
(Operates a Beauty Shop in No. 3, The Coe Building,
North Church Street, George Town.
Phone: 326-4578)**

2. State whether the Defendants intends to contest the action.

Yes

No

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

Yes

No

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

Service of the Plaintiff is acknowledged accordingly.

.....
Defendants Signature

Dated this day of 2017

See Overleaf

PARTICULARS OF DEFENCE

(Here set out in numbered paragraphs the grounds upon which the Defendants says that they are not liable to the Plaintiff, or are not liable for the full amount claimed)

.....

Defendants Signature

REMINDER –

This form must be taken or sent to the Court Office, PO Box 495 GT, George Town, Grand Cayman within 14 days of receipt otherwise a Default Judgment may be entered against you.