

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 167 OF 2017

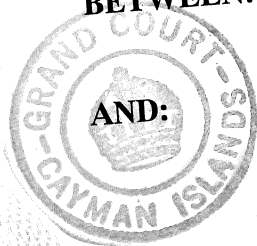
IN THE MATTER OF SECTION 14 OF THE GRAND COURT LAW (2015 REVISION)

AND IN THE MATTER OF SECTIONS 18 & 19 OF THE MENTAL HEALTH LAW, 2013 (LAW 10 OF 2013)

AND IN THE MATTER OF ROOSEVELT THOMAS WATSON, AN ADULT WITH DIMINSHED MENTAL CAPABILITIES

BETWEEN: LISA ROSEANN RITCH

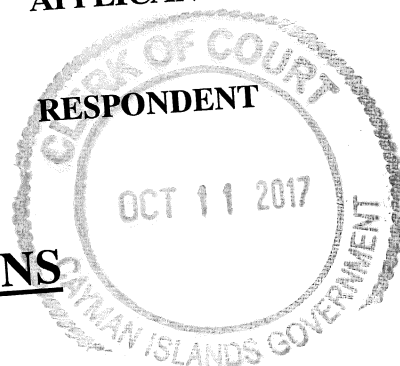
- APPLICANT



AND:

ROOSEVELT THOMAS WATSON

- RESPONDENT



**ORIGINATING SUMMONS**

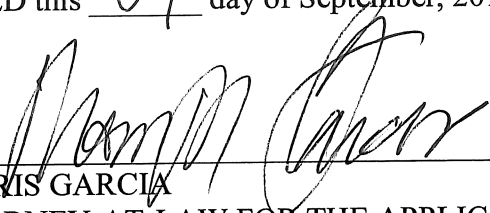
To: To ROOSEVELT THOMAS WATSON, of House #52 Parkview Crescent, West Bay, Grand Cayman, Cayman Islands, P.O. Box 14, Grand Cayman KY1-1501, Cayman Islands, British West Indies

LET THE RESPONDENT attend before a Judge of the Grand Court in Chambers at the Law Courts, George Town, Grand Cayman on the \_\_\_\_\_ day of 2017 at \_\_\_\_\_ o'clock in the fore/afternoon on the hearing of an application by the Applicant who seeks the determination of the Court on the following question, namely an Order:-

1. That the Respondent be appointed Legal Guardian and Receiver ("the Legal Guardian and Receiver") of the estate of Mr. Roosevelt Thomas Watson ("the Patient").
2. That the Legal Guardian and Receiver be authorized to provide the required consent for and on behalf of the Patient for medical treatment (as defined in the Mental Health Law), or any procedures which he may require, and all follow-up medical procedures which may become necessary in the future.
3. That the Legal Guardian and Receiver be authorized to sign any documentation, whether medical or legal necessary for the Patient's treatment, or any other need which may arise.
4. That the Legal Guardian and Receiver be authorized to sign and/or execute any documentation or instructions in relation to the Patient's financial affairs
5. That the Legal Guardian and Receiver be authorized to hire, employ, retain nursing and/or home care assistance and services which may be required to assist the Legal Guardian and Receiver with the Patient's care as and when required.
6. That the Legal Guardian and Receiver be authorized to pay any salaries, expenses, hospital and medical charges relating to services or treatment provided to the Patient.
7. That the Legal Guardian and Receiver be authorized to carry out and execute any and all other necessary and/or required actions, instruction and/or decisions which the Legal Guardian considers necessary for the Patient's well-being and care.
8. That leave be granted to Legal Guardian and Receiver to dispense with the need for the appointment of a receiver pursuant to GCR O.80 r. 17(3).
9. That the Legal Guardian be appointed Receiver pursuant to GCR O.80. r.17 in relation to the administration of the estate of the Patient

10. That the Legal Guardian and Receiver is authorized to manage, sell, acquire, charge or deal with the properties of the Patient.
11. That the Legal Guardian and Receiver is authorized to deposit into and withdraw from any account at any bank or lending institution in the Cayman Islands and elsewhere such of the Patient's monies as may be necessary for the proper maintenance, upkeep and medical expenses and care of the Patient.
12. That the Legal Guardian and Receiver may sell or dispose of any interest held or due to the Patient in any of the following Properties collectively to pay all sums that may be required for the proper maintenance, upkeep and medical expenses and care of the Patient:-
  - i. House and land located at 52 Parkview Crescent, West Bay, Grand Cayman, and further described on the Cayman Islands Government Land Register as Registration Section: West Bay North West, Block 4C, Parcel 214.
  - ii. House and land located at 3108 South Kingsway Road, Seffner, Florida, 33584, USA.
13. That the Legal Guardian shall keep proper accounts of the administration and management of the Properties and/or assets of the Patient and whenever required by this Honourable Court to do so, shall file in this Honourable Court copies of such accounts.
14. That the reasonable cost of this application and the reasonable cost of the Legal Guardian and Receiver incidental to and consequent upon the Order shall be paid from the estate and Properties of the Patient;
15. That there be liberty to apply.

DATED this 29<sup>th</sup> day of September, 2017

  
\_\_\_\_\_  
MORRIS GARCIA  
ATTORNEY-AT-LAW FOR THE APPLICANT

NOTE: (1) This Summons must not be served later than 4 months beginning with the above date unless renewed by the Court.

(2) If a Respondent does not attend personally or by his Attorney-at-law at the time and place above mentioned such Order will be made as the Court may think just and expedient.

IMPORTANT: Directions for Acknowledgment of Service are given with the accompanying form.

TO: The Clerk of the Court

AND TO: The Respondent

This Originating Summons is filed by Morris Garcia, attorney-at-law for the Applicant, whose address for service is that of their said attorney, P.O. Box 253, Grand Cayman KY1-1501, Cayman Islands, British West Indies

No. 9

Acknowledgement of service of originating summons (O.10, r.5)

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. Box 495, Grand Cayman KY1-1106, Cayman Islands.

*Notice 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. 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 Originating 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 authorized 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.

IN THE GRAND COURT OF THE CAYMAN ISLAND

CAUSE NO. OF 2017

BETWEEN: LISA ROSEANN RITCH - APPLICANT

AND: ROOSEVELT THOMAS WATSON - 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.

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1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons 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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Service of the Originating Summons is acknowledged accordingly

(Signed).....

[Attorney] for

Address for service: (please see overleaf)

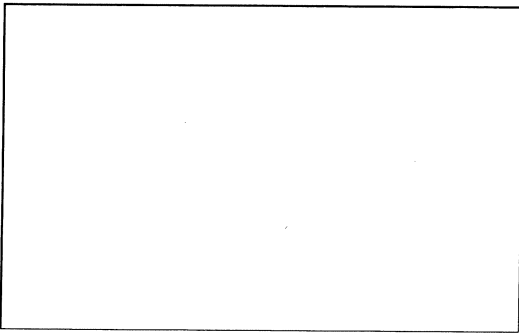
*Please complete overleaf*

**Notes on address for service**

Attorney: where 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 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.

*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.*

