

NO 1
Plaint



IN THE SUMMARY COURT OF GEORGE TOWN

Cause NO. SC 20 of 2018

Between



Kayla Davidson

Plaintiff

And Mervia Likings / Mervin Hunter aka Carol

Defendant



To the Defendant

Mervia Likings / Mervin Hunter aka Carol

THIS PLAINT has been issued against you 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 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 part, you must set out **full particulars of your defence** in the space provided in the Acknowledgment 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 judgement** without any further notice to you.

Issued this 6th day of Feb 2018

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)

WHEREAS, **Plaintiff (Buyer) Kayla Davidson** desires to purchase the Acquired **LACARDO'S BEAUTY SALON AND MORE / LACARDO'S BEAUTY SUPPLIES** offered for sale by **Defendant (Seller)** under the terms and conditions set forth below; and, therefore

WHEREAS, **Defendant (Seller) MERVIA HUNTER** desires to sell the **LACARDO'S BEAUTY SALON AND MORE / LACARDO'S BEAUTY SUPPLIES**, known herein as the "Acquired **LACARDO'S BEAUTY SALON AND MORE / LACARDO'S BEAUTY SUPPLIES** to Plaintiff.

B. Consideration.

1. **Purchase Price.** The total purchase price to be paid by Buyer to Seller for the

Acquired **LACARDO'S BEAUTY SALON AND MORE / LACARDO'S BEAUTY SUPPLIES** is **TWENTY FOUR THOUSAND** dollars (**\$24,000.00**) (C.I.) (hereinafter "Purchase Price") consisting of the following components:

- I. Down-payment: **C.I. \$1000.00** (Due to Seller on or before execution of this agreement.) and business will be turned over to **Kayla Davidson (buyer)**.
- II. In consideration of the delivery of the said **LACARDO'S BEAUTY SALON AND MORE / LACARDO'S BEAUTY SUPPLIES** to the hirer, the latter will pay in advance a sum of **C.I. \$4000.00** that will be paid on the **21st April 2017** as first installment on hire (the **BEAUTY SALON AND SUPPLIES** whereof will be fully and solely be property of **Kayla Davidson** the 3rd payment of **\$10,000.00** will be paid on or before the end of **May 2017** the balance which is **\$9000.00** will be paid punctually to the owner's account until balance is paid off by given time the end of **August 2017** at his place the sum of **C.I. \$24,000.00** is completed.

AND the Plaintiff claims:

- 1 The sum of **\$1000.00** was given to **Defendant** and Business transact became disrupted by a number of Flaws from **Defendant** and it was agreed by both parties that the down payment will be given back to **Plaintiff** when Business was sold to the next proposed Buyer.
- 2 That was told to **Plaintiff** by persons working in the same Business that Business was sold and that the **Defendant** was off Island.
- 3 Contact was made to **Defendant** numerous times by **Plaintiff** and proven futile.
- 4 **Plaintiff** made contact via telephone through **Defendant's** son.

- 5 Defendant later sent text messages via Facebook, those messages will be given when needed.
- 6 Interest in the sum of _____ calculated at the prescribed
- 7 rate from to date.
- 8 Fixed costs of \$ _____, alternatively costs to be assessed later.



Plaintiff's Signature

Plaintiff address for Service

NO 2

Acknowledgement of Service

IN THE SUMMARY COURT OF GEORGE TOWN

Cause NO. SC _____ of 2018

Between

KAYLA DAVIDSON

Plaintiff

And

MERVIA HUNTER, MERVIA LIKINGS aka CAROL

Defendant

ACKNOWLEDGEMENT OF SERVICE

1. MERVIA HUNTER, MERVIA LIKINGS aka CAROL against LACARDO'S BEAUTY SALON AND MORE / LACARDO'S BEAUTY SUPPLIES located at 14C Parcel 89 McField Plaza 120 School House Rd. Shop 1&2 of GEORGE TOWN, GRAND CAYMAN

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

YES

NO

3. If you do not intent to contest the action, do you want time in which to pay the claim?

YES

NO

4. If you intent to contest the action, in whole or in part, you must set out full particulars of your defense over leaf.

Service of the Plaint is acknowledged accordingly.

Defendant's Signature

Dated this _____ day of January, 2018

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 to or sent to the Court Office, PO Box 495GT, George Town, Grand Cayman within 14 days of receipt otherwise a default judgement may be entered against you.