



IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 30 of 2018

BETWEEN:

Fiwi Cash Loan Agency

Plaintiff

AND:

Dalbert Passelle

Defendant



To the Defendant

West Bay Gardens c/o Nautilus Boat Tours
Grand Cayman, Cayman Islands.

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 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 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 15th day of Feb 2018

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 Defendant was issued a loan of CI\$650.00, on the 12/6/2015, with a two-week pay back term. His original interest was for CI\$250.00

2. In accordance with his signed contract the payment terms have not been met by the defendant, therefore we hereby apply for the courts intervention in seeking a resolve to this matter.

4. Several attempts, using various debt collection resources have been applied, to collect the outstanding reduced amount owing of CI\$5600, yet none have resulted in the defendant coming in to honour his debt.

5. The sum owed was reach by doing the following calculations. (compounded amount x interest amount x contracted payment period + full compounded amount). The Defendant's total being sued for is gratefully reduced in order to assist him in making payments.

$6 \times 15 \times 2 = 180 + 70 = 250 + 650 = 900$ / $9 \times 15 \times 2 = 270 + 30 = 300 + 900 = 1200$ /
 $12 \times 15 \times 2 = 360 + 30 = 390 + 1200 = 1560$ / $15 \times 15 \times 2 = 450 + 30 = 480 + 1560 = 2040$
 $20 \times 15 \times 2 = 600 + 30 + 630 + 2040 = 2670$ / $26 \times 15 \times 2 = 780 + 30 = 810 + 2670 = 3480$ This loan was rounded off to \$3500 in October 2015.

The Defendant has refused to make payments despite the capping of his loan. As of January 2016, his loan was reactivated, and his interest returned.

$35 \times 15 \times 4 = 2100 + 3500 = 5600$. His loan was once again capped for a final time. This is now over one year and Mr. Passelle has still refused to settle his debt.

And the Plaintiff claims:

- 1 The principal sum of \$ 650.00
- 2 Interest in the sum of \$ 4950.00 calculated at the prescribe rate from _____ to date.
Interest to continue until the matter is settled.
- 3 Fixed costs of \$ 150.00, alternatively costs to be assessed.



Plaintiff's Signature

Plaintiff's address for service

Fiwi Cash Loan Agency
Po Box 11203 Ky1-1108
Shop #5 Dolphin Center
fiwicash@outlook.com
328-5275 / 769-9663

No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 20__

Between:

Fiwi Cash Loan Agency

Plaintiff

AND:

Dalbert Passelle

Defendant

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

West Bay Gardens c/o Nautilus Boat Tours
Grand Cayman, Cayman Islands.

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 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 _____, 20__

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.