

IN THE GRAND COURT OF THE CAYMAN ISLANDS
ON APPEAL FROM THE SUMMARY COURT



122
GRAND COURT CAUSE NO. OF 2018
(CAUSE NO. SC NO. 297 OF 2015)

BETWEEN

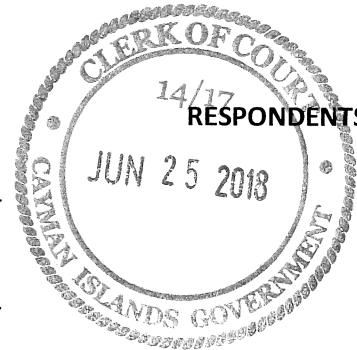
FARMERS AND ARTISANS RETAIL MARKET LTD.

APPELLANT

AND

STANLEY HILL
AND
HILL CONSTRUCTION CO. LTD.

RESPONDENTS



NOTICE OF APPEAL

TAKE NOTICE that we, Farmers and Artisans Retail Market Ltd., intend to appeal against the order of the Summary Court made on the 12th day of June 2018.

The grounds of our appeal are as follows:

1. Pursuant to section 38 of the Summary Jurisdiction Law (2015 Revision) an appeal shall lie to the Grand Court from any final judgment of the court in any proceedings.
2. On 12 June 2018, judgment was handed down in these proceedings against the Appellant.
3. Pursuant to Rule 15 of the Summary Court Rules, 2004, an appeal to the Grand Court shall be made by Notice of Appeal which must be filed within 14 days from the date upon which the judgment or order appealed from is filed. To the best of the knowledge of the Appellant no such order has been filed however the Appellant has filed this Notice of Appeal in order to protect its right of appeal.
4. Rule 15 of the Summary Court Rules, 2004 provides that an appeal shall constitute a re-hearing.
5. The Appellants first ground of appeal is that it is entitled to appeal as of right in accordance with the law and that the appeal shall be a re-hearing.
6. Without prejudice to the above, the Appellant's further grounds his appeal on the basis that the learned Magistrate made errors both of fact and law, the result of which is that the Judgment

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THIS NOTICE OF APPEAL was FILED by SOLOMON HARRIS of 3rd Floor, FirstCaribbean House, P.O. Box 1990, KY1-1104, Cayman Islands, Attorneys-at-law for and on behalf of the Appellants whose address for service is that of their said Attorneys-at-law.

should not be permitted to stand and that the Grand Court should re-hear the matter. Given that the appeal is a re-hearing particulars are not provided, however, should it be determined that the Court would be assisted by particulars the Appellant will provide them.

7. The Appellant requests a stay of execution pending the determination of the appeal.

DATED this 25th day of June 2018

Solomon Harris

SOLOMON HARRIS

ATTORNEYS-AT-LAW FOR THE APPELLANTS

TO: The Registrar
Grand Court

AND TO: The Respondents:
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