

PLAINT

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 163 of 2018

BETWEEN: THE ATTORNEY GENERAL

Plaintiff

**AND: KERRY WHITTAKER T/A
KRW PERSONAL SERVICES**

Defendant



To the Defendant:

Kerry Whittaker T/A KRW Personal Services
69 Mindip Circle, Bodden Town
Grand Cayman KY1-1500
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 Complaint 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 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 17th day of July, 2018

See overleaf for particulars of the Plaintiff's claim

PARTICULARS OF CLAIM

1. The Defendant is and was at all material times a Cayman Islands licensed company carrying on business pursuant to the laws of the Cayman Islands. The Defendant's registered office is 69 Mindip Circle, Bodden Town, Grand Cayman, Cayman Islands.
2. In 2017, the Defendant issued two cheques to the Cayman Islands Government for the payment of services, which were dishonoured by the bank and returned to the Government due to insufficient funds. The dishonoured cheques are:

Cheque No.	Date of Cheque	Amount of cheque CI\$	Admin Fees	Total owed to CIG CI\$
048	27 Feb 17	4,550.00	40.00	4,590.00
144	15 Nov 17	2,625.00	40.00	2,665.00
Total		7,175.00	80.00	7,255.00

3. The total sum owed to the Cayman Islands Government is CI\$7,255.00, inclusive of administrative fees.
4. Notwithstanding the demands for payment being made on the Defendant and efforts to have the Defendant enter a payment agreement, the Defendant has failed to honour promises to do so.
5. To date the Defendant has failed or neglected to make full payment on this amount to the Plaintiff despite repeated demands for payment.
6. As a result of the above, the Plaintiff is entitled to the relief claimed in this proceeding.
7. The Defendant should also pay interest at the prescribed rate on the debt as at the date of this Plaint as well as at the per diem rate until the debt has been paid in full.

AND THE PLAINTIFF claims:

- a. CI\$7,255.14 being the total sum due to the Plaintiff.
- b. Interest on the principal sum of CI\$7,175.00 in the amount of CI\$170.41 calculated at the prescribed rate from 30 November, 2017 to date.

- c. Interest to continue at the per diem rate of CI\$0.74 until the matter is settled.
- d. Fixed costs at CI\$150.00 or as to be assessed.

Attorney General

The Attorney General

Plaintiff's address for service

The Cayman Islands Government
Treasury Dept.
3rd Floor Government Admin Bldg.
133 Elgin Ave, George Town
Grand Cayman, Cayman Islands
Attn: Nathania Pearson, Debt Recovery
Manager. Ph. (345) 244-2141

This PLAINT was filed by the Plaintiff whose address for service is Attorney General's Chambers c/o Treasury Department, Government Administration Building, 133 Elgin Avenue, George Town, Grand Cayman KY1-9000, Cayman Islands

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 2018

BETWEEN: THE ATTORNEY GENERAL

Plaintiff

AND: KERRY WHITTAKER T/A
KRW PERSONAL SERVICES

Defendant

ACKNOWLEDGEMENT OF SERVICE

1. State the Defendant's name and address-

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

Service of the Plaintiff is acknowledged accordingly.

Defendant's Signature

Dated this _____ day of _____ 2018

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