

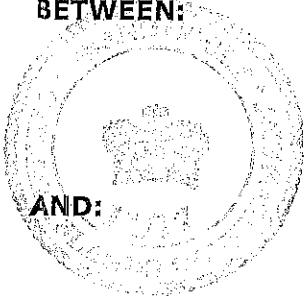
IN THE GRAND COURT OF THE CAYMAN ISLANDS

159
CAUSE NO. OF 2018

IN THE ESTATE OF KERLENE HUNTER-CAMPBELL

BETWEEN: SHERIKA HUNTER
DARIC HUNTER
AMANDA CAMPBELL
(By next Friend Sherika Hunter)

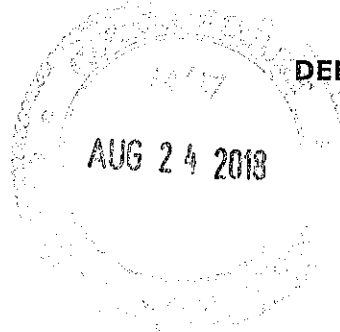
1ST PLAINTIFF
2ND PLAINTIFF
3RD PLAINTIFF



AND: LEON A. CAMPBELL

DEFENDANT

WRIT OF SUMMONS



TO: Mr. Leon Campbell
62 William Drive
Windsor Park
George Town
Grand Cayman

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiffs in respect of the claim set out on the next page.

Within 28 days after the service of the Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495, George Town, Grand Cayman, Cayman Islands, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgement may be entered against you forthwith without further notice.

Issued this 24 day of August 2018.

NOTE: - This Writ may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with the date of issue renewed by order of the Court.

IMPORTANT

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

STATEMENT OF CLAIM

- (1) The Plaintiffs are children of the late Kerlene Hunter-Campbell and beneficiaries under her estate. The Defendant was the late Kerlene Hunter-Campbell husband and Personal Representative to her estate since the grant of letters of administration on the 12th December 2016.
- (2) That Kerlene Hunter-Campbell who died on the 5th April 2016 on her death bed made statements of gifts conditional on her death in relation to the real properties she owned; namely properties registered in the Cayman Islands Land Register as Registration Section George Town South at Block and Parcel 14E 393 and 14E 454. Therefore, the rules of intestacies do not apply to the real properties named in those gifts on contemplation of death. Such statements were in the presence of Pastor Stephen King and her sister, Angella Madourie. The gifts were to the effect that her entire real property holdings were transferred to her three children; namely Sherika Hunter, Daric Hunter and Amanda Campbell.
- (3) Further or In the alternative one-half (1/2) of the property at Block and Parcel 14E 393, Grand Cayman in which the entire legal title was transferred to the late Kerlene Hunter-Campbell upon her divorce from Mr Stafford Hunter was held on trust for the children of that marriage and therefore does not fall within the late Kerlene Hunter-Campbell estate.
- (4) Further or in the alternative, the Defendant should be removed and substituted by the Sherika Hunter and Daric Hunter as the Personal Representative of the late Kerlene Hunter Campbell having failed to properly administer the estate or remaining estate of the late Kerlene Hunter-Campbell in that:
 - (a) The Defendant has failed to realise and administer the estate or remaining estate of Kerlene Hunter-Campbell within one year or reasonable time thereafter;
 - (b) The Defendant has failed to file accounts of any receipts and distribution within one year of grant or within reasonable time thereafter;
 - (c) That without prejudice to the foregoing pleadings, the Defendant has taken steps in conflict to the interest of the Plaintiffs including placing his sole name onto the title of property at Block and Parcel 14E 393, George Town, Grand Cayman and started sharing occupation of the same with a spouse.
 - (d) That the Defendant have sought to debar Sherika Hunter from the properties;
 - (e) That the Defendant has engaged a company and is attempting to sell the property without any input from or regards for the interests of the Plaintiffs.

AND THE PLAINTIFFS claims:

1. A declaration that the properties at 62 Williams Drive registered in the Cayman Islands Land Register as Registration Section George Town South at Block and Parcel 14E 393 and 14E 454 owned absolutely by the late Kerlene Hunter-Campbell pass by donatio mortis causa to the surviving children and/or issues of Kerlene Hunter-Campbell; namely Sherika Hunter, Daric Hunter and Amanda Campbell.
2. Further or alternatively, the Plaintiffs claim for a declaration that the property Registered in the Cayman Islands Land Register as Registration Section George Town South at Block 14E Parcel 393 owned legally by the late Kerlene Hunter-Campbell was held with ½ interest on trust to the Children of her first marriage, namely Sherika Hunter and Daric Hunter.
3. The retirement or removal of Leon Campbell and replacement by the Sherika Hunter and Daric Hunter as personal representative;
1. Further or other relief as the Court deems fit.

Sonia Bush & Associates

Sonia Bush & Associates Law Firm
Attorneys for the Plaintiff

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICES
OF WRIT OF SUMMONS

1. 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 495G, George Town, Grand Cayman.

2. A Defendant who states in his Acknowledgment of Service that he intends to contest the proceedings must also serve a defence on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (i.e. the words "Statements of Claim" appear on the top of page 2) the Defence must be served within 28 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgement is served on the Defendant.

If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 28 days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgement against him without further notice.

3. A Stay of Execution against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, issue a Summons for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

See over for notes for guidance
Please complete overleaf

Notes for Guidance

1. Each Defendant (if there is 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 28 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 Writ of 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 (.....)" 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.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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 communication for him should be sent. In the case of a limited company, "residence" means its registered or principal office.

Indorsement by Plaintiffs Attorney (or by Plaintiffs if suing in person) of his name, address and reference, if any, in the box below.

Sonia Bush & Associates Law Firm
Attorneys-at-Law
Grand Pavilion Commercial Center,
802 West Bay Road,
P.O. Box 11139
Grand Cayman, KY1-1008
Cayman Islands.

Indorsement by Defendant's Attorney (or by Defendant if suing in person) of his name, address and reference, if any, in the box below.