

**No. 1  
Plaint**



IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 237 of 2018

BETWEEN

Plaintiff



AND

Defendant

To the Defendant

Name: Claybourne Thomas Moore  
Address: 19 Cumber Avenue, Bodden Town  
P.O. Box General Delivery, 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 Plaint 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 7<sup>th</sup> day of November, 2018

**See overleaf for particulars of the Plaintiff's claim**

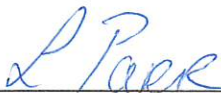
## PARTICULARS OF CLAIM

(Here set out in numbered paragraphs, the grounds upon which the Plaintiff claims that the Defendant is indebted to her or is liable to pay damages to her).

1. On or about the 21<sup>st</sup> of October to the 4<sup>th</sup> of November, 2017: The Defendant illegally trespassed onto the Plaintiff's land parcel 32D 152 located on Nature's Circle, Beach Bay, Lower Valley. The Plaintiff owns an Isuzu Elf 250 vehicle (VIN# NKR66E-7497236) parked on his property. At all times prior to this incident, said vehicle was in working condition.
2. The Defendant stole multiple automotive parts from the Plaintiff's vehicle at 32D 152, including spare tire, batteries, numerous relays, fuses, vehicle computer parts, etc.
3. The Defendant damaged multiple automotive parts from the same vehicle in perpetrating the thefts, including:
  - a. Cutting wires on the main wire harness for the computer & relay box
  - b. Additional or hidden faults may be found once repairs are performed
4. The Defendant impaired the Plaintiff's vehicle, such that the Plaintiff could not start/ operate/ drive/ use the vehicle without costly repairs and parts.
5. This vehicle is used, from time to time, in the Plaintiff's construction business. The Defendants crime has had a deep financial impact as we do not have comprehensive insurance and we have been unable to replace the stolen and broken items when he burglarized our property.
6. The actions of the Defendant have greatly affected our lives as the Defendant came at us with a knife when we caught him in the act of burglarizing our vehicle on the night of Oct. 21<sup>st</sup> 2017 at approx. 6:20pm. (see Criminal Case # 00817/2018).
7. The Defendant stole parts and damaged the Plaintiff's vehicle and caused great fear and distress threatening violence against the Plaintiffs. He should have to reimburse the Plaintiff for the costs to replace the parts and repairing the vehicle and for the emotional distress he has caused.

AND the Plaintiff claims:

- 1 The sum of CI\$ 7,000.00
- 2 Damages for causing fear and provoking violence and causing severe emotional distress.
- 3 Interest in the sum of CI\$ 175.49 calculated at the prescribed rate from 21<sup>st</sup> of October 2017 to date.
- 4 Interest to continue until this matter is settled.
- 5 Fixed costs of \$150.00 + \$25.00 filing fee, alternatively costs to be assessed.



\_\_\_\_\_  
Plaintiff's Signature

Plaintiff's address for service

<p><b>Name:</b> Lindsay Parr Address: 50 Nature's Circle, Beach Bay, Bodden Town P.O. Box 31672, Grand Cayman KY1-1207, Cayman Islands</p>
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**No. 2**

**Acknowledgment of Service**

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC \_\_\_\_\_ of 2018

**BETWEEN:**

**Plaintiff**

Lindsay Parr

**AND**

**Defendant**

Claybourne Thomas Moore

**ACKNOWLEDGMENT OF SERVICE**

1 State Defendant's name and address -

Name: Claybourne Thomas Moore  
Address: 19 Cumber Avenue, Bodden Town  
P.O. Box General Delivery, 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 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).

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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.