



No. 1
Plaint



IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 248 of 2018

BETWEEN:

Nicholas Humberto Scott

Plaintiff

AND:

Suzanne Muise



Defendant

To the Defendant

Suzanne Muise
PO BOX 522
KY1-9006
Cayman Islands

THIS PLAINT has been issued against your 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 4th day of Dec. 20 18

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)

Defendant is responsible for car damages incurred to the plaintiff attached in "APPENDIX A" and has been reluctant to come to a formal agreement.

Defendant rear ended the plaintiff's vehicle and has not been cooperative in the repair process. Two estimates were provided to the defendant attached in "APPENDIX B" and "APPENDIX C" respectively, and still a decision was not made.

AND the Plaintiff claims:

- 1 The sum of CI \$ 1175. 50.
- 2 Interest in the sum of \$ (2) Interest calculated at the prescribed rate from October 24th to date.
- 3 Fixed costs of \$ Rental car, court fees, alternatively costs to be assessed.



Plaintiff's Signature

Plaintiff's address for service

P.O. BOX 38 457 N SOUND RD GRAND CAYMAN KY1-1101
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APPENDIX A



Date: 10/24/2018 03:04 PM
 Estimate ID: 530
 Estimate Version: 0
 Preliminary
 Profile ID: Tony's Toys

APPENDIX B

Tony's Toys Automotive Center

91 Sherwood Drive, Grand Cayman, CT KY1-1105
 (345) 326-8795

Damage Assessed By: Cebert Wood
 Classification: Other

Condition Code: Good
 Deductible: UNKNOWN
 Owner: Nicholas Scott

Mitchell Service: 910693

Description: 2007 Honda Fit
 Body Style: 4D HB
 VIN: GD1-2395269
 Mileage: 103,975
 OEM/ALT: 0
 Options: PASSENGER AIRBAG, POWER LOCK, POWER WINDOW, POWER STEERING, REAR WINDOW DEFOGGER
 AIR CONDITION, REAR WINDOW WIPER, TILT STEERING COLUMN, AM/FM STEREO
 DRIVER AIRBAG, FRONT SIDE AIRBAG WITH HEAD PROTECTION, ANTI-LOCK BRAKE SYS.
 CD PLAYER, POWER ADJUSTABLE EXTERIOR MIRROR, FIRST ROW BUCKET SEAT, SIDE AIRBAGS
 REAR BENCH SEAT

Drive Train: 1.5L Inj 4 Cyl 5A FWD
 License: 170 529
 Search Code: None

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/ Part Number	Dollar Amount	Labor Units
1	001589	BDY	REPAIR	Liftgate Shell	Existing		5.0* #
2	AUTO	REF	REFINISH	Liftgate Outside			C 2.4
3	001776	BDY	REMOVE/INSTALL	Liftgate Adhesive Emblem	Existing		0.4*
4	001609	BDY	REMOVE/INSTALL	Liftgate Adhesive Nameplate	Existing		0.4*
5	001897	BDY	REMOVE/INSTALL	Liftgate Trim Panel			0.2
6	001650	BDY	REMOVE/INSTALL	Liftgate Wiper Arm	Existing		0.2 #r
7	001786	BDY	REMOVE/INSTALL	R License Lamp			0.2 #
8	001787	BDY	REMOVE/INSTALL	L License Lamp			0.2 #
9	001802	BDY	REMOVE/INSTALL	Rear Bumper Cover			1.0
10	001804	BDY	REPAIR	Rear Bumper Cover	Existing		1.0*
11	AUTO	REF	REFINISH	Rear Bumper Cover			C 2.1
12	936008		ADD'L COST	Paint/Materials		250.00 *	
13	900500	BDY *	REPAIR	Center Bumper Support	Existing		0.5*
14	AUTO	REF	ADD'L OPR	Clear Coat			1.4
15	AUTO		ADD'L COST	Shop Materials		7.80 *	
16	AUTO		ADD'L COST	Hazardous Waste Disposal		17.70 *	

* - Judgment Item
 # - Labor Note Applies
 C - Included in Clear Coat Calc
 r - CEG R&R Time Used For This Labor Operation

ESTIMATE RECALL NUMBER: 10/24/2018 15:04:23 530
 Mitchell Data Version: OEM: OCT_18_V

Software Version: 7.1.232

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Page 1 of 2

Estimate Totals

I. Labor Subtotals	Units	Rate	Add'l Labor Amount	Sublet Amount	Totals	II. Part Replacement Summary	Amount	
Body	9.1	60.00	0.00	0.00	546.00			
Refinish	5.9	60.00	0.00	0.00	354.00	Total Replacement Parts Amount	0.00	
Non-Taxable Labor					900.00			
Labor Summary	15.0				900.00			
III. Additional Costs					Amount	IV. Adjustments		Amount
Non-Taxable Costs					275.50	Customer Responsibility		0.00
Total Additional Costs					275.50			
						I. Total Labor:	900.00	
						II. Total Replacement Parts:	0.00	
						III. Total Additional Costs:	275.50	
						Gross Total:	1,175.50	
						IV. Total Adjustments:	0.00	
						Net Total:	1,175.50	

This is a preliminary estimate.
Additional changes to the estimate may be required for the actual repair.

APPENDIX C

Date: 11/01/2018 12:57 PM
 Estimate ID: 3796
 Estimate Version: 0
 Preliminary
 Profile ID: Mitchell

H&R AUTO BODY SHOP

10 Durham Drive, GT PO Box 10440, Grand Cayman KY1-1104
 (345) 949-5525 ext. 4355
 Fax: (345) 949-8616
 Email: rodolfo.membrano@carcitycayman.com

Damage Assessed By: Rodolfo Membrano
 Classification: Audit

Deductible: UNKNOWN

Owner: NICHOLAS SCOTT

Telephone: Cell Phone: (345) 924-9355

Mitchell Service: 910693

Description: 2007 Honda Fit
 Body Style: 4D HB
 VIN: GD1-2395269
 OEM/ALT: A
 Color: SILVER
 Options: PASSENGER AIRBAG, POWER LOCK, POWER WINDOW, POWER STEERING, REAR WINDOW DEFOGGER,
 AIR CONDITION, REAR WINDOW WIPER, TILT STEERING COLUMN, AM/FM STEREO
 DRIVER AIRBAG, FRONT SIDE AIRBAG WITH HEAD PROTECTION, ANTI-LOCK BRAKE SYS.
 CD PLAYER, POWER ADJUSTABLE EXTERIOR MIRROR, FIRST ROW BUCKET SEAT, SIDE AIRBAGS
 REAR BENCH SEAT

Drive Train: 1.5L Inj 4 Cyl 5A FWD
 License: 170-529
 Search Code: B1013311

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/ Part Number	Dollar Amount	Labor Units
1	001689	BDY	REPAIR	Liftgate Shell	Existing		2.5* #
2	AUTO	REF	REFINISH	Liftgate Outside			C 2.4
3	001802	BDY	REMOVE/INSTALL	Rear Bumper Cover			1.0
4	001804	BDY	REPAIR	Rear Bumper Cover	Existing		2.5*
5	AUTO	REF	REFINISH	Rear Bumper Cover			C 2.1
6	900500	BDY *	REMOVE/REPLACE	CLIPS, 6@4.20	New	21.00 *	0.0*
7	AUTO	REF	ADD'L OPR	Clear Coat			1.4
8	AUTO		ADD'L COST	Paint/Materials		206.50 *	
9	AUTO		ADD'L COST	Shop Materials		20.00 *	

* - Judgment Item

- Labor Note Applies

C - Included In Clear Coat Calc

ESTIMATE RECALL NUMBER: 11/01/2018 10:50:19 3796

Mitchell Data Version: OEM: OCT_18_V
 MAPP:OCT_18_V

Software Version: 7.1.232

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Estimate Totals

I. Labor Subtotals	Units	Rate	Add'l Labor Amount	Sublet Amount	Totals	II. Part Replacement Summary	Amount
Body	8.0	60.00	0.00	0.00	360.00	Non-Taxable Parts	21.00
Refinish	6.9	60.00	0.00	0.00	354.00	Total Replacement Parts Amount	21.00
					Non-Taxable Labor		714.00
Labor Summary	11.9				714.00		
						IV. Adjustments	Amount
III. Additional Costs					Amount	Customer Responsibility	0.00
Non-Taxable Costs					226.50		
Total Additional Costs					226.50		
Paint Material Method: Rates Init Rate = 35.00 , Init Max Hours = 99.9, Addl Rate = 0.00							
						I. Total Labor:	714.00
						II. Total Replacement Parts:	21.00
						III. Total Additional Costs:	226.50
						Gross Total:	961.50
						IV. Total Adjustments:	0.00
						Net Total:	961.50

This is a preliminary estimate.
Additional changes to the estimate may be required for the actual repair.

Insurance Co: BRITCAY

Thank You For Your Business

This Is Only An Estimate Teardown Is Needed For Proper Estimate

No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 20__

Between:

NICHOLAS HUMBERTO SCOTT

Plaintiff

AND:

SUZANNE MUISE

Defendant

ACKNOWLEDGMENT OF SERVICE

1 State 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 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 _____, 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.