

No. 1
Plaint



IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 47 of 2019

BETWEEN:

CECIL HYLTON



Plaintiff

AND:

ROSE McCLEARY

Defendant

To the Defendant

Rose McCleary
C/O Kirk Office
67 North Sound Road
KY1-1109, Cayman Islands
(345) 623-5475



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 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 day of March 2019

See overleaf for the particulars of the Plaintiff's claim

PARTICULARS OF CLAIM

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

1. In December of 2017 I was by asked by the defendant to join her partner scheme as someone else had decided not to continue. I agreed to join the partner and she told me that it started on 15th November 2017 and that is when I would have to pay.
2. The partner was due on 15th day of every month until the 15th June 2018 when it finished. I made 8 payments of \$250 to the defendant. The 15th June was also the day when I was to get my pay out, however I did not receive my payment.
3. After the 15th June 2018 I called the defendant and asked about my payment and she told me that she was going off island and I will get paid when she returns. Every time I have contacted her since, I have received the same excuse.

AND the Plaintiff claims:

- 1 The sum of \$2000.
- 2 Interest in the sum of \$34.62 calculated at the prescribed rate from 15th June 2018 to date.
- 3 Fixed costs of \$25, alternatively costs to be assessed.



Plaintiff's Signature

Plaintiff's address for service

Cecil Hylton P.O. BOX 10315 KY1-1003 Cayman Islands (345) 917-3506
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No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 20__

Between:

Cecil Hylton

Plaintiff

AND:

Rose Mccleary

Defendant

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

Rose Mccleary
67 North Sound Road ,Ky1-1109
Cayman Islands
345 623 5475

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 495, Grand Cayman KY1-1106 Cayman Islands within 14 days of receipt otherwise a default Judgment may be entered against you.