

**PLAINT**

**IN THE SUMMARY COURT AT GEORGE TOWN**

Cause No. SC 125 of 2019

**BETWEEN: THE ATTORNEY GENERAL**

**Plaintiff**

**AND: ARALCO CAYMAN LTD**

**Defendant**



To the Defendant:

ARALCO CAYMAN LTD  
78 Red Gate Road, George Town  
P.O. Box 761  
Grand Cayman KY1-1009  
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 4<sup>th</sup> day of June 2019

**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 registered company carrying on business pursuant to the laws of the Cayman Islands. The Defendant's registered office is 78 Red Gate Road, PO Box 761, Grand Cayman KY1-1009, Cayman Islands.
2. Between December, 2017 and July 2018, the Defendant issued 6 cheques to the Cayman Islands Government for the payment of services, all of which were dishonoured by the bank and returned to the Government due to insufficient funds. The dishonoured cheques are:

<b>Cheque No.</b>	<b>Date of Cheque</b>	<b>Amount of cheque CI\$</b>	<b>Admin Fees</b>	<b>Cost of Service CI\$</b>	<b>Total owed to CIG CI\$</b>
6164	13 Dec 17	1,372.50	40.00		1,412.50
6170	27 Mar 18	170.00	40.00	135.00	345.00
6171	27 Mar 18	1,717.50	40.00		1,757.50
6184	19 Jun 18	468.33	40.00		508.33
6217	15 Mar 18	1,032.50	40.00		1,072.50
6218	19 Mar 18	780.00	40.00		820.00
<b>Total</b>		<b>5,500.83</b>	<b>240.00</b>	<b>135.00</b>	<b>5,915.83</b>

3. The total sum owed to the Cayman Islands Government is CI\$5,915.83, inclusive of administration fees and costs of serving a Letter before Action on its business address.
4. Notwithstanding the demands for payment being made on the Defendant and the efforts to have the Defendant through its representative, Mr. Garth Duncan, 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 Plaintiff as well as at the per diem rate until the debt has been paid in full.

**AND THE PLAINTIFF** claims:

- a. CI\$5,915.83 being the total sum due to the Plaintiff.
- b. Fixed costs at CI\$150.00 or as to be assessed.

*Attorney General*

Attorney General

Plaintiff's address for service

The Cayman Islands Government  
Treasury Dept.  
3<sup>rd</sup> Floor Government Admin Bldg.  
133 Elgin Ave, George Town  
Grand Cayman, Cayman Islands  
Attn: Nathania Pearson, Debt Recovery  
Manager.

This PLAINT was filed by the Plaintiff whose address for service is 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 2019

**BETWEEN:** THE ATTORNEY GENERAL

Plaintiff

**AND:** ARALCO CAYMAN LTD

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 \_\_\_\_\_ 2019

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