

No. 1
Plaint



IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 157 of 20 19

BETWEEN:

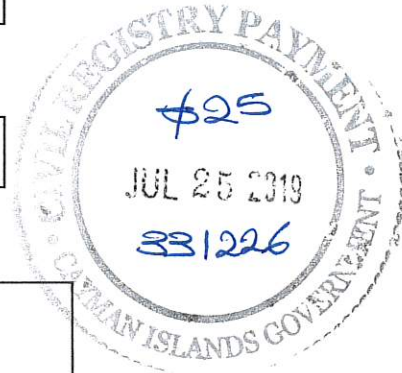
Sushaneil S. D Mcfield

Plaintiff

AND:

Peter Campbell

Defendant



To the Defendant

#3 Omega Drive

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 25 day of July 20 19

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)

Please see attached document

AND the Plaintiff claims:

- 1 The sum of \$2,300.
- 2 Interest in the sum of \$ — calculated at the prescribed rate from to date.
- 3 Fixed costs of \$ 2,300, alternatively costs to be assessed.

Sandford
Plaintiff's Signature

Plaintiff's address for service

51 Kennedy Drive
P.O. Box 231
KY1-1104

Date: 24-07-19

To Whomsoever It May Concern

On the 29th of June 2019, I was driving along the round-about located directly after the kitchen restaurant heading in the Countryside convenience plaza direction. I was exiting the round-about in my 2010 Honda Fit (rental); while Mr. Campbell was driving a 2015 Ssangyong ACTYON. Mr. Campbell crashed into the rear end of my vehicle as I exited the round-about because he failed to stop and give way as he entered the round-about. Instead, he maintained his speed and entered the round-about resulting in the accident. After the accident Mr. Campbell claimed responsibility for the accident in the presence of the 2 officers and held his position that he would rectify the matter however, he has failed to do so.

The vehicle he was driving was insured under the Wendell Company subsequently Mr. Wendell's insurance had to be contacted as Mr. Campbell was reluctant to respect his word. However, Mr. Wendell opted to pay out of pocket for the repairs but refused to compensate me for the duration of time that my rental vehicle was and continues to be unfit for roadworthiness. My vehicle was and still is unable to be rented from the 29th of June 2019 and is not expected to be fixed, as the Mechanic's expected date of the completion of repairs has been indicated not before 13th of August 2019. Due to both time for repair and lack of commitment from Mr. Campbell my rental remains unfit for usage during this time. The cost of my vehicle being out of service has been calculated at \$50 CID per day.

No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 20__

Between:

Seohareil Mcfield

Plaintiff

AND:

Peter Campbell

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.