

No. 1
Plaint



IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 5 of 20 20

BETWEEN:

AAA CAREGIVERS AGENCY

Plaintiff

AND:

DAVID BENTLEY & JACQUELINE BARNES

Defendant



To the Defendant

David Bentley & Jacqueline Barnes
Glen Eden Road, #39 South Palms, South
Church Street, George Town, Grand
Cayman

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 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 defense** 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 defense, the Plaintiff may apply for a default **judgement** without any further notice to you.

Issued this 8th day of January, 20 20.

See overleaf for particulars of the Plaintiff's claim.

PARTICULARS OF CLAIM

1. That the Defendants hired Nanny Services from AAA Caregivers Agency ("the agency") since 2016 on an off and basis. In November after receiving complaints from the assigned staff (Jennifer Torres), the agency requested, on numerous occasions, to meet with the clients to discuss their needs and how best the Agency could meet those needs. Attached are copies of the message requests to the clients.
2. That after unsuccessful attempts to meet with the Defendants the Agency made a decision to remove the staff as at the end of November 2019, The Defendants were advised of same.
3. Since the removal of the staff the Defendants have REFUSED to pay for services rendered for November and December 2019. The Defendants have demanded that the staff be re-instated stating that the bill would be paid "When Jenny returns to us".
4. Despite numerous reminders of the overdue bill the Defendants have not been forthcoming in settling their accounts with the Agency.

AND the Plaintiff claims:

1. The sum of KYD\$1,633.25 (INVOICE#1810) and KYD\$211.00 (INVOICE #1864)
2. Late fee charges of 3% of the total sum outstanding.
3. Fixed costs of KYD\$150.00, alternatively costs to be assessed.

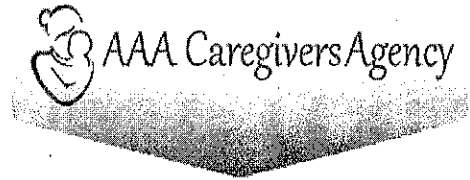


Plaintiff's Signature

Plaintiff's address for service

**75 CASKWELL DRIVE
SAVANNAH, BODDEN TOWN**

AAA Caregivers Agency
 75 Caskwell Dr PO Box 1715
 Savannah, Grand Cayman
 KY1-1504 KY
 +1 3459165925
 accounts@aaacaregivers.ky
 http://www.aacaregivers.ky/



INVOICE

BILL TO
 David Bentley
 N/A
 Glen Eden Road, #39 South
 Palms, South Church Street
 George Town, Grand Cayman
 Cayman Islands

INVOICE NO. 1810
DATE 28/11/2019
DUE DATE 28/11/2019
TERMS Due on receipt

ACTIVITY	QTY	RATE	AMOUNT
Domestic Services	6	11.75	70.50
Nanny Services - Chanel Hill Connor (2 November 10am to 4:10PM)			
Transportation Fee	1	4.00	4.00
Transportation Allowance			
Domestic Services	46	11.75	540.50
Nanny Services - J. Torres (Morning Session 6:30am to 9:30am)			
1-Nov David Bentley 3			
4-Nov David Bentley 3			
5-Nov David Bentley 3			
6-Nov David Bentley 2.5			
7-Nov David Bentley 3			
8-Nov David Bentley 3			
12-Nov David Bentley 3			
13-Nov David Bentley 2.5			
14-Nov David Bentley 3			
15-Nov David Bentley 3			
18-Nov David Bentley 4			
19-Nov David Bentley 4			
20-Nov David Bentley 3			
21-Nov David Bentley 3			
22-Nov David Bentley 3			
Transportation Fee	15	4.00	60.00
Transportation Allowance			
Domestic Services	13	11.75	152.75
Nanny Services - November 25 - 28, 2019			
25-Nov David Bentley 3Hours			
26-Nov David Bentley 3Hours			
27-Nov David Bentley 4Hours			
28-Nov David Bentley 3Hours			

ACTIVITY	QTY	RATE	AMOUNT
Domestic Services	66	11.75	775.50
Nanny Services (J.Tiglao)			
31-Oct-19 3:00 PM 8:30 PM 5.50			
4-Nov-19 3:00 PM 8:30 PM 5.50			
7-Nov-19 3:00 PM 8:30 PM 5.50			
9-Nov-19 8:00 AM 4:30 PM 8.50			
11-Nov-19 3:00 PM 8:30 PM 5.50			
14-Nov-19 3:00 PM 8:30 PM 5.50			
18-Nov-19 3:00 PM 8:30 PM 5.50			
21-Nov-19 3:00 PM 8:30 PM 5.50			
23-Nov-19 8:00 AM 4:00 PM 8.00			
25-Nov-19 3:00 PM 8:30 PM 5.50			
28-Nov-19 3:00 PM 8:30 PM 5.50			
Transportation Fee	11	4.00	44.00
Transportation Allowance (J. Tiglao)			
Transportation Fee	4	4.00	16.00
Transportation Allowance (LM)			

BALANCE DUE

KYD 1,663.25

AAA Caregivers Agency
75 Caskwell Dr PO Box 1715
Savannah, Grand Cayman
KY1-1504 KY
+1 3459165925
accounts@aaacaregivers.ky
http://www.aaacaregivers.ky/



INVOICE

BILL TO

David Bentley
N/A
Glen Eden Road, #39 South
Palms, South Church Street
George Town, Grand Cayman
Cayman Islands

INVOICE NO. 1864

DATE 08/01/2020

DUE DATE 08/01/2020

TERMS Due on receipt

ACTIVITY	QTY	RATE	AMOUNT
Domestic Services	15	13.00	195.00
Nanny Services:			
02-Dec David Bentley 6:30AM - 10:30AM 4hours			
03-Dec David Bentley 6:30AM - 10:30AM 4hours			
04-Dec David Bentley 6:30AM - 9:30AM 3hours			
05-Dec David Bentley 6:40AM - 10:40AM 4hours			
Transportation Fee	4	4.00	16.00
Transport Allowance			

BALANCE DUE

KYD 211.00

1:54

55%



Me

2:26 PM, Dec 6

I ADDRESSED ISSUES YOU BROUGHT UP. IT IS RIDICULOUS TO REFUSE TO PAY FOR SERVICES RECEIVED. WE LOOK FORWARD TO PAYMENT BY FRIDAY. I CALLED TO MEET WITH YOU TO DISCUSS FINDING SOMEONE WHO CAN WORK WITH YOUR FAMILY. JENNIFER NO LONGER WISHES TO BE ASSIGNED AS SHE NO LONGER FEELS COMFORTABLE IN THE HOME -- YOU CANNOT FORCE THAT. SHE FEELS SHE HAS GIVEN HER 100% YET STILL SHE HAS RECEIVED NUMEROUS COMPLAINTS.

< David BENTLEY
+13459360185



Friday, December 13, 2019

David

We would like to collect payment please advise when we can have someone collect today.

2:30 PM

David

Reminder we want to collect payment please advise.

3:44 PM

Monday, December 16, 2019

David

I plan to visit your offices to collect payment. You have been quiet with no response. You often try to find reasons not to pay as you did with the other agency - if this is your stance with our agency I will be forced to take legal action immediately against you. Please advise - no response

8:47 AM

 View all



D

As discussed. When Jenny returns to us.

9:05 AM

Ok David have it your way you cannot hold our payment due on the basis that Jennifer must return. She refuses to return and we cannot force her.

9:08 AM

+ Enter message



< David BENTLEY
+13459360185



D I will be able to settle once Jenny is reassigned back to us on a regular basis. 2:06 PM

David this is not how this works you cannot hold November payment hostage because you want jenny reassigned. Are we talking about Jennifer or Jennilyn? I refuse to be held hostage for services rendered and provided and at this rate not at all inclined to reassign anyone if this is your stance.

2:10 PM

D Jennifer is the one that has been with us the longest and now we have no one. It's ridiculous for this situation to arise because I asked her to stay for four extra minutes. You did not respond with any details of other problems I have had with her 2:15 PM

I ADDRESSED ISSUES YOU BROUGHT UP. IT IS RIDICULOUS TO REFUSE TO PAY FOR SERVICES RECEIVED. WE LOOK FORWARD TO PAYMENT BY FRIDAY. I CALLED TO MEET WITH YOU TO DISCUSS FINDING SOMEONE WHO CAN WORK WITH YOUR FAMILY. JENNIFER NO LONGER WISHES TO BE ASSIGNED AS SHE NO LONGER FEELS COMFORTABLE IN THE HO

2:26 PM

I RECALL ASKING FOR SIT DOWN TO GO OVER THE ISSUES COMING UP AND YOUR NEEDS I HAVE TO THIS DATE RECEIVED NO RESPONSE.

2:27 PM

+ Enter message



Acknowledgement of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC ____ of 20 ____

BETWEEN:

AAA CAREGIVERS AGENCY

Plaintiff

AND:

DAVID BENTLEY

Defendant

ACKNOWLEDGEMENT OF SERVICE

1. State Defendant's name and address -

David Bentley & Jacqueline Barnes
Glen Eden Road, #39 South Palms, South Church Street, George Town, Grand Cayman

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 defense overleaf.

Service of the Plaint 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/s says that he/she is not liable to the Plaintiff, or is not liable for the full amount claimed)

Defendants Signature

REMINDER - This form must be taken or send to the Court Office, PO Box 495GT, George Town, Grand Cayman within 14 days of receipt otherwise a default judgement may be entered against you.