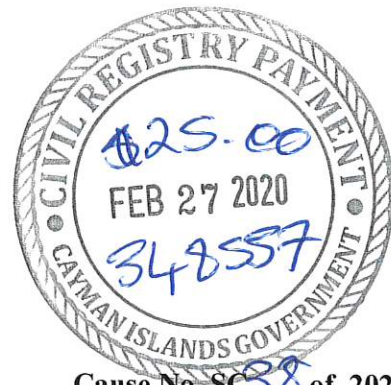




No. 1

Plaint

IN THE SUMMARY COURT AT GEORGE TOWN



Cause No. SC 38 of 2020

BETWEEN: NSN (CAYMAN) LTD

Plaintiff

AND: GO PRO CAYMAN LTD T/A GO PRO DIVING



To the Defendant

GO PRO CAYMAN LTD T/A GO PRO DIVING

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 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 judgement** without any further notice to you.

Issued this 27th day of February, 2020.

See overleaf for particulars of the Plaintiff's claim

PARTICULARS OF CLAIM

1. The Defendant published tourist magazines in association with the Cayman Islands Hotel Association entitled "*Visit Cayman*" and "*Maps of Cayman*" and contracted with the Plaintiff for advertising space under two separate contracts.
2. Contract # 2122 executed on 2nd April 2015 was for an advertisement in the November 2015 issue of "*Visit Cayman*" as well as an advertisement in the November 2015 issue "*Maps of Cayman*" which were contracted at the net price of CI\$3,075 of which CI\$307.50 was paid upon signing the contract and the balance of CI\$2,767.50 to be paid in four separate instalments commencing on 1st June in the amount of CI\$307.50, then followed by three instalments of CI\$820 each on 1st October 2015, 1st November 2015 and 1st December 2015.
3. Contract # 3174 executed on 20th July 2016 was for an advertisement in the November 2016 issue of "*Maps of Cayman*" and was contracted at the net price of CI\$850 of which CI\$170 was paid upon signing the contract and the balance of CI\$680 to be paid in two separate instalments on 1st December 2016 and 1st January 2017, each of CI\$340.
4. All contracted advertisements were published in accordance with the contract.
5. The Defendant made a total of eleven payments totalling CI\$2,950 towards contract # 2122. A balance of CI\$125 remains outstanding which was originally due on 1st December 2015.
6. The Defendant made a total of three payments totalling CI\$520 towards contract # 3174. A balance of CI\$330 remains outstanding which was originally due on 1st January 2017.
7. The total amount owed by the Defendant under both contracts stands at CI\$455.
8. Following numerous attempts to contact and engage with the Defendant regarding the above debts, the Plaintiff served notice to the Defendant on 14th February 2020 by registered post informing him that he was the matter would proceed to court if the debt remained unpaid after seven days. No response was received to that Notice.
9. Copies of the Notice, the advertising contracts and statements showing payments received under each contract are attached.
10. The Plaintiff claims for non-payment of advertising charges totalling CI\$455 as at the date of filing.

AND the Plaintiff claims :

1. The Principal amount of CI\$455.

2. Interest at the rate of $2\frac{3}{8}$ % per annum, compounded, on all the balance claimed from due date to the date of judgement.
3. Fixed costs to be assessed.

Delma Jacobs

Plaintiff's Signature

Plaintiff's Address for service

4th Floor, Cardinal Plaza, Cardinal Avenue,
PO Box 133GT, George Town
Grand Cayman, KY1-1101



NSN (CAYMAN) LTD.
P.O. Box 133, George Town,
KY1-1101, Grand Cayman, B.W.I.
Tel.: (345) 949-7282
Fax.: (345) 949-7538
Email: caymann@northsouthnet.com

Ash Knight
Go Pro Cayman Ltd T/A Go Pro Diving
Riviera Grand Cayman,
South Church street,
George Town
Grand Cayman, KY1-1109

14th February 2020

Dear Mr. Knight,

Our records indicate an outstanding balance of CI\$455 which is long overdue in respect of advertising for *Maps of Cayman* magazine in 2015/16 and 2016/17. Statements and contracts are attached, all of which has been sent to you previously.

We have made numerous attempts to collect this debt and cannot tolerate any further delays in payment.

Please be advised that unless payment is received on or before 21st February 2020 that the matter will be referred to court and appropriate court fees, interest and collection costs imposed.

Payment is to be made to "NSN (Cayman) Ltd" and remitted to the above address before 21st February 2020.

Sincerely

A handwritten signature in black ink that reads "Peter Savill".

Peter Savill
President

NSN (CAYMAN) LTD
Advertising Contract

PO Box 133, Grand Cayman, KY1-1101

Cayman Islands, W.I.

Tel: 345-949-7282

Email: cayman@northsouthnet.com

2122

Advertiser: Go pro Diving

Address: Treasure Island Rescove, West Bay Road KY1-1109

Contact Person: ASH Knight

Telephone: 925 90 92

Email: ash@goprocayman.com

DATE	ISSUE	NO. OF PAGES	NO. OF WORDS	REMARKS
VISIT	Cayman	Nov 15 1/2 page	map ad	Diving Section Seven mile Beach
ADVERTISING INSTRUCTIONS: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> NO. PAGES REQUIRED: <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/>				
ADVERTISING INSTRUCTIONS: <u>Advertiser to produce adverts within size guidelines</u>				
EDITORIAL ENTITLEMENT (NO. WORDS): <u>map adver - 50 words</u>				
EDITORIAL INSTRUCTIONS:				
MATERIAL DUE: <u>1st July 15</u>				

*Positions are requested only and not guaranteed unless the surcharge of 15% has been added and shown on the contract. Terms: All space rates are in C.I. Dollars unless indicated and are based on composed film supplied by the Advertiser. This Advertising Contract is subject to all of the Advertising Terms and Conditions printed on the reverse side of this page which are incorporated in full by reference. No representations or promises are binding by the Publisher unless specifically incorporated herein in writing.

Signed by ADVERTISER: [Signature]
 Name (BLOCK CAPITALS): KATHRYN WILLMON
 Signed by SALES REP: [Signature]
 Approved by NSN Finance: [Signature]
 Date: 2nd April 2015

TOTAL GROSS:	Ci\$ 4,100
TOTAL NET: 25% discount	Ci\$ 3,075
TOTAL DEPOSIT:	Ci\$ 307.50
BALANCE PAYABLE:	Ci\$ 2,767.50

January	___ 20	Ci\$ ___
February	___ 20	Ci\$ ___
March	___ 20	Ci\$ ___
April	___ 20	Ci\$ ___
May	___ 20	Ci\$ ___
June	<u>1st</u> , 20 <u>15</u>	Ci\$ <u>307.50</u>
July	___ 20	Ci\$ ___
August	___ 20	Ci\$ ___
September	___ 20	Ci\$ ___
October	<u>1st</u> , 20 <u>15</u>	Ci\$ <u>820</u>
November	<u>1st</u> , 20 <u>15</u>	Ci\$ <u>820</u>
December	<u>1st</u> , 20 <u>15</u>	Ci\$ <u>820</u>



North South Net (Cayman) Ltd
PO Box 133, Grand Cayman,
KY1-1101, Cayman Islands
T: (345) 949 7282
E: info@northsouthnet.com

STATEMENT

STATEMENT TO:

Go Pro Diving
Riviera Resort
South Sound Road
Georgetown

Date: April 30th 2018
Statement: 2122 2015/16
Publication: Visit/Maps Cayman
Contract #: 2122

DATE	DESCRIPTION	AMOUNT CI\$
April 2 nd '15	Invoice - Advertisement in VISIT/MAPS of Cayman 2015/16 issue as per contract #2122.	3,075.00
April 2 nd '15	Payment received (Deposit)	-307.50
June 3 rd '15	Payment received	-307.50
Nov. 4 th '15	Payment received	-410.00
Dec. 8 th '15	Payment received	-225.00
Jan. 29 th '16	Payment received	-300.00
March 18 th '16	Payment received	-300.00
May 27 th '16	Payment received	-300.00
June 16 th '16	Payment received	-200.00
Aug. 29 th '16	Payment received	-200.00
Jan. 26 th '17	Payment received	-200.00
May 9 th '17	Payment received	-200.00
BALANCE DUE:		CI\$125.00

Payments by bank deposit please to:

Bank: **FirstCaribbean International Bank (Cayman) Limited**
Account Name: **North South Net (Cayman) Limited**
Account Number: **10457042 (CI\$)**

Please email remittance advice to plewis@northsouthnet.com

NSN (CAYMAN) LTD

Advertising Contract

PO Box 133, Grand Cayman, KY1-1101

Cayman Islands, W.I.

Tel: 345-949-7282

Email: cayman@northsouthnet.com

3174

Advertiser: Go pro Diving

Address: Riviera Resort, South Sound RD, GT

Contact Person: Ash McKnight

Telephone: 925 9092 Email: ash@goprodiving.com

PUBLICATION	STARTING ISSUE	AD SIZE / TYPE Specify V.H.S.O.	REMARKS
<u>Maps of Cayman</u>	<u>Nov 16</u>	<u>Map ad</u>	<u>GT District page</u>
REPEAT EXISTING AD? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>			
AD INSTRUCTIONS: <u>NETWORK TO STAY THE SAME BUT NEW AD EDIT REQUIRED.</u>			
(B.N.O. PROOF REQUIRED?) YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>			
EDITORIAL ENTITLEMENT (No. Words): <u>50 Words</u>			
MATERIAL DUE: <u>1st Aug 16</u>			
EDITORIAL INSTRUCTIONS:			

Signed by ADVERTISER:

Name (BLOCK CAPITALS):

Signed by SALES REP:

Approved by NSN Finance:

Date:

[Signature]
Must be signed by a Principal

[Signature]
Ash McKnight

20th July 16.

TOTAL GROSS: CI\$ 1,250

TOTAL NET: CI\$ 850

TOTAL DEPOSIT: CI\$ 170

BALANCE PAYABLE: CI\$ 680

January	<u>1st</u>	<u>2017</u>	CI\$ <u>340</u>
February	<u>20</u>	<u>20</u>	CI\$ <u> </u>
March	<u>20</u>	<u>20</u>	CI\$ <u> </u>
April	<u>20</u>	<u>20</u>	CI\$ <u> </u>
May	<u>20</u>	<u>20</u>	CI\$ <u> </u>
June	<u>20</u>	<u>20</u>	CI\$ <u> </u>
July	<u>20</u>	<u>20</u>	CI\$ <u> </u>
August	<u>20</u>	<u>20</u>	CI\$ <u> </u>
September	<u>20</u>	<u>20</u>	CI\$ <u> </u>
October	<u>20</u>	<u>20</u>	CI\$ <u> </u>
November	<u>20</u>	<u>20</u>	CI\$ <u> </u>
December	<u>1st</u>	<u>2016</u>	CI\$ <u>340</u>

*Positions are requested only and not guaranteed unless the surcharge of 15% has been added and shown on the contract. Terms: All space rates are in C.I. Dollars unless indicated and are based on composed film supplied by the Advertiser. This Advertising Contract is subject to all of the Advertising Terms and Conditions printed on the reverse side of this page which are incorporated in full by reference. No representations or promises are binding by the Publisher unless specifically incorporated herein in writing.



North South Net (Cayman) Ltd
PO Box 133, Grand Cayman,
KY1-1101, Cayman Islands
T: (345) 949 7282
E: info@northsouthnet.com

STATEMENT

STATEMENT TO:

Go Pro Diving
Riveria Resort
South Sound Road
Georgetown

Date: April 30th 2018
Statement: 3174-2016/17
Publication: Maps Cayman
Contract #: 3174

DATE	DESCRIPTION	AMOUNT CI\$
July 20 th '16	Invoice - Advertisement in MAPS of Cayman 2016/17 issue as per contract #3174.	850.00
July 20 th '16	Payment received (Deposit)	-170.00
August 21 st '17	Payment received	-200.00
Sep. 22 nd '17	Payment Received	-150.00
BALANCE DUE:		CI\$330.00

Payments by bank deposit please to:

Bank: **FirstCaribbean International Bank (Cayman) Limited**
Account Name: **North South Net (Cayman) Limited**
Account Number: **10457042 (CI\$)**

Please email remittance advice to plewis@northsouthnet.com

No. 2

Acknowledgement of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC ___ of 2020

BETWEEN: NSN (CAYMAN) LTD Plaintiff

AND: GO PRO CAYMAN LTD T/A GO PRO DIVING Defendant

ACKNOWLEDGEMENT OF SERVICE

1. State Defendant's name and address –

GO PRO CAYMAN LTD T/A GO PRO DIVING
TREASURE ISLAND RESORT
PO BOX 1706
GRAND CAYMAN, KY1-1109

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 judgement may be entered against you.

PARTICULARS OF PAYMENT OF CLAIM

(Here set out in numbered paragraphs the proposed dates and amounts on which payments will be made to clear 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 judgement may be entered against you.