



IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

CAUSE NO. FSD 86 OF 2020 ()

IN THE MATTER OF THE ESTATE OF BRIAN RICHARD SELBY UZZELL (THE "ESTATE")
AND IN THE MATTER OF SECTION 8 OF THE SUCCESSION LAW (2006 REVISION)

BETWEEN

- (1) JUSTIN UZZELL
- (2) JULIEN UZZELL
- (3) SIMON UZZELL
- (4) JASON UZZELL

Plaintiffs

AND

ANDREA WONG SAM

Defendant



ORIGINATING SUMMONS

TO: Etienne Blake, 3rd Floor, Bayshore Centre, 31 Warwick Drive, George Town, Grand Cayman
KY1-1104, Cayman Islands, Attorneys-at-Law for the Defendant

LET THE DEFENDANT within 14 days after service of this Originating Summons on her, counting the day of service, return the accompanying Acknowledgement of Service to the Registrar, Financial Services Division, Court Office, PO Box 495, George Town, Grand Cayman, KY1-1106, Cayman Islands.

By this Originating Summons, which is issued on the application of the Plaintiffs in their capacity as beneficiaries of the Estate, the Plaintiffs seek the following orders from the Court pursuant to section 8 of the Succession Law (2006 Revision), namely that:

1. Rawlinson & Hunter Ltd, of 2nd Floor, Windward 1, Regatta Office Park, PO Box 897, Grand Cayman KY1-1103, Cayman Islands (or, in the alternative, such other independent professional administrators as ordered by the Court) do replace the First Defendant and the First Plaintiff as personal representatives of the Estate;
2. The First Defendant be ordered to deliver-up all Estate documents and materials to Rawlinson & Hunter Ltd (or in the alternative to such other independent professional administrators as ordered by the Court), as sole personal representative of the Estate, including access remotes, keys, logins for all online accounts (including but not limited to Florida Power & Light, Grand Palms accounts and bank account login details and passwords in respect of such bank accounts) and all other Estate related items;
3. The First Defendant be restrained from exercising her powers as co-executor of the Estate, pending the final determination of this application;
4. Such further or other directions or orders as the Court may think fit; and
5. That provision be made for the costs of this application.

DATED this 5th day of May 2020

Maples and Calder.

Maples and Calder

NOTE: (1) This Originating Summons may be served not later than 4 calendar months (or if leave is required to effect service out of the jurisdiction, 6 months) beginning with that date, unless renewed by order of the Court.

(2) If a Defendant does not attend personally or by his attorney-at-law at the time and place above-mentioned such order will be made as the Court may think just and expedient.

IMPORTANT:

Directions for acknowledgement of service are given with the accompanying forms.

Acknowledgment of service of originating summons (0.10, r.5)

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS

The accompanying form of Acknowledgment of Service should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, George Town, Grand Cayman.

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
4. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (the name stated on the Originating Summons)".
5. Where the Defendant is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description "Partner in the firm of (.....)" after his name.
6. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as (.....)" after his name.
7. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.

8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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Plaintiffs

AND:

ANDREA WONG SAM

Defendant

**ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS**

If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY.

Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.

yes no

2. State whether the Defendant intends to contest or otherwise participate in the proceedings (tick appropriate box)

yes no

Service of the Originating Summons is acknowledged accordingly

(Signed).....

[Attorney] for

[Defendant in person]

Address for service:

Notes on address for service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered principal office.

Indorsement by each plaintiff's Attorney (or by plaintiff if suing in person) of his name, address and reference, if any, in the box below.

Maples and Calder
PO Box 309
Ugland House
George Town
Cayman Islands
KY1-1104
(Ref: MOR/ADH/762991.02)

Indorsement by defendant's Attorney (or by defendant if suing in person) of her name, address and reference, if any, in the box below.

