



December 10, 2020

No. 1 Plaint



IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 145 of 2020

BETWEEN:

Lisa Stewart

Plaintiff

AND:

Amber Ebanks

Defendant

To the Defendant

Name: 108 Parkview Coescent
Address: West Bay

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 Plaint 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 our **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 10th day of ~~October~~, 201420
December

See overleaf for particulars of the Plaintiff's claim

No. 1
Plaint

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 2020

BETWEEN:

Lisa Stewart

Plaintiff

AND:

Amber Ebanks

Defendant

To the Defendant

Name: Address:

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 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 day of October, 2014

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 her or is liable to pay damages to her).

- ① I purchased 2004 BMW for \$3500 kyd Aug 2019
- ② On Dec 16 2019 approx 5pm, was leaving work, travelling northbound from Georgetown toward West Bay on the Esterly Tibbets Highway. When I reached the Comma Bay roundabout, I stopped to yield to oncoming traffic from right, when the car behind me failed to stop and collided into my rear left bumper. Her failing to stop and fast speed caused major damage to my vehicle. She has no insurance, I still have not been reimbursed for my damages
- ③ Sold my vehicle for \$1000 only due to ~~my~~ major damages to the vehicle

AND the Plaintiff claims:

- 1 The sum of CI\$ 3500 damages -
- 1 Fixed costs of \$150.00 + \$25.00 filing fee alternatively costs to be assessed. quote for damage was 3700 however purchased for 3500kyd sold for 1000kyd

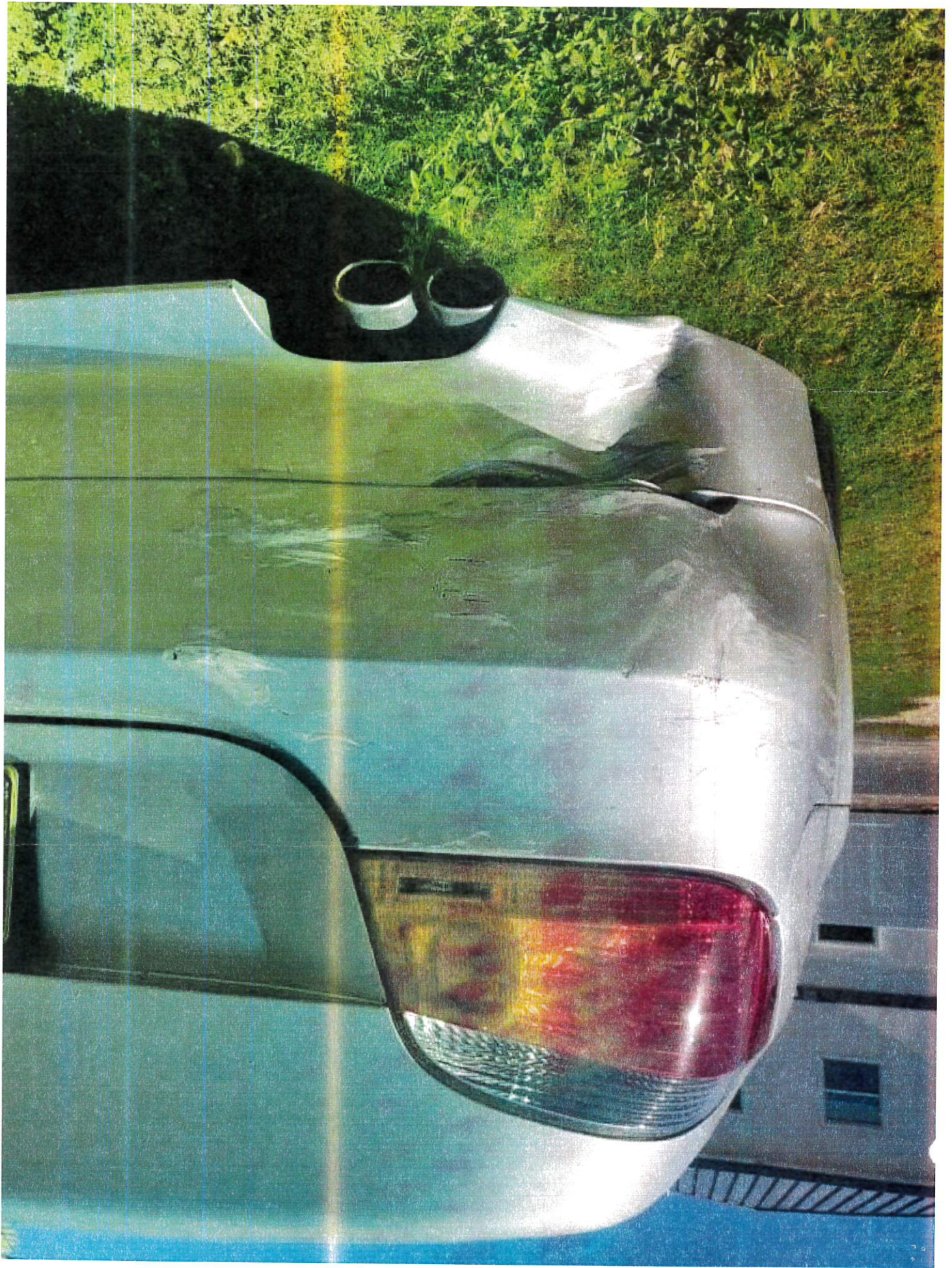
Lisa Stewart

Plaintiff's Signature

922-0565

Plaintiff's address for service

Name: *Lisa Stewart*
 Address: *55 Vibe Lane
 West Bay*









Lisa Stewart <lisastewart2035@gmail.com>

Lisa Stewart (Estimate)

4 messages

Rodolfo Membreno <rodolfo.membreno@carcitycayman.com>
To: "lisastewart2035@gmail.com" <lisastewart2035@gmail.com>
Cc: HandR Autobody <HandRbodyshop@outlook.com>

Thu, Jan 9, 2020 at 8:29 AM

Good Morning, Lisa

Please see attached estimate and advise

Kind regards,

Rodolfo Membreno

Body Shop Estimator

(D) – 815-4355 © - 329 6462 (F) – 949-8615

(E) – rodolfo.membreno@carcitycayman.com

Car City Ltd

C/o H&R Auto Body Shop Ltd

10 Durham Drive

P.O. Box 10440

Grand Cayman, KY1-1104

Cayman Islands

 **Lisa Stewart.pdf**
79K

Lisa Stewart <lisastewart2035@gmail.com>
To: David.peddie@rcips.ky

Mon, Jan 13, 2020 at 11:41 AM

[Quoted text hidden]

 **Lisa Stewart.pdf**
79K

Lisa Stewart <lisastewart2035@gmail.com>
To: "sales@simply.ky" <sales@simply.ky>

Thu, Oct 15, 2020 at 10:28 AM

[Quoted text hidden]

 Lisa Stewart.pdf
79K

Lisa Stewart <lisastewart2035@gmail.com>
To: "gavin.dixon@gov.ky" <gavin.dixon@gov.ky>

Mon, Oct 19, 2020 at 8:03 PM

----- Forwarded message -----
[Quoted text hidden]



8:01 PM



Lisa Stewart.pdf



TONY'S TOYS

Box 2218 GT
Grand Cayman, GCM. KY1-1105
Phone: 345-946-8697 Fax: 345-946-4677
OPEN: Mon - Fri 8am - 6pm / Sat 8am - 3pm.

Sub Estim: 3



Estimate for Services

Estimate Date : 1/9/2020

Kellyman, Lois
Box 31
Grand Cayman, KY1-1101
Cellular: - - Cellular 2: 345-928-6167

2004 BMW - 525i - 2.5L In-Line6 (152CI) VIN(3)
Lic #: 168 595 - Odom. In: 0
VIN #: WBANA5103 0B040394

Part Description / Number	Qty	Sale	Ext	Labor Description	Hours	Extended
REAR BUMPER	1.00	1,248.32	1,248.32	REMOVE AND REPLACE REAR BUMPER	1.50	90.00
00				REFINISH REAR BUMPER	3.50	210.00
LEFT REFLECTOR	1.00	37.18	37.18	COMPLETE PAINT JOB	30.00	1,800.00
00				BODYWORK AND PULL DOWN	8.00	480.00
PAINT MATERIALS, SHOP MATERIALS AND HAZARDOUS WASTE DISPOSAL	1.00	125.00	125.00	REMOVE AND REPLACE LEFT REFLECTOR	0.50	30.00
00						
MATERIALS	1.00	600.00	600.00			
00						

[Recommendations]

- Cracking noise heard from steering column
- Windshield washer nozel blocked or disconnected
- Radio
- Need transmission oil pan gasket
- Hood support
- Front wheels need balancing.
- COMPRESSOR, DRIER , EXPANSION VALVE

H&R AUTO BODY SHOP

10 Durham Drive, GT PO Box 10440, Grand Cayman KY1-1104
 (345) 949-5525 ext. 4355
 Fax: (345) 949-8615
 Email: rodolfo.membreno@carcitycayman.com

Damage Assessed By: Paul Malcolm
 Classification: Drive-In

Deductible: UNKNOWN
 Claim Number: N/A

Owner: LISA STEWART
 Telephone:
 Cell Phone: (345) 922-0565

Mitchell Service: 910163

Description: 2004 BMW 525i
 Body Style: 4D Sed
 VIN: WBANA51030B040394
 Mileage: 137,379
 OEM/ALT: A
 Color: Aspen Silver Metallic
 Options: PASSENGER AIRBAG, POWER DRIVER SEAT, POWER LOCK, POWER WINDOW
 REAR WINDOW DEFOGGER, AIR CONDITION, CRUISE CONTROL, TILT STEERING COLUMN
 AM/FM STEREO, DRIVER AIRBAG, HEATED EXTERIOR MIRROR, REAR (DUAL-ZONE) AC
 POWER PASSENGER SEAT, FRONT SIDE AIRBAG WITH HEAD PROTECTION
 PREMIUM SOUND SYSTEM, ANTI-LOCK BRAKE SYS., TRACTION CONTROL, FOG LIGHTS
 ALUM/ALLOY WHEELS, TIRE INFLATION/PRESSURE MONITOR, MEMORY SEAT
 ANTI-THEFT SYSTEM, LEATHER STEERING WHEEL, CD PLAYER
 POWER ADJUSTABLE EXTERIOR MIRROR, SUNROOF/MOONROOF, AUTO AIR CONDITION
 TELEMATIC SYSTEMS, SIDE AIRBAGS, AUTOMATIC HEADLIGHTS, DAYTIME RUNNING LIGHTS
 ELECTRONIC STABILITY CONTROL, EXTERIOR MEMORY MIRRORS, KEYLESS ENTRY SYSTEM
 RAIN SENSING WIPERS, STEERING WHEEL AUDIO CONTROLS

Drive Train: 2.5L Inj 6 Cyl 6A RWD
 License: 168-595
 Search Code: B1013311

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/ Part Number	Dollar Amount	Labor Units
1	001934	REF	BLEND	R Side Body Panel Complete			C 1.8
2	001935	REF	BLEND	L Side Body Panel Complete			C 1.8
3	900500	BDY *	REMOVE/REPLACE	clips, 5@4.20	New	21.00 *	0.0*
4	001376	BDY	REPAIR	Rear Body Panel	Existing		2.5* #
5	AUTO	REF	REFINISH	Rear Body Panel			C 2.0
6	001074	BDY	REMOVE/REPLACE	Rear Bumper Cover	51 12 7 077 939	1,907.00 *	2.1 #
7	AUTO	REF	REFINISH	Rear Bumper Cover			C 2.6
8	007314	BDY	REMOVE/REPLACE	L Rear Bumper Side Cover	51 12 7 166 661	41.00 *	INC
9	AUTO	REF	REFINISH	L Rear Bumper Side Cover			C 0.5
10	933031	FRM	ADD'L OPR	Pull For Mash			2.0*
11	AUTO	REF	ADD'L OPR	Clear Coat			2.4
12	AUTO		ADD'L COST	Paint/Materials		481.69 *	
13	AUTO		ADD'L COST	Shop Materials		10.00 *	

ESTIMATE RECALL NUMBER: 01/07/2020 10:55:07 6740

Mitchell Data Version: OEM:NOV_19_V
 MAPP:NOV_19_V
 Software Version: 7.1.238

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 All Rights Reserved

* - Judgment Item
 # - Labor Note Applies
 C - Included in Clear Coat Calc

Estimate Totals

I. Labor Subtotals	Units	Rate	Add'l Labor Amount	Sublet Amount	Totals	II. Part Replacement Summary	Amount
Body	4.6	70.00	0.00	0.00	322.00	Non-Taxable Parts	1,969.00
Refinish	11.1	70.00	0.00	0.00	777.00		
Frame	2.0	74.00	0.00	0.00	148.00	Total Replacement Parts Amount	1,969.00
					Non-Taxable Labor		1,247.00
Labor Summary	17.7				1,247.00		
II. Additional Costs					Amount	IV. Adjustments	Amount
Non-Taxable Costs					491.69	Customer Responsibility	0.00
Total Additional Costs					491.69		
Paint Material Method: RMC							
						I. Total Labor:	1,247.00
						II. Total Replacement Parts:	1,969.00
						III. Total Additional Costs:	491.69
						Gross Total:	3,707.69
						IV. Total Adjustments:	0.00
						Net Total:	3,707.69

This is a preliminary estimate.
Additional changes to the estimate may be required for the actual repair.

Insurance Co: CUSTOMER PAY

Thank You For Your Business

This Is Only An Estimate Teardown Is Needed For Proper Estimate



Lisa Stewart <lisastewart2035@gmail.com>

Re: Estimate

3 messages

Marvett McKenzie <marvett@tonystoys.net>
To: lisastewart2035@gmail.com

Thu, Jan 9, 2020 at 9:49 AM

Dear Ms. Stewart,

Please see attachment for the estimate requested.

Let us know as soon as possible if you approve this quote so that we can schedule the vehicle for repairs.

If there are any questions or concerns, please let us know.

Thank you & kind regards,



Marvett McKenzie | Customer Care Representative

p: (345) 946-8697
a: 91 Sherwood Drive, Box 2118
GT, Grand Cayman, KY1-1105
w: tonystoys.net e: marvett@tonystoys.net



Lisa Stewart.pdf
10K

Lisa Stewart <lisastewart2035@gmail.com>
To: David.peddie@rcips.ky

Mon, Jan 13, 2020 at 11:41 AM

Hi officer pedie

This is lisa stewart I had my BMW hit
You were waiting for the quotes
Plus copy of my logbook please see attached first quote and picture of logbook I will send you one more quote just now
Thank you

Let me know if you need anything else



TONY'S TOYS

Box 2218 GT
Grand Cayman, GCM. KY1-1105
Phone: 345-946-8697 Fax: 345-946-4677
OPEN: Mon - Fri 8am - 6pm / Sat 8am - 3pm.

Sub Estim: e



Estimate for Services

Estimate Date : 1/9/2020

Wallyman, Lois
Box 31
Grand Cayman, KY1-1101
Cellular: - - Cellular 2: 345-928-6167

2004 BMW - 525i - 2.5L,In-Line6 (152CI) VIN(3)
Lic # : 168 595 - Odom. In: 0

VIN # : WBANA5103 0B040394

Part Description / Number	Qty	Sale	Ext	Labor Description	Hours	Extended
REAR BUMPER 00	1.00	1,248.32	1,248.32	REMOVE AND REPLACE REAR BUMPER	1.50	90.00
LEFT REFLECTOR 00	1.00	37.18	37.18	REFINISH REAR BUMPER	3.50	210.00
PAINT MATERIALS, SHOP MATERIALS AND HAZARDOUS WASTE DISPOSAL 00	1.00	125.00	125.00	COMPLETE PAINT JOB	30.00	1,800.00
				BODYWORK AND PULL DOWN	8.00	480.00
MATERIALS 00	1.00	600.00	600.00	REMOVE AND REPLACE LEFT REFLECTOR	0.50	30.00
				[Recommendations]		
				Cracking noise heard from steering column		
				Windshield washer nozel blocked or disconnected		
				Radio		
				Need transmission oil pan gasket		
				Hood support		
				Front wheels need balancing.		
				COMPRESSOR, DRIER , EXPANSION VALVE		

Parts/Supplies: 2,010.50

Labor: 2,610.00

Total : \$ 4,620.50

Thank you for choosing Tony's Toys!!

THIS QUOTE IS VALID FOR 30 DAYS ONLY

I hereby authorize the repair work identified on here to be done along with the necessary parts installed within _____ working days. I hereby grant employees of Tony's Toys permission to operate this vehicle for testing and/or inspection. I understand that due to unknown variables that the work requirements and parts needed could change, I further understand that the final cost of this service may increase should additional work be required as approved by you.

*****customer initials here:

NOTICES

Please be advised that Tony's Toys assumes no responsibility for loss or damage to vehicles or any articles left in vehicles in case of fire, theft or any other cause.

Please also note that the quote shown here is an estimate only and the final invoice total may be more than the amount quoted. Quotations on parts and labor are subject to change.

We thank you for choosing Tony's Toys!

Signature _____ Date _____ Time _____

Accident Number 2019033887	Agency NCIC No. CI	MOTOR VEHICLE ACCIDENT REPORT	County GRAND CAYMAN	Date Rec. By DMVS
--------------------------------------	------------------------------	--------------------------------------	-------------------------------	-------------------

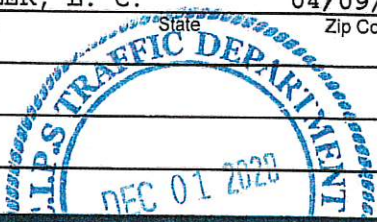
Date 12/16/2019	Day Of Week <input type="checkbox"/> Sun <input checked="" type="checkbox"/> M <input type="checkbox"/> T <input type="checkbox"/> W <input type="checkbox"/> Th <input type="checkbox"/> F <input type="checkbox"/> S	Time 17:36	Off. Arrived	Total Number Of: Vehicles 2 Injuries 0 Fatalities 0	Inside City Of: GEORGE TOWN
---------------------------	---	----------------------	--------------	---	---------------------------------------

Road of Occurrence 763 ESTERLEY TIBBETS HWY	At Its Intersection With 1 <input type="checkbox"/> Interstate 2 <input type="checkbox"/> Lowest St. Rt. 3 <input type="checkbox"/> Co. Road 4 <input type="checkbox"/> City St	Corrected Report? Yes <input checked="" type="checkbox"/>
At Its intersection But _____ <input type="checkbox"/> Miles 1 <input type="checkbox"/> North 3 <input type="checkbox"/> East <input type="checkbox"/> Feet 2 <input type="checkbox"/> South 4 <input type="checkbox"/> West		Suppl. To Original? Yes <input type="checkbox"/>
And continuing in the direction checked above, the Next Reference Point is _____ 1 <input type="checkbox"/> Interstate 2 <input type="checkbox"/> Lowest St. Rt. 3 <input type="checkbox"/> Co. Road 4 <input type="checkbox"/> City St 5 <input type="checkbox"/> Co. Line		Hit and Run? Yes <input checked="" type="checkbox"/>

Driver # 1	LAST NAME EBANKS, AMBER INA	FIRST INA	MIDDLE
Ped <input type="checkbox"/>	Address 108 PARKVIEW CRESCENT		
City WEST BAY	State KY	Zip	DOB 11/10/1999
Driver's License No. 1566727	Class	State CI	<input type="checkbox"/> Male <input checked="" type="checkbox"/> Female
Posted Speed	Insurance Co. CAYMAN FIRST	Policy No. MPTCP-49241	
Year 2005	Make SUZI	Model IGNUS	Telephone No.
VIN JSAFHX51S00174177	Vehicle Color WHI		
Tag # 167713	State CI	County CAYMAN	Year
Trailer Tag #	State	County	Year
<input type="checkbox"/> Same as Driver	Owner's Last Name	First	Middle
Address			
City			
Removed By <input type="checkbox"/> Request <input type="checkbox"/> List			
Alcohol Test	Type	Results	Drug Test
Driver Cond	Direction Of Travel 1	Vision Obscured	Contributing Factors
Veh Cond 1	Veh Maneuver 5	Ped. Maneuver	
Most Harmful Event 11	Veh Class: 1	Veh Type: 1	
Traffic Ctrl	Device Inoperative?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

Driver # 2	LAST NAME STEWART, LISA LORRAINE	FIRST LORRAINE	MIDDLE
Ped <input type="checkbox"/>	Address 14 PETUNIA CLOSE 2		
City WEST BAY	State KY	Zip	DOB 09/29/1987
Driver's License No.	Class	State	<input type="checkbox"/> Male <input checked="" type="checkbox"/> Female
Posted Speed	Insurance Co. IC WI	Policy No. MRCC-35808637	
Year 2004	Make BMW	Model 5 SERIES	Telephone No. (345) -
VIN WBANA51030B040394	Vehicle Color SIL		
Tag # 168595	State CI	County CAYMAN	Year
Trailer Tag #	State	County	Year
<input type="checkbox"/> Same as Driver	Owner's Last Name	First	Middle
Address 14 PETUNIA CLOSE 2			
City WEST BAY			
Removed By <input type="checkbox"/> Request <input type="checkbox"/> List			
Alcohol Test	Type	Results	Drug Test
Driver Cond	Direction Of Travel 1	Vision Obscured	Contributing Factors
Veh Cond 1	Veh Maneuver 4	Ped. Maneuver	
Most Harmful Event 11	Veh Class: 1	Veh Type: 1	
Traffic Ctrl	Device Inoperative?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

Injured Taken To:	By:
EMS Notified Time	EMS Arrival Time
Hospital Arrival Time	Photos Taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Report By: 122 - TERRY, I. D.	Department ROYAL CAYMAN ISLANDS
Report Date 12/16/2019	Checked By: 75 - BUTLER, L. C.
Witness(es): Name	Date Checked 04/09/2020
Address	City
State	Zip Code
Telephone No.	



DMVS MICROFILM NUMBER (DO NOT WRITE IN THIS SPACE)

COMMERCIAL VEHICLES ONLY							
Carrier Name Vehicle #				Carrier Name Vehicle #			
Address				Address			
State		Zip		State		Zip	
No. of Axles	G.V.W.R.	Fed. Reportable 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No	Cargo Body Type	No. of Axles	G.V.W.R.	Fed. Reportable 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No	Cargo Body Type
Vehicle Config.	I.C.C.M.C. #	U.S. D.O.T. #	Interstate <input type="checkbox"/> Intrastate <input type="checkbox"/>	Vehicle Config.	I.C.C.M.C. #	U.S. D.O.T. #	Interstate <input type="checkbox"/> Intrastate <input type="checkbox"/>
C.D.L.? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No C.D.L. Suspended? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No				C.D.L.? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No C.D.L. Suspended? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No			
Vehicle Placarded? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No Hazardous Materials? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No				Vehicle Placarded? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No Hazardous Materials? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No			
Released? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No				Released? 1 <input type="checkbox"/> Yes 2 <input type="checkbox"/> No			
If YES, Name or 4 Digit Number from Diamond or Box: _____				If YES, Name or 4 Digit Number from Diamond or Box: _____			
1 Digit Number from Bottom of Diamond: _____				1 Digit Number from Bottom of Diamond: _____			
___ Ran Off Road ___ Down Hill Runaway ___ Cargo Loss or Shift ___ Separation of Units				___ Ran Off Road ___ Down Hill Runaway ___ Cargo Loss or Shift ___ Separation of Units			

ROYAL CAYMAN ISLANDS POLICE SERVICE

Receipt No: 72173

Date: November 27, 2020

Check No: 26110B4F109C

Paid By: LISA STEWART

Amount: \$100.00

Wire Transfer

For POLICE REPORT/ACCIDENT

RMS 2019-033887 [11/27/2020 10:04, JULIE, 954, RCIP]

By: HARRIS, J.
Officer





Royal Cayman Islands Police Service

RMS NUMBER: 2019-031141

OIC: PC 122 Terry

168 595, same is now exhibited as LDB-1 to LDB-4

At 1825hrs PC 122 Terry arrested the defendant for the offence of Leaving the Scene of an accident. PC Terry cautioned her to which she made no statement.

PC Peddie and PC Terry then transported to the defendant to the Fairbanks Detention Center where she was booked into custody and her detention was authorized by the custody sergeant.

Later same day between 7:19pm and 7:36pm PC 122 Terry and PC 120 PC Peddie conducted an audio/ video interview with the defendant Amber Ebanks under caution. She was informed of the right have an attorney of her choice present before being interviewed. She was also advised that she also had a right to have free legal independent representation, and was advised that there was a list of lawyers who offered this service. These were rejected by the defendant.

PC Terry then cautioned the defendant and also explained the caution to her in three parts. PC Terry also informed her that at any time during the interview she feels the need to speak to her attorney the interview would be paused to facilitate her request.

During the interview Miss. Ebanks stated that she left the scene of the accident because the other person who was involved in the accident drove off and the reason she did not make a police report was because she did not have her insurance papers on her and she believed that she would have gotten in trouble for it.

During the investigation it came to light that the documents for both vehicles that were involved in the accident had been expired.

PC Terry submitted an extract to the Department of Vehicle and Drivers Licensing requesting further update on both vehicles.

Same was later received. The extract for vehicle 167 713 revealed that the registration coupon had expired on December 3, 2019 and the insurance expired on December 6, 2019. The roadworthiness was valid.

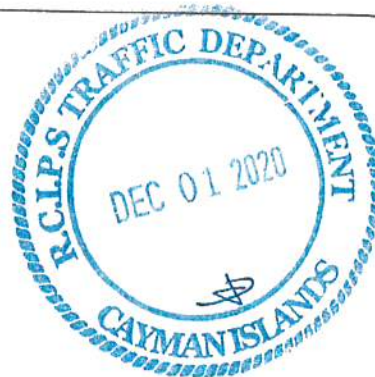
The extract for vehicle 168 595 revealed that the registration coupon had expired on August 4, 2019, the Insurance expired on July 28, 2019 and the certificate of roadworthiness expired on August 5, 2019.

Extract for both vehicles are attached to file.

PC Terry saw and spoke to the driver of vehicle 168 595 and requested the insurance details for the vehicle, same was not provided. There was also correspondence between the same driver and PC 120 Peddie who requested that she email insurance details for her vehicle, same was not provided.

Ms Stewart later provided a valid insurance same is attached to file.

Estimates for the damage on vehicle 168 595 is attached to file.





Royal Cayman Islands Police Service

RMS NUMBER: 2019-031141

OIC: PC 122 Terry

MG 5 – CASE SUMMARY

SUMMARY OF FACTS

Number of pages: 2



Defendant Name: *Amber Ina Ebanks*

DOB: *May 30, 1995*

Address: *# 108 Parkview Crescent West Bay*

Complainant: *Lisa Stewart*

PC 122 Terry will confirm On Monday December 16, 2019 at 1739hrs PC 120 Peddie and himself were dispatched by 911 to a hit and run which occurred at the Camana Bay round about. It was reported that vehicle registration 167 713 collided into the rear of another vehicle and left the scene and was heading in the direction of West Bay.

The officers made checks for the vehicle, it was not located.

PC Terry then contacted 911 via phone and requested an address for the registered owner of the vehicle resides using the registration number. Information received from 911 was that the accused vehicle was a white Suzuki Ignus and that the registered owner resides at 108 Parkview Crescent West Bay.

PC Peddie and PC Terry attended the location and observed the white Suzuki Ignus motor car with registration 167 713 parked at the mention address. The officers inspected the vehicle and noticed that same had major damage to the front end of it.

A female then exited the residence and identified herself as the driver of the vehicle. She also admitted to be involved in an accident to which she left the location.

PC Terry requested the vehicle documents from the defendant she provided her drivers' license however failed to provide her vehicle documents, stating that she did not have the updated documents with her.

The defendant stated that the accident occurred when she was driving along Esterley Tibbett's highway when the vehicle in front of her stopped suddenly and she collided into the rear of same.

The defendant left the scene because she did not have her insurance documents on her. The defendant was then advised by the officers to produce the vehicle documents at the West Bay Police Station.

PC Terry took photographs of the damage on vehicle 167 713, same was exhibited as IT1 to IT4.

IT1 showing the damage on the full front; IT2 showing damage to the left front section; IT3 showing damage to the right front section and IT 4 showing the back of the vehicle.

The driver of the other vehicle registration number 168 595 silver BMW, attended the West Bay Police Station, she identified herself as Lisa Stewart. She stated that she was the victim of the hit and run accident. She also stated that after she was hit in the rear by vehicle 167 713 the mention vehicle then drove off in the direction of West Bay. She managed to get the registration number for the vehicle and called 911 and made a report.

A caution statement was recorded from her by PC 285 Blake. PC Blake also took photographs of the damage to vehicle

REMARKS

On Monday December 16th 2019 at 1739hrs officers 120 Peddie and 122 Terry received a report of a MVA hit and run which occurred at the Camana Bay round about. The report stated that a vehicle registration 167 713 collided into the rear of a vehicle and left the scene heading in the direction of West Bay.

The accident occurred when both vehicles were travelling northbound from George Town towards West Bay on the Esterly Tibbetts Highway and on reaching the Camana Bay Round about Vehicle 2 stopped at the roundabout to yield to oncoming traffic from the right, however, vehicle 1 failed to stop and the front of vehicle 1 collided into the left side of the rear bumper of vehicle 2. This caused major damage to the front end of vehicle 1 and minor damage to the left side of the rear bumper to vehicle 2. Vehicle 1 then left the location without contacting the police or attended the police station.

[12/16/2019 23:49, DAVIDP, 1229, RCIP] [12/17/2019 16:11, DEBORAHP, 921, RCIP]

INDICATE ON THIS DIAGRAM WHAT HAPPENED



Accident Investigation Site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		CITATIONS - VEHICLE # <u>1</u> TL 82 (1) (K), LEAVING A MOTOR VEHICLE				CITATIONS - VEHICLE # <u>2</u> TL 12(4) 3, USING A VEHICLE WITH EXPIRED							
Site Number: _____	First Harmful Event 11	Traffic-Way Flow	Weather	Surface Cond.	Light Cond. 1	Manner of Collision 3	Location at Area of Impact 1	Road Comp. 2	Road Def. 1	Road Character 1	Construction/Maintenance Zone 0		
Number of Occupants Point Of Initial Contact Damage To Vehicles		VEH. # <u>1</u> 6	VEH. # <u>2</u> 2	SKID DISTANCE BEFORE IMPACT VEH. 1: 0.00 VEH. 2: 0.00		AFTER VEH. 1: 0.00 VEH. 2: 0.00		Width Of Road					
Damage Other Than Vehicle: Driver # 1 Or Pedestrian # Driver # 2 Or Pedestrian #		Owner:		AGE X	SEX X	VEH # X	POS X	INJURY XXXXX	TAKEN FOR TREAT. XXXXX	EJECT XXXX	SAFETY EQUIP. XXXXX	EXTRIC. XXXXX	AIR BAG XXXX
Occupants (list below): LAST NAME FIRST ADDRESS CITY STATE ZIP				X	X	X	X	XXXXX	XXXXX	XXXX	XXXXX	XXXXX	XXXX

OCCUPANTS:						AGE	SEX	VEH #	POS	INJURY	TAKEN FOR TREAT.	EJECT	SAFETY EQUIP.	EXTRIC.	AIRBAG
LAST NAME	FIRST	ADDRESS	CITY	STATE	ZIP										

Injured Taken To: _____ By: _____

Witness	Name	Address	City	State	Zip Code	Telephone No.

Additional Remarks:

***** Additional Charges *****
 * *
 Vehicle # 1 - Citation # - DRIVING WITHOUT INSURANCE
 Vehicle # 1 - Citation # - USING A VEHICLE WITH EXPIRED REGISTRATION
 Vehicle # 1 - Citation # - CARELESS DRIVING
 Vehicle # 2 - Citation # - USING VEHICLE WITHOUT A CERTIFICATE OF ROADWORTHINESS



*** E N D ***

No. 2
Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 20

BETWEEN:

Plaintiff

Lisa Stewart

AND

Defendant

Amber Ebancks

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

Name: <input type="text"/>
Address: <input type="text"/>

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 not 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 _____, 2014

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.