

**IN THE GRAND COURT OF THE CAYMAN ISLANDS  
CIVIL DIVISION**

**CAUSE NO:            OF 2021**

**BETWEEN:**

**(1) JULIE BOND  
(2) MOHSEN ESMAEILI TARKI**

**PLAINTIFFS**

**AND:**



**WINSTON MCDERMOT**

**DEFENDANT**

**ORIGINATING SUMMONS**

TO: Winston McDermot  
610 Marina Drive  
Grand Cayman KY1-1501  
Cayman Islands

**LET THE DEFENDANT**, within 14 days after service of this Summons on him, counting the day of service, return the accompanying Acknowledgement of Service to the Courts office, PO Box 495G, George Town, Grand Cayman.

By this Summons, which is issued on the application of Julie Bond and Mohsen Esmaili Tarki of c/o KSG Attorneys at Law, 4th Floor Harbour Centre, 42 North Church Street, PO Box 2255, Grand Cayman KY1-1107, Cayman Islands, the Plaintiffs seeks the following relief from the Court:

1. An order that the Defendant, by a date to be determined by the Court, deliver up and release to or at the direction of the Plaintiffs the personal property described in Schedule A to this Originating Summons.
2. An order that the Defendant, by a date to be determined by the Court, deliver up to or at the direction of the Plaintiffs true and complete copies of all invoices, manifests and import documentation for the personal property described at items 1, 2, 3, 7, 8 and 10 in Schedule A to this originating Summons.

3. Costs.

4. Such further orders or directions as counsel may advise or the Court considers just.

If the Defendant does not acknowledge service, such judgment may be given or order made against or in relation to him as the Court may think just and expedient.

DATED the 6th day of January, 2021.



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**KSG ATTORNEYS AT LAW**  
Attorneys for the Plaintiffs

NOTE – This Summons may not be served 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.

**IMPORTANT**

Directions for Acknowledgement of Service are given with the accompanying form.

This Originating Summons was issued by KSG Attorneys at Law, attorneys for the Plaintiffs, whose address for service is 4th Floor Harbour Centre, 42 North Church Street, PO Box 2255, Grand Cayman KY1-1107, Cayman Islands [MR/1525]

## SCHEDULE A

	<b>Property</b>	<b>Description</b>
1.	6 x MAN Engine injectors	Per Invoice 176 issued by Defendant to Plaintiffs
2.	Engine parts	Per Invoice 185 issued by Defendant to Plaintiffs
3.	Electrical parts	Per Invoice 177 issued by Defendant to Plaintiffs
4.	Starboard MAN Diesel Marine Engine	Serial Number 4737647071A3 (original)
5.	Starboard MAN Diesel Marine Engine	Serial Number 4739255125A301 (replacement purchased through Harbour House Marina)
6.	Starboard ZF Transmission	Serial Number 1.7939
7.	ZF Transmission Parts	Per Invoice 186 issued by Defendant to Plaintiffs
8.	2 x MAN Alternators	Per Invoice 189 issued by Defendant to Plaintiffs
9.	2 X MAN Alternators	As originally affixed to Marine Engines described above
10.	2 x MAN Starters and associated parts	Per Invoice 188 issued by Defendant to Plaintiffs
11.	2 x MAN Starters	As originally affixed to Marine Engines described above
12.	4 x Turbochargers	Two as originally affixed to original Marine Engines described above and two on the replacement engine provided, purchased from Harbour House Marina

**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.



**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 or principal office.

**Please complete overleaf**

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

KSG Attorneys at Law  
4th Floor Harbour Centre  
42 North Church Street  
PO Box 2255  
Grand Cayman KY1-1107  
Cayman Islands

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

[Empty box for defendant's Attorney endorsement]