



No.1

Plaint

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 46 of 2021

BETWEEN:

Seleng Encarnación

Plaintiff

AND:

Marcela Powell Unruch

Defendant

To the Defendant

Marcela Powell Unruch

#19 Mignight Road, Sa Vannah.
Bodden Town

THIS PLAINT has been issued against your 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 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 defence, the Plaintiff may apply for a **default judgment** without any further notice to you.

Issued this 18 day of 3 2021

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 him or is liable to pay damages to him)

March 18, 2021

To whom it may concern

- 1) I, Seleny Encarnacion, Miss Marcela Powell Unruch which reside at #19 Midnight Road, Savannah. Her contact number is (345)922-8058.
- 2) In September 2020 Miss Marcella came to my job and told me about that she have a business. So my boss told me that she know Miss Marcela and told me to give her CI \$400.00 and Miss Marcela will give me CI \$ 2500.00 that every month for 3 months.
- 3) I told her I want to do the business, because it's been 4 years that I have not seen my son, so I thought it was good deal to make so I could save money to go and see my son. I have only CI \$1600.00 so I came to the bank with Marcela and withdraw the whole amount and gave it to her. Then she told me that on November 25, 2020, that she will give me (I \$ 10,000.00.
- 4) So on November 25, 2020, Marcela came to me and said that the business was no longer active and she will pay back my CI \$ 1600.00 in two weeks.
- 5) After two weeks when I contacted her for my money, she said that she doesn't have to give me anything, and I could go to the Police or the Court and they won't force her to pay.
- 6) Bringing me to a loss of 1600.00 which I had saved to go to see my son.

I would kindly appreciate if you could help me to get back my money, because it was all the savings I had.

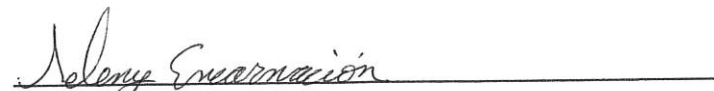
Thank you for your assistance.

Kind Regards,


Seleny Encarnacion

AND the Plaintiff claims:

- 1 The sum of 1,600.00 CI
- 2 Interest in the sum of \$ N/A calculated at the prescribed rate from to date.
- 3 Fixed costs of \$ 1,600.00 CI alternatively costs to be assessed.


Plaintiff's Signature

Plaintiff's address for service

321-5746

31A Twod CI Dodder Town P.O 565-1107

No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 20__

Between:

Selma Encarnación

Plaintiff

AND:

Marcela Powell UNRUCh

Defendant

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

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 judgment may be entered against you.