

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC 97 of 2021

BETWEEN:

TRUDANE JAMALI MESQUITA

Plaintiff

AND:

VALENTINE STERLINE

Defendant

PLAINT

TO THE DEFENDANT

Frank Sound  
North Side  
Grand Cayman  
Cayman Islands



**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 23 day of June 2021

**See overleaf for particulars of the Plaintiff's claim.**

The Plaintiff has been filed by Trudane Mesquita whose address for service is Ellis Conerly Street, Savannah, PO Box 1671, George Town, Grand Cayman KY1-1109

### PARTICULARS OF CLAIM

1. The Plaintiff was and is a mechanic employed by KY Mobile Mechanic providing automobile service and repairs within the Cayman Islands.
2. The Defendant requested that the Plaintiff carry out mechanical repairs to a 2006 Silver Mercedes Benz CLS 350 motor vehicle registered as 170827 during June 2020.
3. Pursuant to the verbal agreement made during June 2020, the Defendant authorised the Plaintiff to carry out the works on the vehicle and agreed the sum of CI\$3,000.00 to pay for the work requested. The parties further agreed that the Plaintiff would complete the repairs to the vehicle during August 2020 (the contract)
4. On the 15<sup>th</sup> of June 2020, the Defendant paid the Plaintiff the sum of CI\$1,700.00 with the remaining balance to be paid when the work was completed.
5. At the Defendants' insistence, the Plaintiff agreed to carry out the work (repairs) to the vehicle at the Defendants private residence.
6. In accordance with the contract, the mechanical repairs to the vehicle were completed in or about mid-August 2020. The Plaintiff advised the Defendant that repairs were completed and the vehicle was now in full working order. The Plaintiff's left the vehicle at the Defendant's property expecting he Defendant to thereafter meet with the Plaintiff to pay the remaining balance of CI\$1,300.00 owed to the Plaintiff.
7. In breach of the agreement the Defendant failed to pay the Plaintiff the remaining balance of CI\$1,300.00 owed on the contract
8. By letter dated 29 October 2020 the plaintiff demanded payment by the defendant of the outstanding balance of CI\$1,300 owed to the Plaintiff.
9. To date, the defendant has failed, refused and/or neglected to pay the outstanding sum of CI\$1,300.00 owed to the plaintiff.
10. The Plaintiff therefore claims the sum of CI\$1,300.00 owed by the Defendant.
11. The Plaintiff also claims interest on all overdue sums pursuant to the Judicature Law (2007 Revision) Judgement Debts Rates of Interest from the 1 October 2020 to date totalling CI\$25. accruing at a daily rate of CI\$0.07 thereafter until payment.

The Plaintiff has been filed by Trudane Mesquita whose address for service is Ellis Conerly Street, Savannah, PO Box 1671, George Town, Grand Cayman KY1-1109

AND the Plaintiff claims:

- (1) The principal sum of CI\$1,300.00.
- (2) Interest o CI\$25.73
- (3) Costs.
- (4) Interest at the rate of 2 3/8% (0.02375) to continue until this matter is settles.

*T. Mesquita*  
\_\_\_\_\_  
TRUDANE JAMALI MESQUITA  
*326-8848*

Plaintiff's address for service

Ellis Conerly Street, P O Box 1671 G. T.

KY1-1109, Grand Cayman

Cayman Islands

No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC \_\_\_\_\_ of 20\_\_

Between:

Trudane Mesquita

Plaintiff

AND:

Valentine Starbue

Defendant

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

Valentine Starbue  
Frank Sound  
Grand Cayman

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 Plaint 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.