

Plaint

IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO. SC 107 OF 2021

BETWEEN:

Samantha
- S. Scott SAMANTHA SCOTT

Plaintiff

AND:

PERRY DAVIS

Defendant

PLAINT



To the Defendant

Perry Davis
Grand Cayman
Cayman Islands



14/07/21

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 495, George Town, Grand Cayman KY1-1106, Cayman Islands, 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 defense, the Plaintiff may apply for a **default Judgment** without any further notice to you.

Issued this *14* day *July* of 2021

See overleaf for particulars of the Plaintiff's claim

Plaint

IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO. SC 107 OF 2021

BETWEEN: S. Scott - *Samantha*
SAMANTHA SCOTT Plaintiff

AND: PERRY DAVIS Defendant

PLAINT

To the Defendant

Perry Davis
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 495, George Town, Grand Cayman KY1-1106, Cayman Islands, 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 defense, the Plaintiff may apply for a **default Judgment** without any further notice to you.

Issued this 14 day July of 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)

1. On December 8, 2020, The Plaintiff decided with the defendant to purchase a 1999 Lexus for CI\$1,000.
2. The Plaintiff paid the defendant CI\$700.00 towards the purchase of the motor vehicle to which a receipt was given (# 311798) to which the defendant signed. The balance owed was \$300.00 (Exhibit 1)
3. The plaintiff visited the defendant to see the said motor vehicle and discovered the vehicle was not in the condition that the defendant told her and requested her monies back.
4. The defendant told the plaintiff that he was sorry however he did not have the full amount and he would repay her \$250.00 every month until the amount was paid in full.
5. Since December 2020 until the plaintiff has tried every reasonable way to collect the said funds from the defendant but was only met with one excuse after another.
6. In April 2021, the plaintiff went to Procollect International (debt collection agency) to assist with the collection of the said funds. The Plaintiff paid Procollect International \$150.00 for the demand letter (exhibit 2)
7. The demand letter was served on the defendant informing the defendant that he had until May 6, 2021, to make said payment.
8. The defendant continued to make promises that he would pay, however up until Wednesday July 14, 2021, no payment has been made.
9. As such as of Wednesday July 14, 2021, the defendant owes the plaintiff \$850.00. and interest of \$21.25. Interest @\$0.06 per day

AND the Plaintiff claims:

1. The sum of \$850.00
2. Interest at \$21.25
3. Interest @ \$0.06 per day
4. Fixed costs of \$175.00, \$25.00 filing fee and process server fee \$125.00 alternatively costs to be assessed.
5. Total cost \$1,196.25

S. Scott

Plaintiff's Signature

1345-3244574
Address: 111 Anjoirnette AVE GT

— Samatha Scott
P.O. Box 1145
Grand Cayman KY1-1101
Cayman Islands

Filed by Samatha Scott P.O. Box 1145 KY1-1101 George Town Grand Cayman

RECEIPT

DATE 8/12/20

No. 311798

RECEIVED FROM SAMANTHA SCOTT

\$700.00

SEVEN HUNDRED DOLLARS

DOLLARS

FOR RENT
 FOR

1999 LEXUS

ACCOUNT	1,000.00
PAYMENT	700.00
BAL. DUE	300.00

- CASH
- CHECK
- MONEY ORDER
- CREDIT CARD

FROM PERRY DAVIS
P.O. BOX 1054-KY1-1005
TO
BY

CELL: 324-4574

PROCOLLECT INTERNATIONAL

'Managing All Your Collection Needs'

Tyrone Farnum
ProCollect International

April 29 2021
Perry Davis
Auto Expert
Bodden Town
Grand Cayman

DEMAND LETTER

Re: Monies owed to Samantha Scott

Dear Mr. Perry Davis

We are acting on behalf of our client Ms Samantha Scott regarding monies owed to her.

On Tuesday December 8, 2020, our client Samantha Scott gave you CI\$700.00 towards purchasing a 1999 Lexus motor car with a balance owed \$300.00

Upon receiving the CI\$700.00 on Tuesday December 8, 2020, you wrote a receipt No #311798 stating you have received the monies and there was an outstanding balance of CI\$300.00

Our client asked for a refund in January 2021 because you informed her that the car need some repairs you told her would receive her monies back within two weeks, however since that our client have called and whatsapp you on several occasions requesting her monies.

You have continued to provide on excuse after excuse and promises after promises.

As such our client has been out of \$700.00 and no vehicle.


As such you have 7 days from this Letter to pay Pro Collect a total of **\$805.00 which includes interest and collection fees at** our office located on the 2nd floor Cardinal Building Cardinal Avenue or pay directly to Cayman National Bank in the account name of Pro Collect. A/C 011-15470

If unable to pay the full amount, please contact us so that further arrangements can be made.

If you fail to respond to this Demand Letter on or before May 6 2021 this will give Pro Collect the authority continue with Legal action.

Thank you in advance for your prompt attention to this matter. I look forward to hearing from you. If you have any questions, please do not hesitate to contact me at 1-345-929-7065

Sincerely,



Tyrone Farnum
ProCollect International

4 Floor Cardinal Plaza
Cardinal Avenue
P.O.Box 1145 KY 1-1101
George Town
Grand Cayman
Phone: 1-345-929-7065
Email: pro_collect@yahoo.com
www.procollect.com

NOTES

RECEIPT

DATE 7/14/21

NO. 129

RECEIVED FROM Samantha Scott

ADDRESS
ProCollect
ProCollect

ProCollect

\$ 150.00

1430
7/14/21
International

To write and serve letter on Perry Davis

	ACCOUNT		HOW PAID	
AMT. OF ACCOUNT	\$150	.00	CASH	150.00
AMT. PAID	150	00	CHECK	
BALANCE DUE	0	00	MONEY ORDER	

BY *J. Mcfield*

No. 2 - Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

BETWEEN: *S. Scott* *Samantha* *SAMANTHA SCOTT*

CAUSE NO. SC ____ OF 20__
Plaintiff

AND: *PERRY DAVIS*

Defendant

ACKNOWLEDGEMENT OF SERVICE

1 State Defendant's name and address -

Perry Davis
Grand Cayman
Cayman Islands

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 defense overleaf.

Service of the Plaintiff is acknowledged accordingly.

Perry Davis

DATED this day of, 2021

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 495, Grand Cayman KY1-1106 Cayman Islands within 14 days of receipt otherwise a default Judgment may be entered against you.