

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC of 2022

BETWEEN:

SHANNON ELLEN MCKENZIE-FRANCIS

Plaintiff

AND:

FRITZ A. McPHERSON

Defendant



PLAINT

To the Defendant:

**FRITZ A. McPHERSON
245 PEDRO CASTLE ROAD
SAVANNAH, BODDEN TOWN
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 **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 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 Acknowledgment of Service form.

If you fail to satisfy the claim or fail to return the Acknowledgment 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 28th day of February 2022

See overleaf for particulars of the Plaintiff's claim.

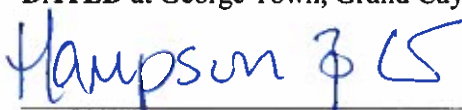
PARTICULARS OF CLAIM

1. On the 16 June 2021, the Plaintiff, in her personal capacity and upon the Defendant's request, loaned to the Defendant the sum of CI\$17,000.00.
2. The said loan was evidenced by a written loan agreement dated 16 June 2021 executed by both parties ("the Agreement").
3. Under the terms of the said Agreement, the Defendant was due to pay the sum of CI\$17,000.00 within two and a half months from the date of the Agreement.
4. Despite multiple requests, the Defendant has failed, refused and neglected to repay the loan and the full amount of CI\$17,000.00 remains outstanding and due.
5. As such, the Defendant is in breach of the Agreement.
6. The Plaintiff is entitled to and claims interest on the said sum of CI\$17,000.00 pursuant to section 34 of the Judicature Act (2021 Revision) and the Judgment Debts (Rates of Interest) Rules 2021 from 17 August 2021 to the date of issue at the rate of 2 and 3/8ths percent (being a daily rate of CI\$1.09) and continuing until judgment or sooner payment with the interest sum to date standing at CI\$213.64.

AND the Plaintiff therefore claims:

- a) The sum of CI\$17,000.00;
- b) Interest as aforesaid continuing until judgment or sooner payment.
- c) Fixed costs of \$250.00 or alternatively costs to be assessed;
- d) Such further and other relief as to this Honourable Court may seem just.

DATED at George Town, Grand Cayman this 28th day of February 2022.



Hampson and Company
Attorneys for the Plaintiff

Plaintiff's address for service:

Hampson and Company,
Apollo House
87 Mary Street
George Town,
P.O. Box 698 Grand Cayman KY1-1107

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SHANNON ELLEN MCKENZIE-FRANCIS

Plaintiff

AND:

FRITZ A. McPHERSON

Defendant

ACKNOWLEDGMENT OF SERVICE

1. State Defendants' names and addresses -

[Empty rectangular box for defendant names and addresses]

2. State whether the Defendants 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 _____, 2022.

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, George Town, Grand Cayman KY1-1106, within 14 days of receipt otherwise a default judgment may be entered against you.