

If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 18th day of June, 1998

Note: This Writ 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 the date of issue unless renewed by order of this Court

ENDORSEMENT

The Plaintiff's claim is for damages for personal injuries and consequential financial loss and damage together with interest and costs arising from an accident on West Bay Road outside the condominium complex known as "La Covia" on 20th June 1995. At approximately 9.00 p.m. the Plaintiff was walking along West Bay Road towards George Town when his foot entered a hole in the foot-path adjacent to the road which contained a water meter ("the hole"). The hole was uncovered at the time. If the hole had been properly covered the Plaintiff's accident would not have occurred. The Plaintiff claims against the Third Defendant as the representative of the Cayman Islands Government which, inter alia, is responsible for and carries out maintenance of the public highways and foot-paths in the Islands. The First Defendant and/or the Second Defendant and/or the Third Defendant was responsible for ensuring that the hole was properly covered at all times and ensuring that the hole did not present a danger to the Plaintiff. The First Defendant and/or the Second Defendant and/or the Third Defendant failed to do so and accordingly the accident was caused by the negligence and/or breach of statutory duty of the First Defendant and/or the Second Defendant and/or the Third Defendant.


BRUCE CAMPBELL & CO

Attorneys-at-Law
for the Plaintiff

THIS WRIT OF SUMMONS was issued by Bruce Campbell & Co., Attorneys-at-Law for the Plaintiff whose address is 2541 Cattail Lane, Carrollton, Texas, 75006 U.S.A. The Plaintiff's address for service is that of his attorneys-at-Law being 4th Floor, Bank of Nova Scotia Building, George Town, Grand Cayman. (J.Ross McDonough)