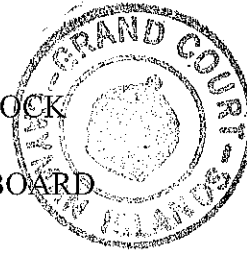
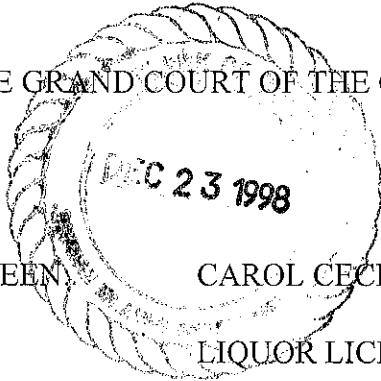


IN THE GRAND COURT OF THE CAYMAN ISLANDS



CAUSE NO: ⁷⁹³ OF 1998

BETWEEN: CAROL CECILE SCHROCK

PLAINTIFF

AND: LIQUOR LICENSING BOARD

DEFENDANT

APPLICATION FOR LEAVE TO APPLY FOR JUDICIAL REVIEW

To the Clerk of the Court, Law Courts, George Town, Grand Cayman	
Name, address and description of applicant(s)	Carol Cecile Schrock, General Manager, Sleep Inn Hotel, PO Box 30111 SMB, Grand Cayman, Cayman Islands, BWI
Judgment, order, decision or other proceeding in respect of which relief is sought	Decision of the Liquor Licensing Board dated 24 th September 1998 to refuse the transfer of the hotel category liquor licence for the Sleep Inn Hotel (Liquor Licence #H11-86) from the name of G. Burns Ruddy into the name of Carol Cecile Schrock
Relief Sought	
An order of Certiorari to remove unto this Honourable Court and to quash the decision of the Liquor Licensing Board dated 24 th September 1998 to refuse the transfer of the hotel category liquor licence for the Sleep Inn Hotel (Liquor Licence #H11-86) from the name of G. Burns Ruddy into the name of Carol Cecile Schrock.	
Name and address of applicant's attorneys, or, if no attorneys acting, the address for service of the applicant	Maples and Calder of PO Box 309 GT, Umland House, South Church Street, Grand Cayman, Cayman Islands, BWI
Signed <i>Maples and Calder</i>	Dated <i>23/12/98</i>

GROUND ON WHICH RELIEF IS SOUGHT

1. The Liquor Licensing Board (“LLB”) acted in breach of the rules of natural justice by failing to give prior notification to the Plaintiff of the objections to the Plaintiff’s application which would be raised at the hearing, and the opportunity to prepare her responses to the objections.
2. The decision of the LLB is unreasonable in that:
 - (a) the LLB took into account irrelevant considerations, or alternatively gave too much weight to the same, in coming to its decision, namely the fact that Mr Ruddy was a director, guarantor and shareholder of the company which owned the Sleep Inn hotel (“the Hotel”) and one of its franchise holders;
 - (b) it failed to take into account adequately or at all:
 - (1) that the liquor licence relates to a hotel wholly owned by Cayman Inn Limited (“the Company”); that the Company opposed the grant of the liquor licence to Mr Ruddy and required for the better fulfilment of the duties of a licence holder that it be held by the General Manager of the Hotel;
 - (2) the Plaintiff is the General Manager of the Hotel and, since she resides at the Hotel and is responsible for its day to day management, is the most appropriate person to comply with the requirements of the Liquor Licensing Law (1996 Revision); and
 - (3) Mr Ruddy visits the Hotel infrequently and, whilst being a director of the Company, is not authorised by the Company to hold the Hotel’s liquor licence;
3. it wrongly concluded that the Plaintiff had insufficient business capability to hold a liquor licence