



IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO. SC \_\_\_ OF 2024

BETWEEN:

Ms. Lovell Marriott

Plaintiff

Defendant #1 ATTORNEY GENERAL

Defendant #2 Commissioner of Police

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PLAINT

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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 Complaint 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 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 22nd day of August 2024

See overleaf for particulars of the Plaintiff's claim

## PARTICULARS OF CLAIM

(Here set out in numbered paragraphs the grounds upon which Plaintiff claims that Defendant is

indebted to her or is liable to pay damages for Damage of Property, loss of valuable items, and refusal of access to her Vehicle because of Police Negligence that caused Keith and Marlene Barnes to harass Ms. Lovell Marriott. Keith Barnes's actions towards her were with violence, harassment, and threatening violence.

The Royal Cayman Islands Police Service (RCIPS) Police Negligence had caused damage to Ms. Marriott's Property and loss of her belongings hence the Police Department must take full responsibility.

Ms. Lovell Marriott and Keith Barnes were neighbors in 2004, Barnes abandoned his Apartment at Randyke Garden #26 in September 2004 and returned on January 1, 2023. During those years she was left responsible for the upkeep of his apartment, which was infested with Rats, garbage, and illegal activities. She was forced to ask the Department of Environmental Health to control the infestation and pay to have garbage removed that was stored on the back of his porch with his permission. Ms. <sup>MARRIOTT</sup> Barnes placed windows and doors in the apartment to keep out intruders. Barnes told her he would never relocate to his apartment because Randyke Garden is now a slum, he is indebted to the Bank and the strata, and they can both have the apartment. The strata refused to maintain the apartment because of his outstanding debt.

Ms. Marriott asked Mr. Barnes to store some items from her business in his condemned apartment. On January 1, 2023, Mr. Barnes showed up and asked that the items be removed from his property immediately he was going to do some repairs. Barnes promised her to help with the removal following day then changed his and dumped all of belongings outside before his front poch. Barnes was in rage, Ms. Marriott tried to calm him, but it was hopeless. With complete disappointment to Barnes's actions, she called the George Town

Police again. The Police warned Mr. Barnes to desist from dumping Ms. Marriott's valuable items and give her time to remove the items since it was a Public Holiday and he had a change of heart to assist her as promised; If he continues with his action he will be held responsible and be charged for property damage. Mr. Barnes refused to listen. Though it was a public holiday, Ms. Marriott sought help to gather her belongings. Sadly, the rain came pouring down minutes later for 2 days and destroyed everything, then Mr. Barnes gathered all the items and took them to the dump.

Keith Barnes, who left Randyke Garden for 20 years, now claimed the parking space in her driveway directly before her door belonged to him, while his space before his apartment left empty. Barnes brought home garbage with an overbearing smell from places he cleaned and parked in her driveway, making it impossible to open her door because of the smell. He was asked to remove the garbage truck, and he refused and made several threats to kill Ms. Lovell Marriott. The matter was reported to the Police.

2. Things got worse in February 2023 when Keith started to use a generator to help with the repairs. The drilling, hammering, and generator running on his front porch was overbearing, Ms. Marriott would take walks or do some gardening in the back to escape the noise. She was willing to bear all the above because she encouraged him over the years to fix the apartment and provide a roof for his family, who had been living like a vagabond.

Unfortunately, Ms. Marriott had an allergic reaction to fumes from the generator that would cause her to have a compulsion.

On September 9, 2023, Barnes moved into his apartment with his family, and the generator became their source of electricity to today's date. The effect from the Fumes caused a sleepless night for Ms. Lovell Marriott, she got up in late hours throwing up on her back porch. Finally, she contacted the Police who contacted the Department of Environmental Health to address the health hazard. DEH spoke to Barnes. After they left, Barnes got upset and blamed Ms. Marriott for calling the DEH. In a rage, Keith Barnes chopped up Ms. Marriott's Boat that was in her driveway and dumped it. Ms. Marriott took a video of him in action and immediately contacted Inspector Dian Dyer and sent her a copy of the video,

then contacted 911. Barnes then broke down her gate, dropped a block in the top of her car, slashed her Car 4 tires, threw Rocks into her front door, and broke out the front, and back windows of Ms. Marriott's Apartment. Neighbors called the Georgetown Police over 10 Police Officers arrived including armed Police who saw Keith Barnes vandalize Ms. Marriott's home. Police left without arresting Keith Barnes in his rage.

3. On October 24, 2023, Ms. Marriott arrived home and saw the condition of her home, she rushed to the Georgetown Police Station and made a report, she then went to the Commissioner of Police Officers and spoke to Mr. Kurt Walton, regarding the distress, harassment and vandalize of her property and explained that she had made over 20 reports and nothing has been done to resolve the matter of conflict with Keith and Marlene Barnes Ms. Marriott made it very clear that if the Police did nothing to protect her from the wrath of Keith and Marlene Barnes, she would be forced to take legal actions against the Police. Mr. Walton promised to have a charity replace the broken windows until the date, but nothing was done.

The attack continued then Ms. Marriott met with Inspector Dian Dyer who invited her to give another statement and ask that she speak with Chief Inspector Maxwell and Inspector Yearwood, all the meetings turned out with promises to urgently replace the window and urgently look into the matter until date nothing. Ms. Marriott's life was threatened, and with all the evidence of pictures and videos she provided to Inspector Dyer, Ms. Marriott was told both Keith and Marlene would have been arrested on October 27, 2023, to the date that did not happen.

On October 21, 2023, Keith and Marlene Barnes tried to catch Ms. Lovell Marriott Apartment #25 at Randyke Garden on fire. Ms. Marriott had a container with dried herbs before her door to eliminate the Mosquitoes, Marlene and Keith Barnes used a Mop stick to push the container against her front door then called the Fire Department and reported that Ms. Marriott caught her apartment on fire.

4. On October 22, 2023, Marlene <sup>A</sup>longed with Keith Barnes and his Son Keith attacked Ms. Marriott after 6 am outside her driveway during her morning exercise. Marlene used a piece of wood to hit Ms. Marriott in her chest and head, Keith Barnes grabbed her left hand and twisted it, Keith Barnes Jr. rushed her with a piece of wood, Ms. Marriott called on the name of Jesus to protect her by lifting her the flag she had in her hand by the power of Jesus's name. Marlene felt on her back. The ambulance was called Ms. Marriott was hospitalized. Days later, Keith Barnes placed a White Chair in Ms.

Lovell Marriott's driveway and sat in it with his Machete shouting her name and demanding she come outside, he was going to cut off her head. he also picked up an electric saw and pointed it at Ms. Marriott declared he was going to cut off her head, Police were called, and Barnes related the threat to the police, and they quickly left without even warning him, claiming he was a mad man.

Ms. Lovell Marriott has done everything in her power to avoid a conflict with Keith or Marlene with their insane actions.

Ms. Lovell Marriott made over 25 reports to the Police regarding Keith and Marlene Barnes, who constantly harassed Lovell Marriott and claimed she was crazy so they could do anything to her and get away with it. Keith told the Police that Lovell Marriott could not do him anything because the court had her on bail.

Lovell Marriott believes both

Keith and Marlene Barnes need to see a psychiatrist, they cuss and throw slurs at her every day like it's their second job.

Lovell Marriott lives in her apartment alone. She is concerned about safety. She is asking the honorable court to consider her application for a protection order against Keith Barnes Senior, Keith Barnes Jr., and Marlene Barnes with panel consequences in the event of a breach.

Ms. Lovell is requesting an injunction against Keith Barnes for using the generator on his front at Randyke Garden Apartment #26 as his only source of electricity. She is allergic to

fumes. The noise from the generator disrupted her peace and tarnished her home with the smell of the fumes.

5. On December 7, 2023, Keith Barnes towed his dump truck and used it to block Ms. Lovell Marriott's car in her driveway before her apartment at Randyke Garden Apartment #25. His truck is parked 6 inches away from the driver's door, making it impossible to open her car door. The car battery ran down, the tires were flat, and the abstraction of the truck made it impossible to service her Car. The matter was reported to 911 over 10 times. Ms. Marriott met and spoke with the Woman Inspector on duty at the George Town Police station she promised officers would make contact with Barnes and have his truck removed.

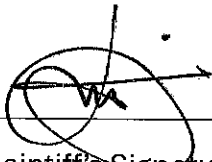
6. Police Negligence caused Barnes to threaten Ms. Lovell Marriott's life and cause harassment by Keith and Marlene Barnes that led to violence, therefore the Police department is fully responsible for Damage to property, her belongings, and the inconvenience of not having access to her Vehicle. Estimated value is Total of \$100, 000.00

PLAINTIFF CLAIM:

THE SUM OF \$20,000.00

Costs of damage and inconvenience.

This amount should be paid by September 5, 2024, to avoid a 50% interest rate added to the sum.



Plaintiff's Signature

Ms. Lovell Marriott

Randyke Garden Apt#25

George Town

Cayman Islands

IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO. SC\_\_OF 20

BETWEEN:

Ms. Lovell Marriott

Plaintiff

Defendant # 1 Commissioner of Police

Defendant # 2 Attorney General

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ACKNOWLEDGEMENT OF SERVICE

1. State Defendant's name and address.

Attorney General

And

Commissioner of Police

George Town

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.

The service of the Plaint is acknowledged accordingly.

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Defendant's Signature

DATED this 22nd day of August 2024

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)

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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