

**Writ of Summons (O.6, r.1)**

IN THE GRAND COURT OF THE CAYMAN ISLAND  
HOLDEN AT GEORGE TOWN, GRAND CAYMAN

CAUSE NO. 215 OF 1999

BETWEEN

EUVINE VENICE BECKFORD

- PLAINTIFF

AND:

MAR 31 1999  
COCONUT CAR RENTAL LIMITED

DEFENDANT

SPECIALLY ENDORSED WRIT OF SUMMONS

TO: DEFENDANTS Coconut Car Rental limited, PO Box 2097 GT, Given Hall Bank & Trust Limited, Grand Cayman, BWI.

THIS WRIT OF SUMMONS 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 the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495G, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment 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        day of March 1999.

NOTE - This Writ may not be served later than 4 calendar months beginning with the date of issue unless renewed by order of the Court.

**IMPORTANT**

Directions for Acknowledgment of Service are given with the accompanying form.

## STATEMENT OF CLAIM

On 19 April 1996 the Plaintiff was being driven as a passenger in a motor vehicle along Morgan's Harbour Road in West Bay when the Defendant and/or his servant or agent so negligently drove a motor vehicle along the road in the opposite direction that it collided with the motor vehicle in which the Plaintiff was traveling.

### PARTICULARS OF NEGLIGENCE

- a. Driving at an excessive speed.
  - b. Driving onto the wrong side of the road and there colliding with the motor vehicle in which the Plaintiff was traveling.
  - c. Failing to keep any of any proper look-out or to have any or any sufficient regard for other traffic, particularly on-coming traffic, on the road.
  - d. Failing to pay any or any sufficient attention to the traffic of the traffic signs.
  - e. failing to stop, to slow down, to swerve or in any other way so to manage or control the motor vehicle as to avoid the collision.
3. By reason of these matters, the Plaintiff sustained injuries and has suffered loss and damage.

### PARTICULARS OF INJURIES

The Plaintiff's date of birth is 15. 7. 1956. She suffered a large haematoma to the left side of her forehead which became infected and for which she required antibiotics. She also suffered bruising to the distal parts of her shins and her hip. Since the accident the Plaintiff has had recurring headaches and a pain to the rear of her left eye. She also suffered a whiplash type injury.

### PARTICULARS OF SPECIAL DAMAGES

The Plaintiff is employed by Social Services as a Community Care Worker. As a result of the accident she required time off work to recuperate which were taken as sick-leave. All special damages will be particularised in due course.

AND THE PLAINTIFF claims:

- (1) Damages.
- (2) Further, pursuant to The Judicature Law (1995 Revision), the Plaintiff is entitled to and claims interest on such sums as are found to be due at such rate and for such period as the Court shall think fit.
3. Costs.



THIS WRIT was issued by Clyde H. Allen BSc whose address for service is Brooks & Brooks, Attorneys-At-Law, PO Box 1355, Grand Cayman, British West Indies



**Notes on address for service**

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered or principal office.

*Indorsement by plaintiff's Attorney (or by plaintiff if suing in person) of his name, address and reference, if any, in the box below.*

C. H. Allen BSc  
Brooks & Brooks  
Attorneys-At-Law  
PO Box 1355 GT  
Grand Cayman  
Cayman Islands  
BWI

*Indorsement by defendant's Attorney (or by defendant if suing in person) of his name, address and reference, if any, in the box below.*

