

IN THE GRAND COURT OF THE CAYMAN ISLANDS

666  
CAUSE NO OF 1999

In the matter of Ashley Raisa Levy a minor

And in the matter of the Child Abduction and Custody ( Cayman Islands ) Order 1997

B E T W E E N : -

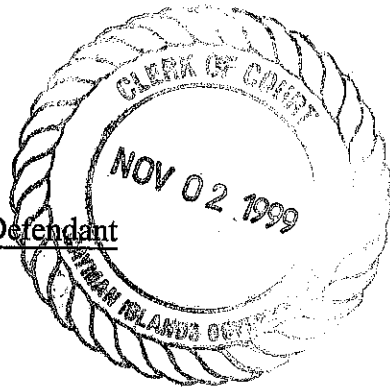
DEBRA JACOB

Plaintiff

- and -

PHILLIP LEVY

Defendant



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ORIGINATING  
SUMMONS

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LET ALL PARTIES concerned attend before The Honourable Mr Justice Douglas in Chambers at the Law Courts, George Town, Grand Cayman on the 4th day of November 1999 at 10 o'clock in the forenoon on the hearing of an application by the Plaintiff Debra Jacob of 1003 East 37 street Brooklyn New York 11210 that the Defendant unlawfully removed the child Ashley Raisa Levy from the United States whilst in the custody of the Plaintiff.

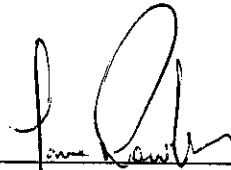
1. The full name of the child in respect of whom this application is brought is Ashley Raisa Levy who was born on the 3<sup>rd</sup> January 1989.
2. The child's parents are Debra Jacob and Phillip Levy who were married on the 16<sup>th</sup> February 1988.
3. The child is believed to be in the Cayman Islands.
4. There are no divorce proceedings between the parties.
5. There are no Court orders in respect of the said child.

6. On the 9<sup>th</sup> August 1999 the Defendant removed the said child from the Country of Habitual Residence, the United States of America, without the knowledge or consent of the Plaintiff.
7. Up until the date of removal of the said child she resided with the Plaintiff and had contact with the Defendant by virtue of an agreement between the parties.

By this summons the Plaintiff Debra Jacobs Seeks custody and access orders and the return to her of the said child forthwith and an order that the Defendant pay the costs of this application and any costs arising from an order to return the said child.

Dated this 1st day of November 1999

Filed this 1st day of November 1999



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Government Legal Department  
Central Authority for the Cayman Islands  
Under the Hague Convention

TO: The Clerk of the Court  
AND TO: The Defendant

TIME ESTIMATE: The estimated length of the hearing of this Summons is three hours.

This Summons is filed by the Government Legal Department, P.O. Box 907, 4th Floor. Tower Building, George Town, Grand Cayman on behalf of the Central Authority for the Cayman Islands under the Hague Convention.



UNITED STATES DEPARTMENT OF STATE  
**APPLICATION FOR ASSISTANCE UNDER THE  
 HAGUE CONVENTION ON CHILD ABDUCTION**  
 SEE PRIVACY STATEMENT ON REVERSE

OMB NO. 1448-0076  
 EXPIRES: 6-91  
 Estimated Burden - 1 Hour

**I. IDENTITY OF CHILD AND PARENTS**

CHILD'S NAME (LAST, FIRST, MIDDLE) <b>LEVY Ashley Raisa</b>			DATE OF BIRTH <b>01/03/89</b>	PLACE OF BIRTH <b>New York City Bklyn N.Y.</b>	
ADDRESS (Before removal) <b>1003 E 37<sup>th</sup> Bklyn N.Y. 11210</b>			U.S. SOCIAL SECURITY NO. <b>092-76-5431</b>	PASSPORT/IDENTITY CARD NO.: <b>American</b>	NATIONALITY <b>American</b>
HEIGHT <b>60"</b>	WEIGHT <b>75 lbs</b>	COLOR OF HAIR <b>black</b>		COLOR OF EYES <b>brown</b>	
FATHER			MOTHER		
NAME (Last, First, Middle) <b>LEVY Phillip</b>			NAME (Last, First, Middle) <b>JACOB DEBRA</b>		
DATE OF BIRTH <b>06/05/57</b>	PLACE OF BIRTH <b>Cayman Islands</b>		DATE OF BIRTH <b>02/06/60</b>	PLACE OF BIRTH <b>Trinidad</b>	
NATIONALITY <b>Caymanian</b>	OCCUPATION	PASSPORT/IDENTITY CARD NO.:	NATIONALITY <b>Trinidadian</b>	OCCUPATION <b>Freelancer</b>	PASSPORT/IDENTITY CARD NO.: <b>A30-582-900</b>
CURRENT ADDRESS AND TELEPHONE NUMBER <b>1-345-944-5549</b>			CURRENT ADDRESS AND TELEPHONE NUMBER <b>1003 E 37<sup>th</sup> Bklyn N.Y. 11210 1-718/434-1808</b>		
U.S. SOCIAL SECURITY NO.			U.S. SOCIAL SECURITY NO. <b>106-50-4620</b>		
COUNTRY OF HABITUAL RESIDENCE			COUNTRY OF HABITUAL RESIDENCE		

DATE AND PLACE OF MARRIAGE AND DIVORCE, IF APPLICABLE  
**2/16/78 B**

**II. REQUESTING INDIVIDUAL OR INSTITUTION**

NAME (Last, First, Middle) <b>JACOB DEBRA</b>	NATIONALITY <b>Trinidadian</b>	OCCUPATION <b>Freelancer</b>
CURRENT ADDRESS AND TELEPHONE NUMBER <b>1003 E 37<sup>th</sup> Bklyn N.Y. 11210 (718) 434-1808</b>		PASSPORT/IDENTITY CARD NO.: <b>A30-582-900</b>
COUNTRY OF HABITUAL RESIDENCE		

RELATIONSHIP TO CHILD <b>Mother</b>	NAME, ADDRESS, AND TELEPHONE NO. OF LEGAL ADVISER, IF ANY
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**III. INFORMATION CONCERNING THE PERSON ALLEGED TO HAVE WRONGFULLY REMOVED OR RETAINED CHILD**

NAME (Last, First, Middle) <b>Levy Phillip</b>			KNOWN ALIASES		
DATE OF BIRTH <b>06/05/57</b>	PLACE OF BIRTH <b>Cayman Islands</b>		NATIONALITY <b>Caymanian</b>		
OCCUPATION, NAME AND ADDRESS OF EMPLOYER			PASSPORT/IDENTITY CARD NO.:	U.S. SOCIAL SECURITY NO.	
CURRENT LOCATION OR LAST KNOWN ADDRESS IN THE U.S. <b>1018 Newkirk Ave Bklyn N.Y.</b>					
HEIGHT <b>6'</b>	WEIGHT <b>175 - 180 lbs</b>	COLOR OF HAIR <b>black</b>		COLOR OF EYES <b>brown</b>	

IV. TIME, PLACE, DATE, AND CIRCUMSTANCES OF THE WRONGFUL REMOVAL OR RETENTION

August 6<sup>th</sup> 1999  
taken from home and never return her.

V. FACTUAL OR LEGAL GROUNDS JUSTIFYING THE REQUEST

VI. CIVIL PROCEEDINGS IN PROGRESS, IF ANY

VII. CHILD IS TO BE RETURNED TO:

NAME (Last, First, Middle)

JACOB DEBRA

DATE OF BIRTH

2/6/60

PLACE OF BIRTH

Trinidad

ADDRESS

1003 E 37<sup>th</sup> Bklyn N.Y. 11210

TELEPHONE NUMBER

718  
434-1808

PROPOSED ARRANGEMENTS FOR RETURN TRAVEL OF CHILD

VIII. OTHER REMARKS

IX. DOCUMENTS ATTACHED (PREFERABLY CERTIFIED)

- DIVORCE DECREE
- PHOTOGRAPH OF CHILD
- OTHER
- CUSTODY DECREE
- OTHER AGREEMENT CONCERNING CUSTODY

SIGNATURE OF APPLICANT AND/OR STAMP OF CENTRAL AUTHORITY

Debra Jacob

DATE

9/18/99

PLACE

Bklyn N.Y.

PRIVACY ACT STATEMENT

THIS INFORMATION IS REQUESTED UNDER THE AUTHORITY OF THE INTERNATIONAL CHILD ABDUCTION REMEDIES ACT, PUBLIC LAW 100-300. THE INFORMATION WILL BE USED FOR THE PURPOSE OF EVALUATING APPLICANTS' CLAIMS UNDER THE HAGUE CONVENTION ON THE CIVIL ASPECTS OF INTERNATIONAL CHILD ABDUCTION, LOCATING ABDUCTED CHILDREN, AND ADVISING APPLICANTS ABOUT AVAILABLE LEGAL REMEDIES. WITHOUT THE REQUESTED INFORMATION, U.S. AUTHORITIES MAY BE UNABLE EFFECTIVELY TO ASSIST IN LOCATING ABDUCTED CHILDREN.



THE CITY CLERK

1987 MANHATTAN INDEX

The City of New York - The State of New York

No. 029980

BRIDE AND GROOM PLEASE NOTE:

- 1. This license may be used in New York City or New York State only.
2. If this license is not used please return to the city clerk's office when possible.
3. This license is valid for 60 calendar days.

OFFICIANT PLEASE NOTE:

- 1. Do not perform the ceremony prior to 12:00 p.m. from the date suggested.
2. Do not perform the ceremony within 24 hours of the time indicated above, nor before this date: Dec. 17, 1987 MS

DEC 16 PM 2:11

Form containing personal information for the Groom (Phillip McNeal Levy) and the Bride (Deborah Mylene Jacob), including names, addresses, birth dates, and marital status.

CERTIFICATE OF OFFICIANT PERFORMING CEREMONY. Includes fields for Officiant (David Munroe Cory), Groom and Bride signatures, and Witness signatures.


No 422383  
CERTIFIED  
(A-C)

SEP. 17 1999

I, STANLEY A. ..., Clerk and Clerk of the Court, City of New York, do hereby certify that I have compared this copy with the original filed in my office and that the same is a correct transcript thereof.

In WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal.

NOTE: facsimile signatures and seal are impracticable under section 11-A of the Judiciary Laws of New York.

  
City of New York, New York



**THE CITY OF NEW YORK**  
**DEPARTMENT OF HEALTH**  
**VITAL RECORDS**  
**CERTIFICATION OF BIRTH**

This is a certification of name and birth facts on file in the Bureau of Vital Records, Department of Health, City of New York.

DATE OF BIRTH	JANUARY 03, 1989	CERTIFICATE NO.	156-89-001157
BOROUGH	BROOKLYN	DATE FILED	01-18-89
		DATE ISSUED	09-17-99
NAME:	RAISA ASHLEY LEVY***		
SEX:	FEMALE		
MOTHER'S MAIDEN NAME:	DEBRA M. JACOB		
FATHER'S NAME:	PHILLIP M. LEVY		

*Steven P. Schwartz*

STEVEN P. SCHWARTZ  
 CITY REGISTRAR



Do not accept this transcript unless it bears the raised seal of the Department of Health. The reproduction or alteration of this certification is prohibited by Section 3.21 of the New York City Health Code.

11712498



**DOMESTIC RELATIONS LAW**

**Art. 13**

72B; L.1895, c. 801; L.1900, c. 742; originally revised from R.S., pt. 2, c. 8, tit. 1, §§ 43, 45, 46.  
 Said § 1164, L.1920, c. 925; was from CCP § 1766; originally revised from R.S., pt. 2, c. 8, tit. 1, §§ 54, 55.  
 Said § 1169; L.1920, c. 925; amended L.1940, c. 226; L.1948, c. 212. It was from CCP § 1769; originally revised from R.S., pt. 2, c. 8, tit. 1, § 58.  
 Said § 1170-a was added L.1941, c. 249, and amended L.1948, c. 212.  
 Short Title of L.1986, c. 892. See section 1 of L.1986, c. 892, set out as a note under section 236.

**Practice Commentary**  
*by Alan D. Scheinkman*

- C240:1: Introduction
- C240:2: Custody—Generally
- C240:3: Custody Disputes Arising in Matrimonial Actions
- C240:4: Proceedings in Supreme Court by Petition and Order to Show Cause
- C240:5: Jurisdiction over Parents and Child
- C240:6: Criteria for Determining Custody—Generally
- C240:7: Preference between Parents and Non-Parents
- C240:8: Preference between Non-Parents
- C240:9: Preference between Parents
- C240:10: Fitness of Parents
- C240:11: Stability and Long-term Fixation of Custody
- C240:12: Financial Status of Parents
- C240:13: Gender and Religion of Children
- C240:14: Separation of Siblings
- C240:15: Custodial Preferences of Children
- C240:16: Maintenance of Contact with Other Parent
- C240:17: Joint Custody
- C240:18: Psychiatric and Psychological Reports and Examinations
- C240:19: Disclosure in Custody Cases
- C240:20: Parental Visitation Rights
- C240:21: Necessity for Hearing
- C240:22: Agreements between Parents
- C240:23: Jurisdiction to Modify Custody Directions of New York Courts
- C240:24: Standards for Custody Modification—Generally
- C240:25: Relocation by Custodial Parent
- C240:26: Grandparent Visitation
- C240:27: Child Support—Generally
- C240:28: Health Insurance
- C240:29: Child Support Enforcement
- C240:30: Orders of Protection

**MATRIMONIAL ACTIONS**

**Art. 13**

**C240:1: Introduction.**

DRL 240 is one of the most significant sections contained in the Domestic Relations Law. Its coverage is broad, sweeping from child custody and visitation, child support and grandparent visitation to modification, enforcement, and orders of protection. The statute and the interpretative case law is discussed, in relevant categories, in the ensuing set of commentaries.

**C240:2: Custody—Generally.**

The parents of a child born in wedlock have equal powers, rights and duties towards the guardianship of the child. DRL 81. Where one parent has died, the surviving parent is prima facie entitled to custody and guardianship of the child, with his or her entitlement defeated only in extraordinary situations. See, e.g., *In re Book*, 280 N.Y. 349, 21 N.E.2d 186 (1939); *Armstrong v. Grimes*, 70 Misc.2d 549, 334 N.Y.S.2d 558 (Family Court N.Y. County 1972); see, also, *Matter of Merritt v. Way*, 58 N.Y.2d 850, 460 N.Y.S.2d 20, 446 N.E.2d 776 (1983); *Matter of Dickson v. Lascaris*, 53 N.Y.2d 204, 440 N.Y.S.2d 884, 423 N.E.2d 361 (1981); *Matter of Bennett v. Jeffreys*, 40 N.Y.2d 543, 387 N.Y.S.2d 821, 356 N.E.2d 277 (1976).

Upon application by a parent, or in the context of matrimonial litigation, the courts may intervene to determine custodial and visitation rights as between the parents of minor children. Minors or infants are persons under the age of 18 years. DRL 2; CPLR 105 (subd. j). Once a person has attained age 18, that person can no longer be the subject of a custody order. *Adamec v. Adamec*, 81 A.D.2d 600, 497 N.Y.S.2d 722 (2nd Dept. 1981); *Toppel v. Toppel*, 67 A.D.2d 628, 412 N.Y.S.2d 17 (1st Dept. 1979); *Markland v. Markland*, 67 A.D.2d 940, 413 N.Y.S.2d 202 (2nd Dept. 1979), modified on other grounds, 48 N.Y.2d 851, 424 N.Y.S.2d 349, 400 N.E.2d 291 (1979); *Silverman v. Silverman*, 50 A.D.2d 824, 376 N.Y.S.2d 182 (2nd Dept. 1975). However, even though a custody determination may not be made once a child has attained age 18, the parents of the child remain chargeable for the support of the child until the child attains age 21. Family Court Act, § 413.

An infant whose custody is in dispute is a ward of the court. The court acts as *paterfamilias* to do what is best for the interests of the child. The court must place itself in the position of a wise, affectionate, and careful parent and make provision for the child in accordance with the court's view as to what is in the best interests of the child. In determining custody, the court's concern should be for the protection of its ward rather than with the adjudication of a dispute between the parents. *Matter of Fivdaly*, 240 N.Y. 429, 433, 148 N.E. 624

(1925); *Agur v. Agur*, 32 A.D.2d 16, 298 N.Y.S.2d 772 (2nd Dept. 1969), appeal dismissed, 27 N.Y.2d 643, 313 N.Y.S.2d 866, 261 N.E.2d 903 (1970), reargument denied 27 N.Y.2d 816, 315 N.Y.S.2d 1031, 264 N.E.2d 127 (1970), appeal dismissed, 32 N.Y.2d 703, 343 N.Y.S.2d 607, 296 N.E.2d 458 (1973).

#### 240-3: Custody Disputes Arising in Matrimonial Actions.

The first sentence of paragraph 1 of DRL-240 authorizes the Supreme Court to determine questions of the custody, care, education and maintenance of any minor child of the parties in certain designated matrimonial actions. Visitation being a subset of custody, visitation rights and privileges may be also determined in the qualifying matrimonial actions. The matrimonial actions in which custody and support of children may be determined are actions: (1) to annul a marriage; (2) to declare the nullity of a void marriage; (3) for a separation; and (4) for a divorce. Determination of custody and support of children in such actions are ancillary to the questions of matrimonial status relief. However, jurisdiction to determine custody and support of children in the foregoing matrimonial actions is not granted; the court may provide for child custody and child support even if matrimonial status relief is denied. E.g., *Caldwell v. Caldwell*, 298 N.Y. 146, 81 N.E.2d 60 (1948); *Miller v. Miller*, 10 A.D.2d 796, 198 N.Y.S.2d 320 (4th Dept. 1960); *La Rosa v. La Rosa*, 83 Misc.2d 1059, 373 N.Y.S.2d 985 (Sup.Ct. Nassau County 1975). Indeed, the statutory language mandates that the court, in the designated actions, "must" make directions, as between the parties, for child custody and child support. In one set of cases, *Rodriguez v. Rodriguez*, 79 A.D.2d 550, 434 N.Y.S.2d 22 (1st Dept. 1980), it was held error for the trial court, when it determined applications for uncontested divorces, to strike out from the submitted judgments provisions granting custody to the plaintiffs. Even in an uncontested action, the court has the statutorily imposed duty to decide the issues of custody and child support. More commonly than not, uncontested actions are determined on the basis of submitted papers rather by a record made at an inquest. However, if the court is not convinced that the presentation made in the submitted papers justifies the proposed custody disposition, the court could set the matter down for an inquest at which it could raise the questions it found troublesome or could require the submission of further papers.

The Equitable Distribution Law defines the term matrimonial action to include, in addition to the four categories listed above, actions for the "dissolution of a marriage" (i.e., Enoch Arden proceedings, see DRL 220, 221); for the declaration of the validity or nullity of a foreign judgment of divorce; for the

declaration of the validity of a marriage; and proceedings to obtain equitable distribution or maintenance following a foreign judgment of divorce. DRL sec. 236, Part B, subd. 2; see, also, CPLR 105 (subd. p). While these actions are defined as matrimonial actions for equitable distribution and other economic purposes, no jurisdiction is conveyed to permit custody determinations to be made as ancillary relief in such actions. Cf. *Gontaryk v. Gontaryk*, 20 A.D.2d 633, 246 N.Y.S.2d 270 (1st Dept. 1964). In order to obtain a custody determination, an independent proceeding must be initiated in either Supreme or Family Court. However, subdivision 7 of Part B of Section 236 permits the court to award temporary or permanent child support in "any matrimonial action". Thus, in any matrimonial action, defined as such by the Equitable Distribution Law, the court may determine child support but may not decide the issue of custody unless the action is one of the types of action specifically identified in DRL 240.

Custody determinations must be made by the Supreme Court in the designated matrimonial actions. However, these actions are not the exclusive vehicles for obtaining a Supreme Court child custody determination. DRL § 70 authorizes a proceeding by writ of habeas corpus to determine custody questions. DRL § 240 itself allows the court to decide custody questions presented by petition and order to show cause. Thus, a determination of custody of minor children may be sought, if no matrimonial action is pending, by an independent proceeding commenced by writ of habeas corpus or by petition and order to show cause. Indeed, the existence of a matrimonial action does not bar the maintenance of an independent custody proceeding. See *People ex rel. McCanniss v. McCanniss*, 255 N.Y. 456, 175 N.E. 129 (1931). Indeed, where the trial of a matrimonial action is not to be immediately forthcoming due to the need to complete pre-trial proceedings, the habeas corpus remedy offers a particularly effective means for obtaining a prompt custody determination. An application could also be brought by petition and order to show cause but a writ proceeding is apt to move more to a hearing more quickly. However, an independent proceeding, where a matrimonial action is pending in which custody can be decided, should not lightly be maintained. The preference of the court should be to try to avoid fragmenting the litigation into pieces and to resolve as many issues as possible, if not all of them, in a single trial. Furthermore, the simultaneous pendency of a matrimonial action in which custody can be determined and an independent custody proceeding involves the potential for duplicative litigation and waste of judicial resources.

Debra Jacob  
1003 E. 37<sup>th</sup> street  
Brooklyn, New York 11210

Re: Ashley R. Levy

Dear Sir/Madam:

This letter is in reference to my daughter Ashley Levy who resided with me from birth to August 5, 1999 when she was taken from my home by her father, Phillip Levy. He promised to bring her back, as he did twice in that week. I later learned that she was in the Cayman Islands.

Ashley began school at Noah's Ark Nursery at the cost of \$75.00 a week; at age 5, she attended St. Vincent Ferrer Catholic School up to the time she was taken by her father. The cost at that time was \$300.00 per month. Ashley was reregistered for the school year of September 1999-2000. Due to fact that she is still in the Cayman Islands, she hasn't been attending. I have been taking care of all of my daughter's school fees and personal needs from birth. Her father never contributed to her school fees or any other financial needs and very rarely gave her money. When he did give her money, it was only \$100.00, though on one occasion she received \$174.00 from him via Western Union.

Ashley was taken to the Cayman Islands without my knowledge or permission and based on discussions with her, she is unhappy. Ashley attended Church every Sunday and is a member of The Junior Choir, which she enjoys very much. She visited the Cayman Islands on 3 occasions in the past between 1995 and 1998 during her summer vacation; times at which she had my permission. I did all of her shopping and gave her whatever else she would have needed. In this case, she left with nothing from home. Though excited about a promised trip to Disney World, she was taken to the Cayman Islands instead. When Phillip left with Ashley on August 5, he told me he was taking her to his mother's home and that he'd bring her back that Friday night. I haven't seen her since.

Friday night went by and Phillip did not return with Ashley. I then spoke with Ashley's grandmother, Arlene Levy, on Saturday, but she gave me no information. Later that day, I went to the police, and on Monday August 9<sup>th</sup>, 1999, I received a phone call from Ashley; she indicated that she was in the Cayman Islands. Subsequently I learned that Phillip drove from New York to Florida and from there flew to the Cayman Islands. At this point I was hysterical but he assured me that she would be back by the end of the month.

On August 26<sup>th</sup>, when I called Ashley she was crying and Phillip was yelling at her. At that point I lost the connection. When I tried to call back, the phone rang repeatedly but no one answered. Soon after, I went to the Court and was advised to provide some information from the Court, which I forwarded.

At present, Phillip is living with a woman who indicated to me that she wanted no part of that situation; and I don't want another woman to raise my child. I want my child returned to me. He asked me to send her clothes, her bike, and her immunization records from the school, which I had no intention of sending. I called on the 17<sup>th</sup> of October and he refused to allow Ashley to speak with me. Ashley is missing her family, friends, and schoolmates. In one of our discussions, she mentioned to me that she has "mental problems" and this has left me even more worried about her welfare.

Phillip and I have never discussed Ashley's living in the Cayman Islands. Ashley herself never gave me that impression because she has an excellent surrounding living with me; and has friends that she interacts with educationally and otherwise.

There have been no formal visitation rights but I allow Phillip to visit and take her out but he would bring her back to me. In speaking with Phillip, he told me that I would not see Ashley until she turns 21 years of age.

On Wednesday October 13, 1999, I called Phillip's home to speak with Ashley and he told me that I should tell my mother to mind her business or he would send both of us back to Trinidad, our native country, "in a box". Based on my previous experiences with Phillip,

who is very abusive in a physical form, I am fearful for my life, my mother's life, and that of my child.

I strongly hope that something can be done as soon as possible.  
Please find enclosed:

- 1) letters to Ashley from her friends
- 2) A receipt from her school Saint Vincent Ferrer  
Address: 1603 Brooklyn, New York 11210 (718) 859-3505
- 3) A card from Ashley from Florida

Thank you in advance,

Debra Jacob

Debra Jacob

Sworn to before me  
This 18<sup>th</sup> day of October  
1999. Page 3 of 3.

Agatha Mark  
AGATHA MARK  
Notary Public, State of New York  
No. 24-4945366  
Qualified in Kings County  
Commission Expires February 14, 2001

Dear Ashley,

Hi! How are you doing? I hope that you are doing fine. It has been nearly 3 months and a half, I haven't seen you.

I had nobody to play double-dutch with me. Nobody to play Uno cards with me. Nobody to teach me how to play the playstation. And last but not least nobody to dance to our theme song "Faluma."

School for me is good. I go to Midwood High School. Friends are just there.

I hope things get better. I hope to see you soon. Keep Trinidad love in one place, your heart.

Yours  
Sincerely,  
Maria Powell

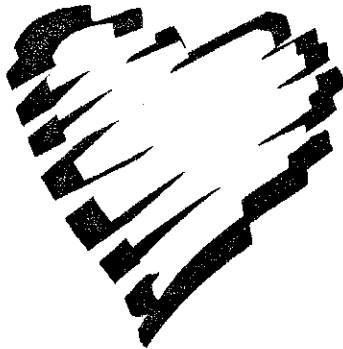
Dear Ashley,

Hi! How are you doing? Everyday I am waiting on you to come home. It has been so long that I haven't seen you. I really miss you.

You were one person that I had made me laugh when we use to meet each other to go outside. Go to each other houses and play video games, eat together and laugh together.

I hope that you come soon. Our friendship would and will last forever.

Yours Sincerely,  
Alisha



DEAR Ashley



I miss you bad, you  
was like a sister to me,  
I mostly Pray For you  
to come back, and hope  
you come back safely, and  
I also cry sometimes.  
Please Ashley come back  
please, me, my family, your  
family misses you bad,  
you are a nice child, an  
respectful child, and  
you also has a nice  
smile, miss me  
from: LaDonna

NOTES

# RECEIPT

DATE

8/4/99

NO.

5472

RECEIVED FROM

Ms. Taylor

ADDRESS

One Wheeland + Hwy

\$ 105.00

FOR

Assembly De - By for 99 - 2000

ACCOUNT	

- CASH
- CHECK
- MONEY ORDER

BY

*[Handwritten Signature]*

Dear, mom,

# The Looney Tunes Collection

Made in U.S.A.

Hi mom, How are you?  
I would like to know  
if any body was sick

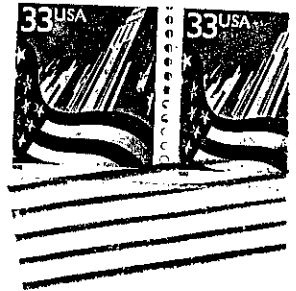
LOONEY TUNES  
Jack-up in Brooklyn.

I will see all of my  
friends soon! Please  
say hi to all of them  
for me! LaDonna, Marie

Ashley, Alex, Alissa, Aleis, Peggy and the rest  
of them. I am coming  
back soon, love you.

Ashley

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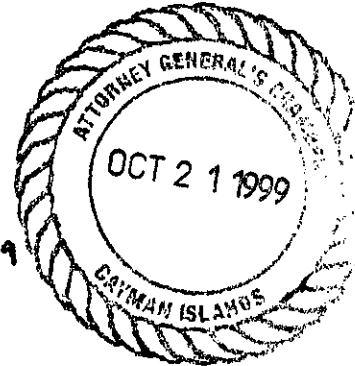


Debbie Jacob  
1003 East 37<sup>th</sup>  
Brooklyn N.Y.  
11235

P.S. This card came from  
Florida.

55056  
771-A1068SC  
LOONEY TUNES, characters,  
names and all related indicia are  
trademarks of Warner Bros. © 1996.

MEMORANDUM



TO: Attorney General

ATT'N: Jane Rowley, Crown Counsel *J Ballantyne 21.10.99*

VIA: Social Work Manager *B Webb M Shela*

VIA: Director, Department of Social Service  
*D. Lookley 20/10/1999*

FROM: Anthony Miller, Social Worker

DATE: 20<sup>th</sup> October, 1999

REF: client

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**SUBJECT: Raisa Ashley Levy, DOB: 03.01.1989**  
**Re: Hague Convention – International Child Abduction**

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On October 13<sup>th</sup>, 1999, the Department of Social Services was requested by your Department, acting as the Central Authority for the Hague Abduction Convention, to undertake an initial investigation regarding the whereabouts and welfare of the abovementioned child.

The Department of Social Services can confirm that the said child arrived in Grand Cayman on August 9<sup>th</sup>, 1999, and is currently residing with her father Phillip Levy in South Sound, George Town, Grand Cayman.

On October 15<sup>th</sup>, 1999, the said child and her father were interviewed together by Social Worker, Mr. Anthony Miller. Both the child and the father dispute the mother's assertion that the subject was wrongfully removed from her country of habitual residence. They maintain that the mother of the child consented to removal of the subject in order to determine whether a change of environment would enhance the child's educational development.

Further, since the subjects arrival in Grand Cayman she has had telephone contact with her mother at least "every other day". The child made it clear (in the presence of her father), that she was "not kidnapped" by him.

In addition to the above, the subject expressed the view that she was very anxious about returning to the care of her mother as she was continuously exposed to her overt sexualised behaviour.

*Continued*

*Attorney General*  
20<sup>th</sup> October, 1999

Subsequent to the aforementioned, telephone contact was made with the child's mother, Ms. Debra Jacob. She contends that there was no agreement between her and the child's father regarding removal of the child from her habitual residence to reside in Grand Cayman under the care and control of her father. Ms. Jacob also confirmed that she has had regular telephone contact with the said child since her arrival in Grand Cayman and made it clear that she wants the child returned to her care.

School:

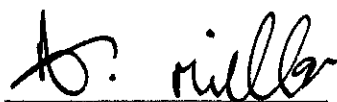
The subject commenced attending Triple C School in Grand Cayman on September 6<sup>th</sup>, 1999. She is currently placed in the 5<sup>th</sup> Grade. An entrance test to attend the school was undertaken by the subject on September 1<sup>st</sup>, 1999.

The test revealed that the child's performance was 2/3 years below the level that she should be at; 2<sup>nd</sup> Grade for reading; 3<sup>rd</sup> Grade for spelling and 3<sup>rd</sup> Grade for Math. A copy of the application for school enrolment is attached.

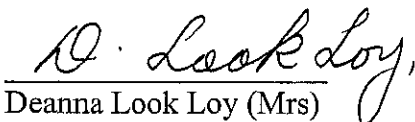
The school has observed that the child has made some improvement since she commenced attending the school.

Conclusion:

I trust that the above information will assist your Department. If the Department of Social Services can be of further assistance in this matter please do not hesitate to contact Anthony Miller the Social Worker who is following this matter up.



Anthony Miller  
Social Worker



Deanna Look Loy (Mrs)  
Director

Attachment

First Day Sept. 6, 1999  
Last Day \_\_\_\_\_  
Team Angels

TRIPLE C SCHOOL  
CREATIVE CHRISTIAN CHARACTER  
P.O. BOX 10498 APO  
CAYMAN ISLANDS  
Telephone: (345) 949-6022  
Fax: (345) 949-6803  
E-mail: triplec@candw.ky



**APPLICATION FOR ENROLLMENT**

Please return this application with a \$25 application fee, school records or report card if applying for grades 1-12, school reference on prescribed form (for grades 2-12 only) and birth certificate.

Name of Student RAISA Ashley Levy Present, Grade 5  
Date of Birth (date/month/year) 3-01-89 Place of Birth United States of America  
Nationality: Caymanian Other-Specify Caymanian / American  
Desired date of attendance September 1999  
Name and address of last school Saint Vincent Fennell

Names of Parents and/or Guardians:  
(Father) Phillip m. Levy (Mother) \_\_\_\_\_ (Guardian) \_\_\_\_\_  
Child lives with: Mother \_\_\_\_\_ Father  Both \_\_\_\_\_ Other (Relationship) \_\_\_\_\_  
Mailing Address: P.O. Box 32188 Smb District George Town Phone #345-949-5549  
Address (location) South Sound  
Number of older siblings \_\_\_\_\_ Number of younger siblings \_\_\_\_\_  
Occupation: Father Site Coordinator Work Phone 345-949-4459 / 945-1952  
Mother \_\_\_\_\_ Work Phone \_\_\_\_\_  
Religious affiliation (if any): \_\_\_\_\_

Names and addresses of parent references:  
Anlene Levy Bodden Town General Delivery  
Karen Nixon P.O. Box 4707 Snug Harbour  
In case of emergency if parents cannot be reached, please call:  
Name Anlene Salomon Phone 945-3358  
Name Karen Nixon Phone 945-4764  
Date August 13<sup>th</sup> 1999 Signature of Parent Phillip m. Levy

(9453800)  
Parham

PLEASE DO NOT WRITE IN THIS SECTION - For office use only  
Test results:

- |                                     |                       |
|-------------------------------------|-----------------------|
| <input checked="" type="checkbox"/> | Reading Recognition   |
| <input type="checkbox"/>            | Reading Comprehension |
| <input checked="" type="checkbox"/> | Spelling              |
| <input type="checkbox"/>            | Writing               |
| <input checked="" type="checkbox"/> | Mathematics           |

- Transfer letter
- Immigration letter
- Referral form
- Master Register
- Admissions Register

- A2 Application form complete
- Application fee Rec.#/Date # 369643 8/16/99
- Birth Certificate
- A3 Student Character Reference
- A4 Parents Character Reference
- A5 Parents Commitment
- A6 Student Agreement Form (Gr. 6-12)
- School Records
- A7 Medical Examination *New Appointment scheduled for Sept 10*
- Admission Form

Date of parent conference: Sept. 1, 1999  
Student accepted in Grade 5 Student waitlisted \_\_\_\_\_ Student not accepted \_\_\_\_\_  
Signature of Principal Jonathan Fenwick Date Sept. 1, 1999

TRIPLE C SCHOOL  
PARENTAL INFORMATION

Name of Parent Phillip m. Levy  
Name of Student Raisa Ashley Levy Present Grade 5

1. As time permits, I would be willing to help in the areas mentioned below:

- |   |  |
|---|--|
| <input type="checkbox"/> Class parties        | <input type="checkbox"/> Interest Clubs              |
| <input type="checkbox"/> Fundraising          | <input type="checkbox"/> Sports Activities           |
| <input type="checkbox"/> Noon duty            | <input type="checkbox"/> Concerts/Plays              |
| <input type="checkbox"/> Classroom aide       | <input type="checkbox"/> Costumes                    |
| <input type="checkbox"/> Field Trip Chaperone | <input type="checkbox"/> Transportation/trips        |
| <input type="checkbox"/> PTA Activities       | <input checked="" type="checkbox"/> Maintenance Work |
| <input type="checkbox"/> Substitute teaching  | <input type="checkbox"/> After school activities     |
| <input type="checkbox"/> Canteen              | <input type="checkbox"/> Class mother                |
| <input type="checkbox"/> Library              | <input type="checkbox"/> Bookstore helper            |
| <input type="checkbox"/> Office helper        | Other (Please specify) _____                         |

(Please call for further information on any of the above responsibilities.)

2. What are your reasons for choosing Triple C School to educate your child(ren)? \_\_\_\_\_

3. How did you learn about Triple C School? Or What motivated you most to make application for admission for your child/ren?

TV \_\_\_\_\_ Radio \_\_\_\_\_ Newspaper ✓ Church \_\_\_\_\_ Present Parent \_\_\_\_\_ Alumnus \_\_\_\_\_

Other: (Please explain) \_\_\_\_\_

If present parent or alumnus, please give the name: \_\_\_\_\_

4. What methods of discipline do you find effective for your children? Reward and incentive program that works well with my child.

5. Who cares for your children between the end of the school day and the end of the working day? NANNY

6. In what outside activities do your children participate? \_\_\_\_\_

7. What responsibilities do your children have at home? General Chores

8. Do you attend church regularly? In frequent

9. What local church/place of worship are you now attending? \_\_\_\_\_

10. Are you a Christian? NO If your answer is yes, how and when did you become a Christian? \_\_\_\_\_

Triple C School accepts children from families of all religious denominations. Your answers to these questions merely give us an opportunity to get to know you better.

Date August 13<sup>th</sup> 99 Signature of parent Phillip m. Levy