

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

CAUSE NO. 802 OF 2003



In the matter of ARIEL MYRIE ROMERO, a minor  
AND

In the matter of the Guardianship and Custody of Children Law (Revised)  
AND

In the matter of an Application of Wardship



BETWEEN: ANGELITA MAVIS EBANKS  
AND: KARINA ROMERO PALMA  
AND: CALBERT MYRIE

PLAINTIFF  
FIRST DEFENDANT  
SECOND DEFENDANT

TO: Karina Romero Palma  
c/o Celebrations  
Mirco Commercial Centre  
North Sound Road,  
Grand Cayman

AND TO: Calbert Myrie  
George Town  
Grand Cayman

**ORIGINATING SUMMONS**

**IMPORTANT NOTICE:** IT IS A CONTEMPT OF COURT, which may be punished by imprisonment, to take any child named in this Summons out of the Cayman Islands, without the leave of the Grand Court of the Cayman Islands.

**LET THE DEFENDANTS** within fourteen (14) days after service of this Summons upon them counting the day of service, return the accompanying Acknowledgement of Service form to the Courts Office at P.O. Box 495 GT, George Town, Grand Cayman.

BY THIS SUMMONS, which is issued on the Application of Angelita Mavis Ebanks, the Plaintiff claims against the Defendants that:-

1. The above-named minor, Ariel Myrie Romero who is currently in the care and control of the First Defendant, be made ward of this Honourable Court during his minority or until further order.
2. That the care and control of the said minor be committed to the Plaintiff and that the Defendants be strictly enjoined from removing the said minor out of the control of the Plaintiff until further order of this Honourable Court.
3. In the alternative, that the Plaintiff be granted custody, care and control of the minor child.
4. That the costs of this application be provided for.

The Plaintiff is the paternal aunt of the minor.

The First Defendant is the mother of the said minor.

The Second Defendant is the father of the said minor.

The date of birth of the minor is 6<sup>th</sup> May 1995.

The present whereabouts of the minor is that the minor is in his mother's care.

**IF THE DEFENDANTS DO NOT ACKNOWLEDGE SERVICE, SUCH JUDGMENT MAY BE GIVEN OR ORDER MADE AGAINST OR IN RELATION TO THEM AS THIS HONOURABLE COURT MAY THINK JUST AND EXPEDIENT.**

DATED this 10<sup>th</sup> day of December 2003.

  
NERVIK & COMPANY  
Attorneys-at-Law for the Plaintiff

**N.B.** This Summons may not be served later than four (4) calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with the above date unless renewed by order of the Court.

**THIS ORIGINATING SUMMONS** is filed by Nervik & Company the Attorneys-at-Law for the Plaintiff herein whose address for service is P.O. Box 31488 SMB, Phase 1, Elizabethan Square George Town, Grand Cayman.

**DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE  
OF ORIGINATING SUMMONS**

The accompanying form of *Acknowledgement of Service* should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person. After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495 GT, George Town, Grand Cayman.

***Notes for Guidance***

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement of Service and return it to the Courts Office.
2. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
3. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words “sued as (the name stated on the Originating Summons).”
4. Where the Defendant is a **FIRM** and an attorney is not instructed, the form must be completed by a **PARTNER** by name, with the addition in paragraph 1 of the description “Partner in the firm of (.....)” after his name.
5. Where the Defendant is sued as an individual **TRADING IN A NAME OTHER THAN HIS OWN**, the form must be completed by him with the addition in paragraph 1 of the description “trading as (.....)” after his name.
6. Where the Defendant is a **LIMITED COMPANY** the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney on its behalf.
7. Where the Defendant is a **MINOR** or a **MENTAL PATIENT**, the form must be completed by an Attorney acting for guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

In the matter of **ARIEL MYRIE ROMERO, a minor**

**AND**

In the matter of the **Guardianship and Custody of Children Law (Revised)**

**AND**

In the matter of an **Application of Wardship**

<b>BETWEEN:</b>	<b>ANGELITA MAVIS EBANKS</b>	<b>PLAINTIFF</b>
<b>AND:</b>	<b>KARINA ROMERO PALMA</b>	<b>FIRST DEFENDANT</b>
<b>AND:</b>	<b>CALBERT MYRIE</b>	<b>SECOND DEFENDANT</b>

**ACKNOWLEDGEMENT OF SERVICE  
OF ORIGINATING SUMMONS**

If you intend to instruct an Attorney to act for you, give him this form **IMMEDIATELY**.

**Important.** Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, **THIS FORM MAY HAVE TO BE RETURNED.**

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1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.

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2. State whether the Defendant intends to contest the proceedings (tick appropriate box)

yes  no

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Service of the Originating Summons is acknowledged accordingly

(Signed) .....

[Attorney] for

[Defendant in person]

Address for service:

**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 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.

***Nervik & Company  
Attorneys-at-Law for the Plaintiff  
P.O. Box 31488 S.M.B.  
Grand Cayman***

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