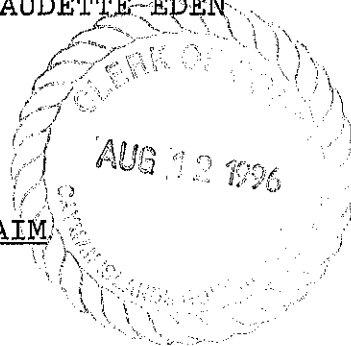


IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: A 11 OF 1996

BETWEEN: CROSBY EDEN, JR. & CLAUDETTE EDEN PLAINTIFFS

AND: HAROLD ELLIOTT DEFENDANT



STATEMENT OF CLAIM

1. Between the 31st May, 1996 and the 19th June, 1996 the Defendant was engaged by the Plaintiffs to carry out certain works on the Plaintiffs' Patio at their residence at Savannah, Grand Cayman.
2. The Defendant held himself out to the Plaintiffs as an experience and competent Carpenter/Builder. The Plaintiffs on the Defendant's said assurance engaged him to do the said work.
3. By an Oral Contract made on or about the 31st May, 1996 between the Plaintiffs and the Defendant, the Defendant agreed to do and complete the topping of the said Patio in a good and workmanlike manner.
4. The Defendant did not do and complete the said topping in a good and workmanlike manner.

PARTICULARS

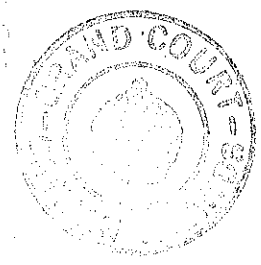
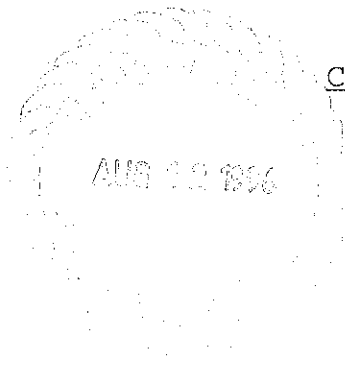
1. The workmanship was bad in the following:-
  - (a) The zinc was not properly put on



- (b) The measurements of uprights and slab (cement) were not properly done.
  - (c) wood stays were not properly cut.
5. Further, the Defendant was guilty of negligence and breach of duty and contract to and with the Plaintiffs causing loss and damage.

PARTICULARS

1. Cost of labour to rectify the Defendant's bad and faulty work	CI\$2,276.00
2. Cost of material to replace material damaged and spoiled by the Defendant	CI\$2,043.45
3. Fifty percent (50%) Management Fee	CI\$ 661.41
	<u>CI\$4,980.86</u>
<b>TOTAL COST OF LOSS AND DAMAGE</b>	<b><u>CI\$4,980.86</u></b>



AND THE PLAINTIFF claims:

- 1. The sum of CI\$4,980.86.
- 2. Cost and Attorneys Fees
- 3. Further or other relief.

[If, within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed of [\$4,980.86 ] (including interest and costs) further proceedings will be stayed. The money must be paid to the Plaintiff or his Attorney.]

\_\_\_\_\_  
 A. STEVE MCFIELD & ASSOCIATES  
 ATTORNEYS FOR THE PLAINTIFFS

THIS WRIT was issued by A. Steve McField & Associates, whose address for service is P.O Box 680, George Town, Grand Cayman, Attorneys for the Plaintiffs.



BETWEEN: CROSBY EDEN, JR & CLAUDETTE EDEN PLAINTIFFS

AND: HAROLD ELLIOTT DEFENDANT

ACKNOWLEDGMENT OF SERVICE OF WRIT OF 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.

Delay may result in judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

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

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

[ ] Yes

[ ] No

3. If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (tick appropriate box).

[ ] Yes

Service of the Writ 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 of, 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.

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

A. Steve McField & Associates  
Attorneys-at-Law, on behalf of the  
Plaintiff, \*  
P.O. Box 680, Mary Street  
George Town, Grand Cayman

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

