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IN THE GRAND COURT OF THE CAYMAN ISLANDS

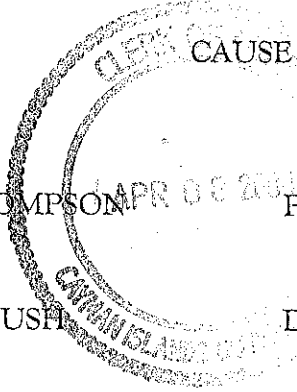
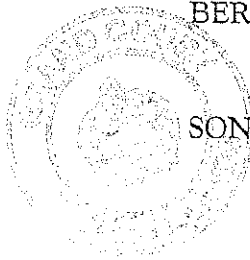
186  
CAUSE NO: OF 2004

BETWEEN:

BERTHA THOMPSON PLAINTIFF

AND:

SONIA FAY BUSH DEFENDANT



WRIT OF SUMMONS

To: Sonia Fay Bush  
110 Yellowstone Road  
Newlands, Grand Cayman

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 495 G.T., 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

24<sup>th</sup>

day of

April

2004

NOTE: - This Writ may not be served later than 2 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with the date of issue unless renewed by order of the Court.

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STATEMENT OF CLAIM

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1. The Plaintiff lives at Conch Pointe in West Bay, Grand Cayman where she has been residing since February 2004.
2. The Plaintiff's children Candice and Kimberley live with the Plaintiff and attend Triple C School, 74 Fairbanks Road, George Town, Grand Cayman.
3. On April 7<sup>th</sup> 2004 the Plaintiff went to World gym to give her husband some mail.
4. She sat in the Reception area to wait, but then decided to weigh. As she walked into the ladies room she was surprised to see Sonia Bush, who is her husband's girlfriend and co-respondent in divorce proceedings. She immediately turned around to retreat, but the Defendant came toward her in an aggressive manner pointing her finger in her face and threatening to put her in jail. The Plaintiff retreated to the men's area and called for her husband. The Defendant followed her and again aggressively, and in a threatening manner came within arms length of her and again began threatening her and shouting very derogatory remarks at her. The Plaintiff thought she was about to be assaulted and shouted back at the Defendant in self defense. However, the Defendant continued to verbally abuse the Plaintiff and act in a threatening manner towards her. The Plaintiff's husband intervened and the Plaintiff was able to leave, but in a very distraught state.
5. That the Defendant on previous occasions has harassed the Plaintiff. That on the 29<sup>th</sup> of January near to the Triple C School, the Defendant passed the Plaintiff whilst she was parked on the side of the road. As the Plaintiff came onto the main road after the Defendant passed, the Defendant made a sudden stop. The Plaintiff had to swerve to prevent hitting the Defendant's motor car. As the Plaintiff passed she saw the Defendant laughing.

6. That the Plaintiff has seen the Defendant on several occasions laughing and making fun of her and her children and has tried to make problems for her daughter Candice at school and as a result she had to speak with the Principal.
7. That as a result of the Defendant's behavior the Plaintiff has suffered pain and suffering and mental anguish.

AND THE PLAINTIFF CLAIMS:

- (a) A Restraining Order against the Defendant.
- (b) Damages
- (c) Costs.

Dated the 28<sup>th</sup> day of April 2004.

McKinney Reid & Co.

McKinney Reid & Company  
Attorneys-at-Law for the Plaintiff

To: The Clerk of the Court

## DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE OF WRIT OF SUMMONS

1. 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.

2. A Defendant who states in his Acknowledgement of Service that he intends to contest the proceedings must also serve a Defence on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).

If a Statement of Claim is indorsed on the Writ (i.e. the words of "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.

If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.

If the Defendant fails to serve his Defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.

3. A Stay of Execution against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgement of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgement, but he must, within that time, issue a Summons for a Stay of Execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

*See over for notes for guidance*

*Please complete overleaf*

### 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 Writ of 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 acting on its behalf.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian *ad litem*.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: <sup>186</sup> OF 2004

**BETWEEN:**                      **BERTHA THOMPSON**                      **PLAINTIFF**  
**AND:**                              **SONIA FAY BUSH**                              **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.

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1) State the full name of the Defendant by whom or on whose behalf the service of the Writ of Summon 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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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 box)

YES

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Service of the Writ is acknowledged accordingly

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[ ]

Attorneys for [Defendant]

Address for service:

**Notes on address for service**

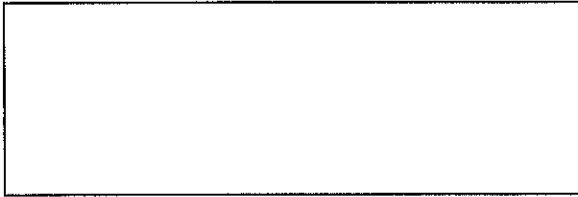
Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

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 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.*

McKinney Reid and Company  
Attorneys-At-Law  
201 Elizabethan Square  
P.O. Box 1573 G.T.  
George Town Grand Cayman

Indorsement by Defendant's Attorney (or by the Defendant if acting in person) of his name and address in the box below.



**This Writ is filed by McKinney Reid and Company, Attorneys-At-Law, 201 Elizabethan Square, P.O. Box 1573 G.T., George Town, Grand Cayman, B.W.I.**