

No. 1

Writ of Summons (0.6, r.1)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

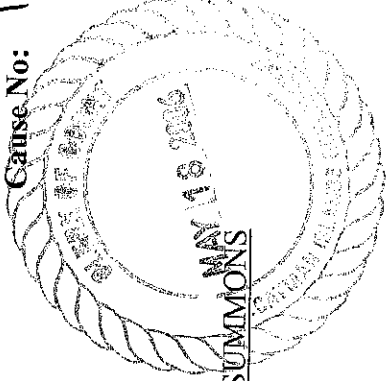
Cause No: 189 of 2006

BETWEEN: THE ATTORNEY-GENERAL

PLAINTIFF

AND: SASHA FREDERICK

DEFENDANT



WRIT OF SUMMONS

TO:
SASHA FREDERICK
#97 PARKWAY DRIVE
GEORGE TOWN
Home Phone: 345-949-2760

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 GT, 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 3rd of May, 2006

NOTE - This Writ may not be served later than 4 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.

IMPORTANT

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

STATEMENT OF CLAIM

1. The Plaintiff claims C\$35,000.00 from the Defendant for repayment of a student loan.
2. On the 16th December 1998 the Defendant signed an agreement with the Cayman Islands Government. Paragraph (2) of this agreement states, that upon completion of a degree program in Agronomy, the Defendant would be obligated to work for the Cayman Islands Government for a period of four years.
3. The agreement that was signed stated that the Cayman Islands Government would pay the sum of C\$71,000.00 for the Defendant's tuition to obtain a degree in Agronomy.
4. After obtaining the degree, the Defendant worked with the Department of Agriculture in the Cayman Islands Government for the period of August 18th 2003 to September 8th 2005 completing two years of service.
5. The Defendant failed to provide additional two years service to the Cayman Islands Government.
6. As per paragraph (F) of agreement, if the Defendant is dismissed from the service for misconduct or resigns during the course of study or within the period specified in paragraph (2) of said agreement she should repay the Cayman Islands Government the cost associated with the course of study.
7. The Cayman Islands Government has decided to prorate the cost of study and not charge payment for the time the Defendant worked for the Cayman Islands Government.
8. The amount due for the period not worked by the Defendant is C\$35,000.00.
9. The Department of Agriculture and Veterinary services wrote to the Defendant on two occasions requesting payment.
10. The Treasury Debt Recovery Unit wrote to the Defendant on 7th February, 2006 requesting payment but this debt remains unpaid.

NOTES FOR GUIDANCE

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment 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 of 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.

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PLAINTIFF

AND: SASHA FREDERICK

DEFENDANT

ACKNOWLEDGMENT OF SERVICE
OF WRIT OF SUMMONS

If you intend to instruct an Attorney to act for you, give him this for 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 proceeding (*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 box).

Yes

Service of the writ is acknowledged accordingly

(Signed).....

[Attorney] for
[Defendant in person]
Address for Service:

Please complete overleaf

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.

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

THE ATTORNEY-GENERAL
C/O THE TREASURY DEPARTMENT
GOVERNMENT ADMINISTRATION BUILDING
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.

