



No. 1

Writ of Summons (0.6, r.1)



IN THE GRAND COURT OF THE CAYMAN ISLANDS

Cause No: 33 of 2007

BETWEEN: THE ATTORNEY-GENERAL

PLAINTIFF

AND: ALTHEA WILLIAMS, HOWARD VERNON, SUE VERNON AND
MARK STEVE VERNON

DEFENDANTS

WRIT OF SUMMONS

TO:

ALTHEA WILLIAMS

P.O. BOX 877

GRAND CAYMAN

Employer: Super Stitch

Home Phone: 345-949-2760

Work Phone: 345-949-2833

HOWARD VERNON

P.O. BOX 877

GRAND CAYMAN

Employer: Port Authority

Home Phone: 345-947-4542

Work Phone: 345-949-2228

SUE VERNON

P.O. BOX 877

GRAND CAYMAN

Employer: Citco

Home Phone: 345-947-9966

Work Phone: 345-949-3977

Mark Steve Vernon

P.O. BOX 877

GRAND CAYMAN

Emp: Port Authority

Home Ph: 345-947-9966

Work Ph: 345-949-2228

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 25th of January, 2007

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.

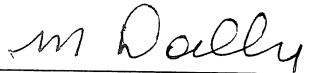
STATEMENT OF CLAIM

1. The Plaintiff claims CI\$104,617.14 from the Defendants for overseas medical expenses.
2. The Defendants signed a promissory note agreeing to repay the Cayman Islands Government for all overseas medical expenses paid for Olive M. Vernon to be treated at the Baptist Hospital of Miami on or around the 16th November 2000.
3. Olive M. Vernon's overseas medical expenses amounted to CI\$106,117.14.
4. The Defendants, having signed as sureties for Olive M. Vernon submitted themselves jointly and severally for full repayment of the overseas medical expenses paid on Olive M. Vernon's behalf by the Cayman Islands Government.
5. The Defendants signed an agreement, agreeing to pay CI\$500.00 per month beginning on the 30th January 2000.
6. On the 30th March 2003 a payment of CI\$200.00 was made towards this debt.
7. The Cayman Islands Health Services Authority and the Debt Recovery Unit communicated with the Defendants on numerous occasions, requesting payment.
8. Payments have not been made consistently and the last payment received was March 30th 2003. The balance of CI\$104,617.14, still remains unpaid.

AND THE PLAINTIFF claims:

1. The sum of CI\$104,617.14.
2. Interest at the statutory rate of 3%
3. Process Server's fee of CI\$25.00.
3. Fixed cost of CI\$500.00, alternatively costs to be assessed.

If, within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed further proceedings will be stayed. The money must be paid to the Plaintiff.


On behalf of the Attorney-General

THIS WRIT was issued by The Attorney-General whose address for service is
c/o The Treasury Department, Government Administration Building, George Town,
Grand Cayman.

Acknowledgment of service of writ of summons (O.12,r.3)

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF WRIT OF SUMMONS

1. The accompanying form of Acknowledgment 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 495G, George Town, Grand Cayman.

2. A Defendant who states in his Acknowledgment 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 "Statement of claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging of 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 Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment 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.

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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DEFENDANTS

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.

[Empty box for defendant's attorney endorsement]