

IN THE GRAND COURT OF THE CAYMAN ISLANDS

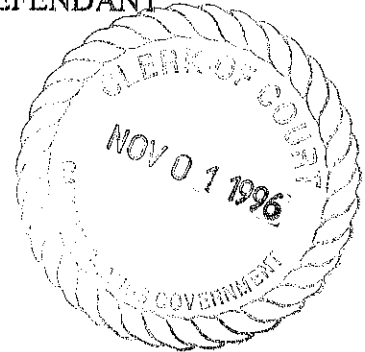
CAUSE NO. 574 OF 1996

BETWEEN: ANN MARIE TOMLINSON PLAINTIFF

AND: HOWARD CREARY DEFENDANT

WRIT OF SUMMONS

To: Howard Creary  
C/O Northward Prison



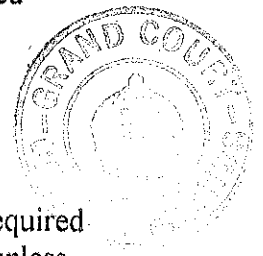
**THIS WRIT OF SUMMONS** has been issued against you by the above-named Plaintiffs in respect of a claim set out the next page.

**Within** fourteen (14) days after 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 495G, George Town, Grand Cayman, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgement may be entered against you forthwith without further notice.

Issued this 1st day of November, 1996.

**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 Acknowledgement of Service are given with the accompanying form.

General Endorsement

The plaintiff's claim is for \$4,000.00, borrowed by the defendant of the 16th day of February, 1996 plus costs and interest at Statutory Rate.

Dated this 1st day of November, 1996.

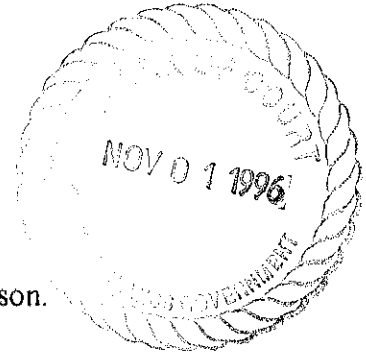
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Neville W. Levy & Associates

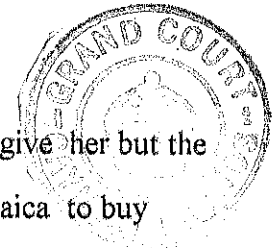


This Writ was issued by Neville W. Levy & Associates, Attorneys-at-Law for and on behalf of the Plaintiff herein whose address for service is that of the Thompson Building in George Town, Grand Cayman P.O.Box 2178.

**STATEMENT OF CLAIM**



1. The plaintiff works at the Health Care Pharmacy.
2. The defendant is a prison officer working at Northward Prison.
3. On the 16th day of February, 1996 the Defendant asked the Plaintiff to lend him the sum of \$4,000.00 as he wanted it to put in his account so that the Bank would give him a Statement which he would take to the American Embassy in Jamaica to get a Visa to visit the United States.
4. The plaintiff and the defendant went to the British American Bank Limited and the plaintiff withdrew \$5,000.00 from her account and gave \$4,000.00 to the defendant who put the money with some of his own which he lodged in his account on the said day at the said Bank.
5. The plaintiff later asked the defendant to withdraw the money and give her but the defendant told her that he had sent the money to his mother in Jamaica to buy blocks to build her house but promised that he would get a loan and pay her back.
6. The plaintiff, on several occasions demand payment of her money and told the defendant that she would be going to an Attorney about the matter but he told her that no Lawyer could do him anything and he has failed or refused to pay her.



**WHEREFORE** the Plaintiff claims:-



IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. 574/96

BETWEEN:            ANN MARIE TOMLINSON            PLAINTIFF

AND:                HOWARD CREARY                DEFENDANT

**ACKNOWLEDGEMENT 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 judgement being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

1.     Chester Watler
2.     State whether the Defendant intends to contest the proceedings. (tick "yes" or "no")
3.     State whether the Defendant intends to apply for a stay of execution judgement entered by the Plaintiff. (tick "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 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.

Neville W. Levy & Associates  
Thompson Building, George Town.  
P.O. Box 2178.

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

