

No. 1

Writ of Summons (0.6, r.1)

IN THE GRAND COURT OF THE CAYMAN ISLANDS

Cause No: 322 of 2007

BETWEEN: THE ATTORNEY-GENERAL

PLAINTIFF

AND: PAUL HYDES

DEFENDANT

WRIT OF SUMMONS

TO:
PAUL HYDES
P.O. BOX 354
GRAND CAYMAN KY1-1106
Employer: Port Authority (North-Terminal)
Work Phone: 345-949-2055 ext: 3746
Home Phone: 345-949-3609



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 26th of July, 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\$45,000.00 from the Defendant for overseas medical expenses.
2. On the 1st June 1995 the Defendant signed a promissory note agreeing to repay the Cayman Islands Government for all expenses paid for Katie Alira Hydes to be treated at the Baptist Hospital of Miami on or around the 1st June 1995.
3. Katie Alira Hydes overseas medical expenses amounted to CI\$135,465.40.
4. Paul Hydes signed a repayment schedule agreeing to pay CI\$250.00 per month towards this debt, beginning June 26th 2002.
5. The Cayman Islands Health Services Authority and the Debt Recovery Unit communicated with the Defendant on numerous occasions, requesting payment.
6. Payments have not been made consistently and the last payment received was November 1st 2006. The balance of CI\$127,015.40, still remains unpaid.

AND THE PLAINTIFF claims:

1. The sum of CI\$45,000.00.
2. Interest at the statutory rate of 3%
3. Process Server's fee
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.

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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.

IN THE GRAND COURT OF THE CAYMAN ISLANDS

Cause No. _____ of 2007

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PLAINTIFF

AND: PAUL HYDES

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.

[Empty box for defendant's attorney endorsement]