

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO: ~~377~~ OF 2007
LEGAL AID NO. 65 OF 2005



BETWEEN: JVERNITA (JUANITA) PINNOCK PLAINTIFF
AND: LEO LIN RUTH WHITEMAN DEFENDANT

ORIGINATING SUMMONS




LET ALL PARTIES CONCERNED, attend before a Judge in Chambers at Law Courts,
George Town, Grand Cayman on the day of 2007, at o'clock on
the hearing of an application by the Plaintiff for the following Orders:-

1. That the Defendant produces affidavit evidence with exhibits proving that she is the adopted child of my step-father, the late William Watson Nixon.
2. That the Defendant be restrained, whether by herself or her agents or servants, from having any dealings with property known as Registration Section George Town South, Block 14D, Parcel 397 ("the Property"), including but not limited to transferring or willing it to anyone until further Order of this Court.
3. That the Defendant gives an accounting of all or any monies collected by way of rent or otherwise from the Property since November, 2006.
4. That any further monies collected by way of rent or otherwise be placed in a special account at a bank until further Order of this Court.
5. That a restriction be placed with the Registrar of Lands and Survey until such restriction is removed by the Plaintiff or by this Court.
6. That this matter be consolidated with Grand Court Cause No. 437 of 2005.

7. That the Defendant pays the costs of these proceedings.
8. That there be such further Order or Directions as this Court deems just in the circumstances.
9. That there be penal consequences in the event of a breach of this Order.

AND LET THE DEFENDANT within 14 days after service of this Summons on him counting the day of service, return the accompanying Acknowledgment of Service to the Courts office.

Dated this 27th day of August, 2007



Facey-Clarke & Associates
Attorneys-at-Law for the Plaintiff

NOTES:-

- (1) This Summons 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 above date unless renewed by order of the Court.
- (2) If a defendant does not attend personally or by his attorney at the time and place above-mentioned such order will be made as the Court may think just and expedient.

IMPORTANT

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

This Originating Summons was issued by Facey-Clarke & Associates, Attorneys-at-Law for the Plaintiff herein whose address for service is that of the said Attorneys-at-Law, Ground Floor, Unit 119, Elizabethan Square, George Town, Grand Cayman

**DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING SUMMONS**

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.

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. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgment of service.
3. 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.
4. 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 Originating Summons)".
5. 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.
6. 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.
7. 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.
8. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. 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: OF 2007
LEGAL AID NO. 65 OF 2005

BETWEEN: VERNITA (JUANITA) PINNOCK PLAINTIFF
AND: LEOLIN RUTH WHITEMAN DEFENDANT

ACKNOWLEDGMENT OF SERVICE
OF ORIGINATING 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.

1. State the full name of the Defendant by whom or on whose behalf the service of the Originating Summons is being acknowledged.

2. State whether the Defendant intends to contest or otherwise participate in the proceedings (tick appropriate box)
 yes no

Service of the Originating Summons is acknowledged accordingly

(Signed).....

Date:

[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 principal office.

Please complete below

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

Facey-Clarke & Associates Attorneys-at-Law Unit 119, Elizabethan Square Grand Cayman 345-946-8111 Mclarke@candw.ky

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

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