



IN THE GRAND COURT OF THE CAYMAN ISLANDS



CAUSE NO ~~429 2007~~
Cause no 429 2008
PLAINTIFF

BETWEEN

CADIAN EBANKS

AND ~~GOVERNMENT [ATTORNEY GENERAL]~~ DEFENDANT

Samuel Bulgin

AND ~~GOVERNMENT [REGISTRAR OF LANDS]~~ DEFENDANT

Alice Ann Kirchman

AND GOVERNMENT ATTORNEY GENERAL 1 ST. DEFENDANT

AND GOVERNMENT REGISTRAR OF LANDS 2nd DEFENDANT

AMENDED WRIT OF SUMMONS

THIS WRIT OF SUMMONS has been issued against you by the above name in respect of claims set out on the following pages .

Within Twenty Eight days (28) after the service of this Writ on you counting the day of service , you must either satisfy the claim or return to the Courts office P.O Box 495 George Town Grand Cayman the Accompanying acknowledgment of service Starting 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 ~~24~~ day of September 2007

Re- Issued this 15 day of October 2008

Signed by *Cadian Ebanks*

Note This Writ may not 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.

STATEMENT OF CLAIM

- 1 The Plaintiff Claims from the Defendants for Loss and Damages, for each illegal Action done ,an un-specified amount of money in connection with this Writ of summons.
- 2 The plaintiff further claims from the defendants an un-specified amount of Money for damages as follows ,Actual damages, Accumulative damages, Continuing damages, Discretionary damages, Future damages, Foreseeable damages, Irreparable damages, Multiple damages, General Damages, Punitive damages, Double damages,
- 3 The Plaintiff claims that in September 5, 1985, the Registrar ,of Lands and Survey Dept. for the Cayman Islands Government did make a ruling against The Plaintiff without having lawful authority to do so , contrary to the Registered Land Law 2004 revision sect .6.
- 4 In the ruling the Registrar of Lands and Survey made the unlawful order against The Plaintiff to be carried out within six months ,this order made by the Registrar of Lands and Survey have caused severe loss and damages to the Plaintiff from 1985 until today.
- 5 Further the order made by the Registrar, have caused much pain and suffering To the Plaintiff until today,
- 6 Further the unlawful order made by the Registrar , of Lands and Survey have Also defamed the Plaintiff Character to a low degree to the public and the joining party 363/364 who does claims until today.
- 7 Further the unlawful order made by the Registrar, of Lands and Survey in 1985 without authority has caused the Plaintiff to be illegally prosecuted, By the attorney general In the year 2005 in a open Court,
- 8 Further the Plaintiff claims that he was unlawfully fined in an open Court By a unlawful claim brought by the attorney general against him,
- 9 Further the Plaintiff claims that the order made by the Registrar, did Placed a restriction on his private property without authority restricting All dealings with the property of any kind.

- 10 The plaintiff further states that the restriction placed on his property by the Registrar of Lands and Survey department in 1985 was the direct cause that He could not Develop his property or could not obtain funds from the bank.
- 11 The plaintiff further states that the Registrar was Bias ,Reckless and Malicious For not considering that he did not have the authority to make such an order.
- 12 The plaintiff only was ordered to build concrete markers which was not Necessary, by the Registrar, of Lands and Survey and to maintain the boundary
- 13 Further the plaintiff claims that he was illegally prosecuted in 2005 by the Attorney General in an open court which was called on many occasions on Different days.
- 14 Further the plaintiff claims that he was illegally sentenced and fined in an Open court
- 15 The plaintiff claims that his character was damaged by his name being posted In a public open space in connection with this illegal charge brought by the Attorney General
- 16 The plaintiff claims from the defendants the sum un-specified in relation with This illegal claim brought by the Attorney General and the Registrar of Lands and Survey.
- 17 Further the Plaintiff Claims from the Defendants for loss of Real Estate value Of 10 – 20 acres of land at a value of five dollars per square feet from 1985 to Date. Or judgment
- 18 Further the Plaintiff Claims from the Defendants for the value of at least 50 Fifty building units valued at six to ten Hundred Thousand dollars each from From 1985 to- date. Or judgment
- 19 Further the Plaintiff Claims from the Defendants for each rentals at a Monthly rate for each twenty Hundred C.I. dollars from 1985 To- date. Or judgment.

- 20 Further the Plaintiff Claims from the Defendants for half of the cost of the Fence around 4B 178.
- 21 Further the Plaintiff Claims from the Defendants for half of the cost of of labour in erecting the fence.
- 22 Further the Plaintiff Claims from the Defendants for half of the cost of Of maintenance of the Boundary of Parcel 4B 178
- 23 Further the Plaintiff claims his signature was forged on a map produced in Summary Court on the day of trial ,by the chief surveyor,

AND THE PLAINTIFF FURTHER CLAIMS

1. The principle sum unspecified . C. I. Dollars with Interest on the sum at the rate of 10% per Annum from 5/9/1985 to date of judgment or sooner payment.
2. Alternatively the Plaintiff interest on the said sums unspecified Pursuant to section 34 of the judicature Law 1995 revision and interest At the current rate of 5 % per annum from 5/9/ 1985 or to date of judgment Or sooner payment.
3. The Plaintiff further Claims that the cost of this Action be borne by the Defendants who represents the Government of the Cayman Islands together With interest thereon pursuant to section 34 of the Judicature Act (1995 revision) on the amount found due to the Plaintiff at such rate as the Court thinks fit for these unlawful Actions.

~~Filed this 24 day of September 2007~~
Re- Filed this 14 day of October 2008.

By *Rodan Ebanks*

This Writ is filed by Chadian Ebanks
Whose address is 207A Fountain Road West Bay Grand Cayman
Tel,924-4915 /fax 9493334
Email giseleebanks@hooonail.com

IMPORTANT

Directions for Acknowledgment of service are given with accompanying form

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 in 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 his 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.

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 Plaintiffs (or on the Plaintiffs 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 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 Plaintiffs 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 installments or otherwise.

See over for notes for guidance

IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO. OF 2008

BETWEEN CADIAN EBANKS Plaintiff
AND GOVERNMENT ATTORNEY GENERAL 1st Defendant
AND GOVERNMENT REGISTRAR OF LANDS 2nd Defendant

ACKNOWLEDGMENT OF SERVICE

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 competing 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. 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 proceedings (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 Plaintiffs' Attorney (or by Plaintiffs if suing in person) of his name, address and reference, if any, in the box below.

Cadian Ebanks Plaintiff
P.O. Box 223 WB
Grand Cayman KY1-1301
Cayman Islands

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

[Empty box for defendant's attorney endorsement]