

IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN AT GEORGE TOWN

CAUSE NO. *Q0523* of 2008

IN THE MATTER OF THE TORTS (REFORM) LAW
IN THE MATTER OF THE GRAND COURT RULES ORDER 80
In the Estate of SAMUEL DOFREDO, deceased

BETWEEN
SUSANA DOFREDO
FERDINAND PARSALIGAN
(administrators in the estate of
Samuel Dofredo, deceased)

AND
THE PORT AUTHORITY OF
THE CAYMAN ISLANDS
ORIGINATING SUMMONS

DEFENDANT

PLAINTIFFS

LET **THE DEFENDANT** of George Town, Grand Cayman, attend before the Judge in Chambers, at the Law Courts, George Town, Grand Cayman on the day of 2008, at o'clock, on the hearing of an application by the Plaintiffs of # 5 Spring Lane, Bodden Road and # 62 Paxton Street, Smith Road Villas, George Town, that:-

1. The following terms of settlement and compromise of the Plaintiffs claim in respect of the claim by SUSANA DOFREDO, widow of the deceased, and SYRYL CAMILLE del ROSARIO DOFREDO, agreed between the parties, be approved and embodied in such order, and that all proceedings upon the claim be stayed except for the purpose of carrying the said terms into effect, and that there be liberty to apply for the said purpose generally.
2. Alternatively, directions may be given by the Court for the further prosecution of the said claim.
3. Any further or other relief as this Honourable Court deems just.

PARTICULARS PURSUANT TO THE TORTS (REFORM) LAW

The persons for whose benefit this action is brought, is the widow of the deceased and the deceased's dependant child, namely:-

SUSANA DOFREDO , of # 5 Spring Lane, Boddan Road, George Town, and with date of birth 23rd May, 1959, and the minor child **SYRYL CAMILLE del ROSARIO DOFREDO**, who is now 8 years old, and whose date of birth is 29th April, 2000, respectively.

4. That the Defendant , within 5 days do pay to the Plaintiffs attorneys, the sum of C1 \$ 246,000, in satisfaction of the claim under the Tort (Reform) Law in the estate of the deceased, SAMUEL DOFREDO, apportioned as to C1 \$ 67,371.50 for the minor SYRYL CAMILLE del ROSARIO DOFREDO, and as to \$ 178,628.50 to the widow SUSANA DOFREDO.
5. That the sum of C1 \$ 67,371.50 paid in respect of the minor child, be invested in the name of the nominee FERDINAND PARSALIGAN, on trust and for the benefit of the said minor dependant
6. That the income of the said trust be paid to the said FERDINAND PARSALIGAN as and when it becomes due, to be used for the maintenance and expenses in relation to the child
7. That on the minor child attaining the age of majority, the balance of the funds in the trust be transferred to her, for her use and benefit absolutely
8. That each party herein pays its own costs
9. That upon payment by the Defendant herein of the sums mentioned, that it be discharged from any further liability in respect of the Plaintiffs claims herein.

AND LET the Defendant within 14 days after service of this Summons on them, counting the day of service, return the accompanying Acknowledgement of Service to the Courts Office.

Dated this 4th day of November, 2008 .



BROOKS & BROOKS
Attorneys-at-Law for the Plaintiffs

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 an attorney at the time and place above mentioned, such order will be made as the Court may think just and expedient.

IMPORTANT

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

This Originating Summons is issued by Brooks & Brooks, Attorneys-at-Law for the Plaintiffs, whose address for service is One Artillery Court, Shedden Road, George Town.