

CAUSE NO. *0552* OF 2008

IN THE GRAND COURT OF THE CAYMAN ISLANDS
BETWEEN:

FIRST CARIBBEAN INTERNATIONAL BANK (CAYMAN) LIMITED
PLAINTIFF

AND:
CLIFTON SCOTT
SHERRIE SCOTT



DEFENDANTS

WRIT OF SUMMONS

TO: Clifton Scott, PO Box 456, Grand Cayman KY1-1106
AND TO: Sherrie Scott, PO Box 1989, Grand Cayman KY1-1104

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of the claim set out on the following pages.

Within 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, PO Box 495, George Town, Grand Cayman KY1-1106, the accompanying Acknowledgement of Service stating therein whether you intend to contest these proceedings.

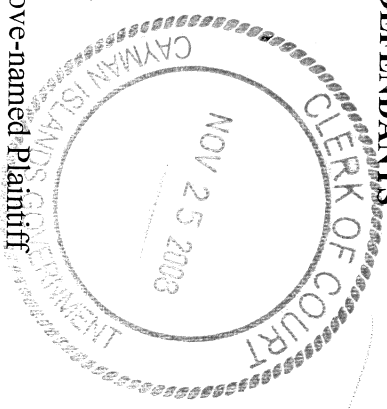
If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgement may be entered against you forthwith without further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

ISSUED this 25th day of November 2008.

NOTE – This Writ may not be served later than 4 calendar 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.



STATEMENT OF CLAIM

1. The Plaintiff is a Bank carrying on business at its branch at PO Box 301, Broad Street, Bridgetown, Barbados and elsewhere and the Defendants are and were customers of the Plaintiff.
2. The Defendants are currently indebted to the Plaintiff in respect of the shortfall on the Charge dated 26th April 1996 following the sale of the property registered as Prospect, Block 22D, Parcel 241H8 in the principal sum of CI\$1,784.88, together with interest of CI\$26,195.94 and late charges of CI\$1,024.00. Interest has accrued since 26th April 1996, and will continue to accrue from the date hereof on the Defendants' debt at the rate of 7.50% per annum, a daily sum of CI\$0.37.
3. The Schedule to the Charge signed by the Defendants provided that the rate of interest chargeable and payable would be at such rate as would be calculated by the Plaintiff subject to change from time to time and that the Defendants would repay to the Plaintiff on demand the principal sum or such portion thereof as shall have been advanced to or be payable to the Plaintiff and remains due and owing together with interest thereon at the rate aforementioned.
4. The Plaintiff has made demands for repayment but the Defendants have failed to repay the said sum or any part of it.

AND THE PLAINTIFF CLAIMS AGAINST THE DEFENDANTS:

1. Payment of the said principal sum of CI\$1,784.88.
2. Late charges in the sum of CI\$1,024.00.
3. Interest in the sum of CI\$26,195.94 to the date of issue of these proceedings and continuing thereafter until payment at a daily rate of CI\$0.37.
4. Fixed costs.
5. Further or other relief.

If, within the time for returning the Acknowledgment of Service, the Defendants pay the total amount claimed of CI\$29,004.82 and fixed costs and court fees of CI\$350.00 to

total C1\$29,354.82 further proceedings will be stayed. The money must be paid to the Plaintiff or its attorney.

Dated the 25th day of November 2008



RITCH & CONOLLY
Attorneys at Law for the Plaintiff

TO: The Clerk of the Court

AND TO: The First Defendant PO Box 456, Grand Cayman KY1-1106

AND TO: The Second Defendant PO Box 1989, Grand Cayman KY1-1104

BETWEEN:

FIRST CARIBBEAN INTERNATIONAL BANK (CAYMAN) LIMITED

PLAINTIFF

AND:

CLIFTON SCOTT
SHERRIE SCOTT

DEFENDANTS

ACKNOWLEDGMENT 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 judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

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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)

<input type="checkbox"/> yes	<input type="checkbox"/> no
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 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)

<input type="checkbox"/> yes	<input type="checkbox"/> no
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Service of the Writ is acknowledged accordingly

(Signed).....

Attorney for

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.

Ritch & Conolly
P O Box 1994
Queensgate House
113 South Church Street
George Town
Grand Cayman KY1-1104

Ref: MSB/FCIB/8902/Scott,
Clifton&Sherrie

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