

IN THE GRAND COURT OF THE CAYMAN ISLANDS
FAMILY DIVISION

CAUSE NO. FAM 0001 OF 2019

BETWEEN: MARION ISABELLA WEBSTER

PETITIONER

AND: 215883 CLIFFORD VINROY LYN

RESPONDENT



PETITION FOR THE DISSOLUTION OF MARRIAGE

THE PETITION of **Marion Isabella Webster** shows:

- (1) That on August 21, 2008 at Registrar General's Office, St. Catherine, Jamaica the above Petitioner was lawfully married to the above Respondent and at the time of the said marriage the marital status of the parties were as follows-
 - (a) The Petitioner was Divorced and;
 - (b) The Respondent was Bachelor.
- (2) That following the celebration of the said marriage, the parties lived at 58 Devonshire Drive, Newlands, Grand Cayman, Cayman Islands.
- (3) That this Honourable Court has jurisdiction in this matter by reason of the fact that Petitioner is a Caymanian and is domiciled in the Cayman Islands.
- (4) That there are no previous proceedings brought by the parties hereto in any court with respect of the said marriage, with the exception of a pending application under the Protection from Domestic Violence Law before the Summary Court Cause No: S0261/2018, which is due to be heard on January 11, 2019.
- (5) That there is no impediment to this Honourable Court granting a decree of dissolution to the said marriage to the knowledge of the Petitioner.

PARTICULARS OF UNREASONABLE BEHAVIOUR

- (a) In and around 2009 the Petitioner and the Respondent ceased to live in the same room as husband and wife.
- (b) The parties have not lived as husband and wife since that date.

- (c) That the Respondent's psychological, verbal and financially abusive behavior has worsened to a point that the petitioner is in fear for her life, welfare and have left her home since May 2018, and now lives with her sister, friends or wherever she can feel safe on a daily basis, sometimes sleeping in her vehicle.
- (d) That the Respondent constantly argues, confronts and disagrees with Petitioner, to the point that the parties can no longer communicate as husband and wife and the Petitioner feels emotionally drained, helpless and humiliated as a result of this irreparable breakdown in communication.
- (e) That despite being the holder of a Rights to Work Certificate, the Respondent refuses to work, has become a financial burden on the Petitioner, causing much financial abuse to the Petitioner. It is unfair for the Petitioner to continue to support this able body person.
- (f) That the Petitioner cannot peacefully have friends, family or workers on her property, as the Respondent is confrontational and aggressive towards them.
- (g) That the Petitioner has owned and pays a huge mortgage for the property long before she met and married the Respondent, but can no longer enjoy living in her home due to the Respondent's verbal and psychological abuse.
- (h) That the Respondent has aggressively confronted the Petitioner's sister, friends and workers to the point that the parties have decided in the interest of peace and their safety, it is better for them to stay away until this matter can be resolved. This is overbearing, mentally and psychologically traumatic to the Petitioner.
- (i) That the Respondent has done absolutely nothing to assist with the financial upkeep of the home where he lives, but harasses the Respondent and anyone that might visit the property or try to assist, leaving the Respondent alienated and on her own.
- (j) That from 2011 it became evident to the Petitioner that the marital relationship differences were irreconcilable and respectfully requested the Respondent to leave and he has refused to.
- (k) In 2015 the Respondent was sentenced to prison for child abuse regarding his son from a previous relationship. The communication and other issues have worsened since his release from incarceration.
- (l) That the respondent has made false accusation against me, defaming my character and this has made it impossible for me to live with him.

Reference to these accusations can be seen in the police report mentioned in number four (4) of this petition.

(m) The breakdown in, or lack of communication have made it extremely impossible to continue to live together.

(n) The Petitioner is of the view that the marriage has broken down irretrievably and there is no prospect whatsoever of reconciliation.

(6) That there are no children or matrimonial assets.

THE PETITIONER THEREFORE PRAYS: -

- (1) That the said marriage be dissolved.
- (2) That this Honourable Court makes such orders pursuant to the Matrimonial Causes Law (2005 Revision) or as it otherwise deemed just and equitable by this Honourable Court.
- (3) That there be such further and/or other relief as this Honourable Court may deem just.

Dated this 1st day of January 2019


MARION WEBSTER

NOTE: Under rule 11 of the Matrimonial Causes Rules (2001 Revision) notice of your intention to defend may be given –

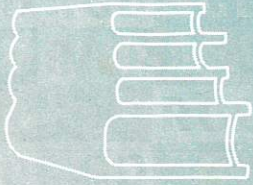
- (a) *by an endorsement on the acknowledgement of service;*
- (b) *by notice of such intention lodged in the Registry within fourteen days of the service of this Petition; or*
- (c) *at any time by leave of the Court prior to the date fixed for trial.*

The following person is to be served with this Petition: -

The Respondent:

Clifford Vinroy Lyn
58 Devonshire Drive
Newlands, Bodden Town
Cayman Islands
Ph: 322-4767

This PETITION is filed by the Petitioner whose address for service is: 124 Moonbeam Dr. Bodden Town, Cayman Islands. Ph: 939-6289



JAMAICA

Registrar General's
Department

MARRIAGE REGISTER

Issue Date : 22nd August, 2008

Book No. : 5

Marriage No.: 6647



Marriage solemnized between

CLIFFORD VINROY LYN ***

MARION ISABELLA WEBSTER ***

and

Groom's Name

Bride's Name

Condition: BACHELOR

DIVORCED

Calling: YOUTH WORKER

PSYCHOLOGIST

Age: 37 YEARS

49 YEARS

Residence: 12B EAST LANE

12B EAST LANE

KINGSTON 4

KINGSTON 4

Parish: KINGSTON

KINGSTON

Father's Name: ISAAC LYN ***

LINDBURGH WEBSTER ***

On this: TWENTY-FIRST AUGUST, 2008

Married at: REGISTRAR GENERAL'S OFFICE

in the parish of ST. CATHERINE

By (or before) me G L STEWART ***, (Signed)

a Marriage Officer in the Island of Jamaica by MINISTER'S LICENCE

This marriage was celebrated between us in the presence of :

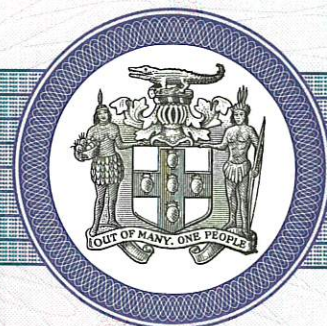
Signed Witness (a) FELMIN ROSE ***

Signed Groom

Signed Witness (b) PETER-GAY DEHANEY ***

Signed Bride

Last line of Vital Data


Patricia P. Holness
Registrar General &
Deputy Keeper of the RecordsTHIS IS A CERTIFICATE
OF THE RECORD OFFICIALLY REGISTERED IN THE
REGISTRAR GENERAL'S DEPARTMENT OF JAMAICA

We aim to satisfy



Registrar General's Department

THIS CERTIFICATE NOT VALID UNLESS
PREPARED ON ENGRAVED BORDER
DISPLAYING EMBOSSED SEALS AND
SIGNATURE OF REGISTRAR GENERAL

A 4477440

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

Acknowledgment of Service

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE OF DIVORCE PETITION

IF YOU INTEND TO INSTRUCT AN ATTORNEY TO ACT FOR YOU, GIVE HIM THIS FORM IMMEDIATELY

1. The accompanying form of Acknowledgment of Service should be completed by an attorney acting on behalf of the Respondent or by the Respondent if acting in person.
2. After completion it must be signed by the Respondent and his attorney (if any) and must be delivered or sent by post to the Law Courts, P.O. Box 495 KY1-1106, George Town, Grand Cayman.
3. The Acknowledgment of Service must be filed at Court and served on the Attorney for the Petitioner (or on the Petitioner, if acting in person) within fourteen days after service of the Petition.
4. A Respondent who states in his Acknowledgment of Service that he intends to contest the proceedings must also serve an Answer on the Attorney for the Petitioner (or on the Petitioner, if acting in person) within fourteen days after service of the Petition.
5. The Petition will be treated as an 'undefended petition' in respect of which a decree of divorce may be pronounced without the need for any hearing in open court unless an acknowledgment of service form in which you have stated an intention to defend has been filed at the Court office within fourteen days of service of the Petition.
6. In the case of Petitions served outside the Cayman Islands, the periods within which the Respondent must file an Acknowledgment of Service and any Answer are extended by fourteen days.

Please complete overleaf

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BETWEEN: MARION ISABELLA WEBSTER

PETITIONER

AND: CLIFFORD VINROY LYN

RESPONDENT

ACKNOWLEDGEMENT OF SERVICE

If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY.

- 1) Have you received the Petition for divorce (and copy of supporting affidavit) Delivered with this form? Yes No
- 2) On what date did you receive it?
- 3) Are you the person named as the Respondent in the Petition?
- 4) Do you intend to defend the case?
 Yes No
- 5) (In the case of a Petition alleging two years separation coupled with the Respondent's consent to a decree being granted). Do you consent to a decree being granted?
 Yes No
- 6) (In the event that the Petition being proved on the basis of two years separation coupled with Respondent's consent or five years separation). Do you intend to apply to the court for it to consider your financial position as it will be after the divorce?
 Yes No

7) (In any case in which there are children of the family) even if you do not intend to defend the suit, do you object to the Petitioner's claim for custody and seek to make your own application for custody of the children?

Yes No Not applicable

Even if you do not object to the Petitioner's claim for custody, do you intend to make an application for access to the children?

Yes No Not applicable

Service of the petition is acknowledged accordingly

Dated: _____

Respondent

Respondent's Attorney

Notes on Address for service

Attorney: where the Respondent is represented by an Attorney, state the Attorney's place of business in the Cayman Islands. A Respondent may not act by a foreign attorney.

Respondent in person: where the Respondent is acting in person, he must give his/her 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/her should be sent.

Endorsement by Petitioner of her name and address:

Marion I. Webster
124 Moonbeam Dr.
Bodden Town
Cayman Islands
PH: 1-345-939-6289

Endorsement by Respondent's attorney (or by the Respondent if acting in person) of his name and address in the box below.

[Empty box for endorsement]