

IN THE SUMMARY COURT OF THE CAYMAN ISLANDS



CAUSE NO. SC 244 of 2019

BETWEEN:

A+ HANDYMAN SERVICES LTD

PLAINTIFF

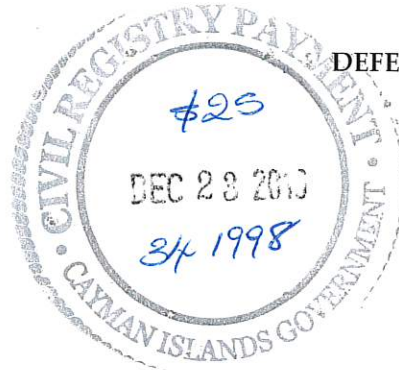
AND:

PETRA C. KOLBE

DEFENDANT



PLAINT



TO THE DEFENDANT:

PETRA C. KOLBE of North West Point Road, West Bay, Grand Cayman, Cayman Islands

THIS PLAINT has been issued against you by the above-named Plaintiff in respect of the claim set out on the next page.

Within fourteen (14) days after the service of this Complaint on you, counting the day of service, you must either satisfy the claim, or return to the Court Office, P.O. Box 495 GT, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest this action. If you intend to defend this action, in whole or in part, you must set out full particulars of your defence in the space provided in the Acknowledgement of Service form.

If you fail to satisfy the claim or to return the Acknowledgement of Service form containing full particulars of your defence, the Plaintiff may apply for a default judgment without further notice to you.

Issued this 20th day of December 2019.

IMPORTANT

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

### PARTICULARS OF CLAIM

1. The Plaintiff is a Cayman company licensed under the Trade and Business Licensing Law (2019 Revision) to engage in the business of handy man services including the installation

and servicing of air condition systems. It has its registered office at 31 The Strand P.O. Box 2075, Grand Cayman, KY1-1005.,

2. The Defendant owns rental properties at Shadow Lane, George Town. On 13<sup>th</sup> December 2019 the Plaintiff entered into a contract with the Defendant for the installation of four mini-split air conditioning units at her rental properties for the sum of CI\$1000.00 together with materials at a cost of CI\$400.46 for a total of CI\$1400.46.
3. The Plaintiff has completed the work and the air-conditioning units are operating in a satisfactory manner. Despite having completed the work and rendered an invoice for same the Defendant has without just cause or explanation refused to pay the sum due.
4. A letter before action demanding payment was sent to the Defendant on 19 December 2019. The Defendant continues to refuse to make payment without justification.
5. The Plaintiff accordingly seeks judgment in the sum of CI\$1400.46 together with post-judgment interest calculated pursuant to the Judicature Law (2007 revision) and the Judgment Debt (Rates of Interest) Rules, as amended from time to time.

#### **Particulars of loss and damage**

#### **AND THE PLAINTIFF CLAIMS:**

1. Judgment in the sum of CI\$1400.46;
2. Interest in accordance with Section 34 of the Judicature Law (2007 Revision), as pleaded in Paragraph 5 above;
3. Costs to be assessed or alternatively fixed costs; and
4. Such further and applicable other relief as this Honourable Court deems necessary.

If, within the time for returning the Acknowledgment of Service, the Defendant pays the total amount claimed of CI\$1400.46 further proceedings will be stayed. The money must be paid to the Plaintiffs of their Attorney.

Nelson & Co.

Nelson & Company

Attorneys for the Plaintiff

Plaintiff's address for service:

31 The Strand  
46 Canal Point Drive  
P. O. Box 2075  
Grand Cayman, KY1-1105  
Cayman Islands

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PLAINTIFF

AND:

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ACKNOWLEDGMENT OF SERVICE

1. State Defendant's name and Address:

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2. State whether the Defendant intends to contest the action (tick box)

YES

NO

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3. If you do not intend to contest the action, do you want time in which to pay the claim?  
(tick box)

YES

NO

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4. If you intend to contest the action, in whole or in part, you must set out full particulars of your defence overleaf.

Service of the Complaint is acknowledged accordingly.

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Defendant's Signature

Dated this \_\_\_\_\_ day of December 2019

## **PARTICULARS OF DEFENCE**

Here set out in numbered paragraphs the grounds upon which the Defendant says that he is not liable to the Plaintiff or is not liable for the full amount claimed.

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Defendant's Signature

**REMINDER** – This form must be delivered or sent to the Courts Office, P.O. Box 495GT, George Town, Grand Cayman, within fourteen (14) days of receipt, otherwise a default judgment may be entered against you.