



IN THE GRAND COURT OF THE CAYMAN ISLANDS

CAUSE NO 71 of 2021

In the matter of the Partition act 1539, the Partition Act 1540, the Partition Act (1997 Revision) and Block 43A, Parcel 279 Bodden Town

BETWEEN

PATRICIA ANNIFORD

Plaintiff

And

TRACEY ANN ANNIFORD

Defendant

ORIGINATING SUMMONS

To: Tracy Ann Anniford
58 Calabash Drive, Lookout Garden
Bodden Town, Grand Cayman

LET THE DEFENDANT, within 14 days after service of this Summons on her, counting the day of service, return the accompanying Acknowledgement of Service to the Courts office, P.O. box 495G, George Town, Grand Cayman, KY1-1106.

By this Summons, which is issued on the application of Patricia Anniford, of 58 Calabash Drive, Bodden Town, the Plaintiff claims against the Defendant an order for sale of the Property at Block 43A, Parcel 279, Bodden Town and a distribution of proceeds form the same to the Plaintiff and Defendant, along with all necessary or proper consequential directions as the Court may think just and expedient.

If the Defendant does not acknowledge service, such judgement may be given or order made against or in relation to her as the Court may think just and expedient.

Dated this 20th day of April 2021

A handwritten signature in black ink, appearing to read "H. Phillip Ebanks".

H. Phillip Ebanks
Attorney at Law for Plaintiffs

NOTE – this summons may not be served later than 4 calendar months (or if leave is required to effects service out of the jurisdiction, 6 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

This Originating Summons was issued by H. Phillip Ebanks, Attorney-at-Law for the Second Defendant, whose address for service is 19 Walkers Road, George Town, PO Box 30422, Grand Cayman KY1-1202, Cayman Islands

DIRECTIONS FOR ACKNOWLEDGEMENT OF SERVICE OF ORIGINATING SUMMONS

The accompanying form of Acknowledgement 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, PO Box 495G, George Town, Grand Cayman.

Notes for Guidance.

1. Each Defendant (if there are more than one) is required to complete an Acknowledgement of Service and return it to the Courts Office.
2. If you wish to defend claims made in the originating summons, or intend to attend the proceedings and to participate in them so far as necessary (although not necessarily in an adversarial manner) you should tick the 'yes' box in paragraph 2 of the Acknowledgment of Service
3. For the purpose of calculating the period of fourteen (14) days for acknowledging service, a Summons served on the Defendant personally is treated as having been served on the day it was delivered to him.
4. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph I of the words "sued as (the name stated on the Originating Summons)".
5. 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.
6. 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.
7. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorized to act on behalf of the Company, but the Company can take no further steps in the proceedings without an Attorney acting on its behalf.
8. Where the Defendant is a MINOR or a MENTAL HEALTH PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
9. A Defendant acting in person may obtain help in completing the form at the Courts Office.

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BETWEEN

PATRICIA ANNIFORD

Plaintiff

And

TRACEY ANN ANNIFORD

Defendant

ACKNOWLEDGEMENT OF SERVICE OF ORIGINATING 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.

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1. State the full name of the defendant by whom or on whose behalf the service of the Originating Summons is now being acknowledged.

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2. State whether the Defendant intends to contest the proceedings (*tick appropriate box*)

Yes [] No []

Service of Originating Summons is acknowledged accordingly

(Signed) _____
[Attorney] for

[Defendant in person]

Address for Service:
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 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 principal office.

Please complete overleaf

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

H. Phillip Ebanks
Attorney at Law
19 Walkers Road
George Town
PO Box 30422
Grand Cayman KY1-1202

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

This Acknowledgement of Service was issued by H. Phillip Ebanks, Attorney-at-Law for the Second Defendant, whose address for service is 19 Walkers Road, George Town, PO Box 30422, Grand Cayman KY1-1202, Cayman Islands