



IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO. SC ⁷⁹ OF 20 ²¹

BETWEEN:

Adam Frederick

Plaintiff

AND:

Jeydon Simpson

Defendant

PLAINT

To the Defendant

#88 Canyon Dawn Dr.,
Cloudscape Court, Adventure Street
Cayman Islands
Phone Number: 924-4393

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

Within 14 days after service of this Complaint 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, Cayman Islands, the accompanying Acknowledgment of Service form stating therein whether you intend to contest this action. If you intend to defend the action, in whole or in part, you must set out **full particulars of your defence** in the space provided in the Acknowledgment of Service form.

If you fail to satisfy the claim or fail to return the Acknowledgment of Service form containing full particulars of your defence, the Plaintiff may apply for a **Default Judgment** without any further notice to you.

Issued this 1 day of June 2021.

See overleaf for particulars of the Plaintiff's claim

PARTICULARS OF CLAIM

1. On the Feb.09.2021 the Plaintiff purchased a wave runner from the Defendant. Upon using the wave runner on Feb.14.2021 for a period of 2 hours the wave runner started taking on water and malfunctioning due to a faulty repair done prior to it being purchased.
2. The Defendant admitted responsibility for this issue on Feb.14.2021 and promised to have it repaired and returned before the Easter holiday.
3. The Defendant knowingly sold a faulty wave runner without relaying this information to the Plaintiff should reimburse the Plaintiff for the cost of the wave runner and the diagnostic cost to attempt to identify the issue with the wave runner.
4. The Defendant should also pay interest at the prescribed rate on the cost of the said suit as at the date of this Plaint as well as at the per diem rate until the cost of the said suit has been repaid.

Below are the following reasons for my request for a refund of my payment back and not to have the wave runner repaired:

- Prior knowledge of a leak in the wave runner not disclosed to me until days after it was damaged
- Falsifying warranty on engine when none was available
- Falsifying the fact that a new engine was being sent to replace the old one where that was not the case
- Providing an incorrect model date stating it was 2010 when it was in fact a 2009 model
- Falsifying top speed of wave runner stating it was 80 +mph where it cannot exceed speeds of 70 mph
- Falsifying the fact that you had the front and rear bumper of the wave runner when you did not
- Sending misleading messages that the wave runner was repaired and ready to be collected when this was not true on the following dates: **Mar 13, 2021, Mar 27, 2021 and Mar 28, 2021.**
- Requesting and having me purchase further parts and items to complete the repair of the wave runner knowing it would not be repaired using these, for example: Spark Plugs and Engine Oil
- Continuously leading me to believe it would be fixed knowing that it would not or you did not have the means or expertise to address the problem knowing that the purchase of the wave runner was specifically made for my family and my use during the Easter holidays and this was repeatedly expressed over and over again.
- Having me collect the wave runner on the basis that once the temperature sensor was changed the wave runner would be functional and this was not the case
- Endangering my family and myself by selling us a leaking wave runner putting us in harm's way

- After having Mazzy.Motorsports345 inspect the wave runner I was advised there were additional repairs to be made and to date the issue of the wave runner cannot be established-**Diagnostic Cost \$300.00**

AND the Plaintiff claims:

- (1) The sum of \$6,500.00
- (2) Interest
- (4) Fixed costs of \$300.00, alternatively costs to be assessed.

Adam C. Frederick



Plaintiff's Signature

Plaintiff's address for service

#8 Coriel Ct. Northward
Grand Cayman
Cayman Islands

Phone Number: 526-2569

Email: adam.frederick@dart.ky

No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC _____ of 20__

Between:

Adam Frederick

Plaintiff

AND:

Jeydon Simpson

Defendant

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

#88 Canyon Dawn Dr.,
Cloudscape Court, Adventure Street
Cayman Islands
Phone Number: 924-4393

2 State whether the Defendant intends to contest the action.

Yes

No

3 If you do not intend to contest the action, do you want time in which to pay the claim?

Yes

No

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

Service of the Plaintiff is acknowledged accordingly.

Defendant's Signature

Dated this _____ day of _____, 20__

See Overleaf

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)

Defendant's Signature

REMINDER - This form must be taken or sent to the Court Office, PO Box 495GT, George Town, Grand Cayman within 14 days of receipt otherwise a default judgment may be entered against you.