

**IN THE GRAND COURT OF THE CAYMAN ISLANDS**

**CAUSE NO:            OF 2021**

**IN THE MATTER OF THE ESTATE OF ROBERT CONWELL SOLOMON (DECEASED) (P62 OF 2003)**

**AND IN THE MATTER OF THE ESTATE OF RACHAEL MARTHA SOLOMON (DECEASED) (P56 OF 2003)**

**AND IN THE MATTER OF ORDER 85 OF THE GRAND COURT RULES**

**AND IN THE MATTER OF SECTION 48 OF THE TRUSTS ACT (2021 REVISION)**

**BETWEEN:**

**(1) VERNON VIGILANT (AS ADMINISTRATOR  
OF THE ESTATE OF ROBERT CONWELL SOLOMON)**

**(2) VERNON VIGILANT (AS ADMINISTRATOR  
OF THE ESTATE OF MARY ALCEMENA SOLOMON)**

**(3) VERNON VIGILANT (AS ADMINISTRATOR  
OF THE ESTATE OF HAZEL ADITA SOLOMON)**

**(4) VERNON VIGILANT (AS ADMINISTRATOR  
OF THE ESTATE OF ADINA LEOLIN VIGILANT)**

**PLAINTIFFS**

**-AND-**

**(1) ALFRED SOLOMON (AS ADMINISTRATOR  
OF THE ESTATE OF ROBERT CONWELL SOLOMON)**

**(2) ALFRED SOLOMON (AS ADMINISTRATOR  
OF THE ESTATE OF RACHEL MARTHA SOLOMON)**

**DEFENDANTS**

**ORIGINATING SUMMONS**

**TO:** Alfred Solomon, Murray & Westerborg Attorneys-at-law, P.O Box 10067, 10 Shipping Lane, Grand Cayman, KY1-1001.

**LET THE DEFENDANTS**, within 14 days after service of this Summons on them, counting the day of service, return the accompanying Acknowledgment of Service to the Courts office, P.O. Box 495G, George Town, Grand Cayman.

By this Summons, which is issued on the application of the Plaintiffs c/o KSG, Attorneys-at-Law, 4<sup>th</sup> Floor Harbour Centre, 42 North Church Street, PO Box 2255, Grand Cayman, KY1-1107 in

This Originating Summons was issued by KSG, Attorneys-at-Law for and on behalf of the Plaintiffs, whose address for service is 4<sup>th</sup> Floor Harbour Centre, 42 North Church Street, PO Box 2255, Grand Cayman, KY1-1107. (JK/247)



his capacity as an administrator of the Estate, the Plaintiffs seek the following relief against the Defendants:

1. A declaration that the Estate of Mary Alcemena Solomon is a beneficiary of the Estate of Robert Conwell Solomon.
2. A declaration that the Estate of Hazel Adita Solomon is a beneficiary of the Estate of Robert Conwell Solomon.
3. A declaration that the Estate of Adina Leolin Vigilant is a beneficiary of the Estate of Robert Conwell Solomon.
4. A declaration that the Estate of Aubrey Harland Solomon is a beneficiary of the Estate of Robert Conwell Solomon.
5. A declaration that the Estate of Rachel Martha Solomon is a beneficiary of the Estate of Robert Conwell Solomon.
6. Orders approving an interim distribution to the five beneficiaries of the Estate of Robert Conwell Solomon named at paragraphs 1 to 5.
7. An order for the approval of payment of the interim costs and expenses of the joint administrators of the Estate of Robert Conwell Solomon.
8. An order that Alfred Solomon be removed as administrator of the Estate of Robert Conwell Solomon.
9. A declaration that the Estate of Mary Alcemena Solomon is a beneficiary of the Estate of Rachel Martha Solomon.
10. A declaration that the Estate of Hazel Adita Solomon is a beneficiary of the Estate of Rachel Martha Solomon.
11. A declaration that the Estate of Adina Leolin Vigilant is a beneficiary of the Estate of Rachel Martha Solomon.
12. A declaration that the Estate of Aubrey Harland Solomon is a beneficiary of the Estate of Rachel Martha Solomon.

13. Orders approving an interim distribution to the four beneficiaries of the Estate of Rachel Martha Solomon named at paragraphs 9 to 12.
14. An order that the First Plaintiff's attorneys pay into Court Funds the balance of the monies held by them pursuant to the sale of Robert Conwell Solomon's Estate land, after the payments described at paragraphs 6, 7 and 13 of this summons are made.
15. An order that the costs of this summons are to be paid by Alfred Solomon.

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

Dated the      day of September 2021



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KSG  
Attorneys at Law for the Plaintiffs

NOTE - This Summons may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 months) beginning with that date unless renewed by order of the Court.

**IMPORTANT**

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

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE  
OF ORIGINATING SUMMONS

The accompanying form of Acknowledgment 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, P.O. Box 495G, George Town, Grand Cayman.

**Notes for Guidance**

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment 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 14 days for acknowledging service, a writ 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 1 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 authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.
8. Where the Defendant is a MINOR or a MENTAL 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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**DEFENDANTS**

**ACKNOWLEDGMENT 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 being acknowledged.

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2. State whether the Defendant intends to contest or otherwise participate in the proceedings (tick appropriate box)

yes

no

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Service of the 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 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 principal office.

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

KSG Attorneys at Law  
4<sup>th</sup> Floor Harbour Centre  
42 North Church Street  
George Town, PO Box 2255  
Grand Cayman KY1 - 1107  
Cayman Islands

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

[Empty box for defendant's indorsement]