



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

**CAUSE NO:            OF 2022**

**IN THE MATTER OF AN APPLICATION BY ALLAN R. WAGNER FOR AN ORDER OF POSSESSION**

**BETWEEN:**

**ALLAN R. WAGNER**

**PLAINTIFF**

**AND:**

**BIBI ALADIN**

**DEFENDANT**

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**ORIGINATING SUMMONS**

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**LET THE DEFENDANT**, BIBI ALADIN of Apartment 2, 136 Prospect Drive, Grand Cayman, Cayman Islands attend before the Judge in Chambers at the Law Courts, George Town, Grand Cayman on the            day of            2022            at            am upon the application by the Plaintiff, Allan R. Wagner of PO Box 698, Savannah, Grand Cayman, KY1-1502, for the following declarations and orders, namely:

1. That the Tenancy Agreement dated 30 February 2020 [sic] (the "Agreement") in favour of the Defendant over the Plaintiff's property known as Apartment 2, 136 Prospect Drive, Grand Cayman, Cayman Islands (the "Premises") has been terminated and the Plaintiff is entitled to possession of the Premises forthwith.
2. That the Defendant shall vacate and give up to the Plaintiff, vacant possession of the Premises, within 7 days of the date of the Order made on this Originating Summons.

3. The Plaintiff shall have leave to issue a Writ of Possession in relation to the Premises upon the expiry of the 7 days referred to in paragraph 2 above.
4. That the Defendant do pay the Plaintiff's costs on an indemnity basis.
5. Such further or other relief as the court may think just.

**AND LET THE DEFENDANT**, within 14 days after service of this Summons on him, counting the day of service, return the accompanying Acknowledgement of Service to the Courts office, PO Box 495, George Town, Grand Cayman.

**DATED: 1 March 2022**



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**KSG**  
**Attorneys at Law for the Plaintiff**

**NOTES:**

- (1) 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 the above date unless renewed by order of the Court.
- (2) If a Defendant does not attend personally or by his attorney at the time and place above-mentioned, such order will be made as the Court may think just and expedient.

**IMPORTANT**

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

Time Estimate: 30 minutes  
To: The Clerk of the Court  
And To: Bibi Aladin, the Defendant

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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.

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

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

yes

no

Service of the Originating Summons is acknowledged accordingly

(Signed).....

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 or 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  
4<sup>th</sup> Floor Harbour Centre  
42 North Church Street  
PO Box 2255  
Grand Cayman KY1-1107  
Tel: 949 0003  
(Ref: JK/2513)**

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

**DIRECTIONS FOR ACKNOWLEDGMENT 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, 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 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 as far as necessary (although not necessarily in an adversarial manner) you should tick the "Yes" box in paragraph 2 of the acknowledgement of service.
3. For the purposes 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 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 his 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