



IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

CAUSE NO: FSD 249 OF 2021 (DDJ)

BETWEEN:

- (1) MONIQUE CATHERINE HAMATY-SIMMONDS
- (2) BASIL NORMAN HAMATY

PLAINTIFFS

AND:

- (1) SYLVIA CARLENE HAMATY
- (2) FREDERICK CLIVE HAMATY
- (3) NEIL FREDERICK HAMATY
- (4) DELROSE WILLIAMS

DEFENDANTS

ORDER

THIS ACTION having been tried before the Honourable Justice David Doyle at the Law Courts, George Town, Grand Cayman on 12 to 19 September 2023 with further written submissions filed with leave of the Court on 22 September 2023 on behalf of the Second and Third Defendants and on 27 September 2023 on behalf of the Plaintiffs

AND for the reasons contained in the judgment delivered on 9 October 2023

IT IS HEREBY ORDERED AND ADJUDGED THAT:

1. The Grant of Probate issued in common form in Cause No. P154 of 2020 on 20 January 2021 of the will dated the 5th day of June 2009 made by Robert

Michael Hamaty who died on 13 June 2020 (the **Deceased**) be and is hereby revoked.

2. The Court hereby pronounces for the force and validity of the will made by the Deceased and dated the 24th day of March 2019 as amended and approved by the Deceased on 18 December 2019 (the **Second 2019 Will**) and the Codicil made by the Deceased dated the 20th day of April 2020 (the **2020 Codicil**).
3. The Court hereby admits to probate the copy of the Second 2019 Will, a copy of which appears at **Tab 3** of the Core Bundle produced at the trial of this action (the **Core Bundle**), together with the 2020 Codicil, a copy of which appears at **Tab 1** of the Core Bundle, with the words '*dated the 5th day of June 2009*' in the 2020 Codicil omitted.
4. The parties shall file applications and concise written submissions (no more than 10 pages) regarding costs or any other consequential issues by 3pm on 30 October 2023 and any concise written submissions in response (no more than 5 pages) within 14 days thereafter. If any consequential issues are agreed a draft consent order should be provided for the Court's approval by 3pm on 30 October 2023.

Dated this 9th day of October 2023

Filed this 18th day of October 2023

David Doyle

THE HONOURABLE JUSTICE DAVID DOYLE
JUDGE OF THE GRAND COURT

APPROVED AS TO FORM AND CONTENT BY THE PARTIES

Mourant Ozannes (Cayman) LLP

**MOURANT OZANNES (CAYMAN) LLP
(ON BEHALF OF THE PLAINTIFFS)**

Hsm chambers

**HSM CHAMBERS
(ON BEHALF OF THE SECOND AND THIRD DEFENDANTS)**

This Order was filed by Mourant Ozannes (Cayman) LLP, Attorneys-at-Law for and on behalf of the Plaintiffs whose address for service is 4th Floor, 94 Solaris Avenue, Camana Bay, PO Box 1348, Grand Cayman KY1-1108, Cayman Islands (Ref: 8050664/88514910/2).

