



No. 1  
Plaint

SUMMARY COURT AT GEORGE TOWN

Cause No. SC \_\_\_\_\_ of 2024

BETWEEN:

Ashmarie Powell

Plaintiff

AND:

Island Drafting Engineering Ltd.

Defendant

To the Defendant

Island Drafting Engineering Ltd.  
**Attention: Arnold T. Berry and Stafford Berry**  
Unit C2, Cayman Business Park, George Town  
PO Box 80 Grand Cayman KY1-1601 Cayman Islands  
Tel: 916-0967

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 Plaint on you, counting the day of service, you must either satisfy the claim or return to the Court Office, PO Box 495GT, George Town, Grand Cayman, 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 our **full particulars of your defence** in the space provided in the Acknowledgement of Service form.

**If you fail** to satisfy the claim or fail to return the Acknowledgement 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 *26<sup>th</sup>* day of *February* 2024

See overleaf for particulars of the Plaintiff's claim

**PARTICULARS OF CLAIM**

The Plaintiff contracted the Defendant through its director Arnold T. Berry in or about August 2023 to prepare and file plans for the construction of a 400 sq. feet cottage unit to the side of her dwelling house located in 12 Annatto Court, Anise Villas, Newlands, Grand Cayman. Following discussions, the Plaintiff paid Thirteen Hundred and Eighty-One Cayman Islands dollars(\$1381.00KYD) by way of a bank draft to Island Drafting Engineering Ltd., as instructed in the estimate and hand delivered to Arnold T. Berry for the documents to be filed with the Department of Planning. In or about October 2023, having not heard from the Defendant or Mr. Arnold T. Berry, the Plaintiff made checks with the Department of Planning and discovered that no plans had been submitted on her behalf. The Defendant then demanded by email dated the 9th of November 2023 to Mr. Arnold T. Berry, the return of her money. No written replies have been received from the defendant since August 24<sup>th</sup>, 2023, and phone calls to Arnold Berry have not resulted in the return of the monies, despite several demands. Mr. Arnold T. Berry was the only person with whom the Plaintiff had contact and to whom the cheque was paid at his residence in 54 Curlew Drive, Bodden Town where the Plaintiff was told by Arnold T. Berry to meet with him. The Plaintiff attended the residence and observed that the office was being conducted from the residence. The Plaintiff last contacted Arnold T. Berry by phone on the 15th of January 2024 when further excuses were given but no return of monies paid.

AND the Plaintiff claims:

- 1 The sum of 1381.00 KYD
- 2 Interest calculated at the prescribed rate from 24<sup>th</sup> August 2023 to date.
- 3 Fixed costs of \$<sup>\$175.00</sup>~~200.00~~KYD alternatively costs to be assessed.  
*Howe*



Plaintiff's Signature

Plaintiff's address for service

P.O. Box 705, KY1-1107  
[ashmariepowell@outlook.com](mailto:ashmariepowell@outlook.com)  
924-6931

No. 2

Acknowledgment of Service

IN THE SUMMARY COURT AT GEORGE TOWN

Cause No. SC \_\_\_\_\_ of 2024

Between: [Ashmarie Powell]

Plaintiff

AND: [Island Drafting Engineering Ltd.]

Defendant

ACKNOWLEDGMENT OF SERVICE

1 State Defendant's name and address -

[Empty box for defendant's name and address]

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 not 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 \_\_\_\_\_, 2024

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.