



SUMMARY COURT AT GEORGE TOWN

Cause No. SC ____ of 20__

GENENE LARMOND-MULLINGS **Plaintiff**

AND:

STEPHEN MILLER **Defendant**

PLAINT

TO THE DEFENDANT

6 Indigo Drive
Lower Valler
Grand Cayman
Cayman Islands

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 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 day of 2024

See overleaf for particulars of the Plaintiff's claim.

PARTICULARS OF CLAIM

1. On the 25th of October 2021 at approximately 10 pm, the Defendant's motor vehicle collided with the Plaintiff's motor vehicle and Audi A4 (Reg. 194 617) on Shamrock Road, Bodden Town.
2. The Plaintiff was turning right into a side road, when the Defendant, in an attempt to overtake the line of traffic drove unto the opposite carriageway and collided into the side of the vehicle being drive by the Plaintiff while she was engaged in a right turn manoeuvre.
3. As a result of the collision the Plaintiff suffered extensive damage to her motor vehicle, (the air bags deployed) and damage to her neck and shoulder.
4. At the time of the collision the Plaintiff was insured under a policy of insurance for third party cover only.
5. The Defendant did not have a policy of Insurance at the time of the collision; therefore, the Plaintiff has not been able to claim from an insurance company the value of her vehicle or for her treatment.
6. On the 7th of July the Defendant pleaded guilty in the Summary Court (traffic) to the following offences relating to the collision on the 25th of October 2021.
 - i. Driving without Insurance,
 - ii. Using a Vehicle with Expired Registration
 - iii. Using a Vehicle without a Certificate of Roadworthiness
 - iv. Careless Driving
7. The Plaintiff's vehicle was deemed not fit to be economically repaired by her mechanic. She was without a vehicle for several months. She suffered damage to her shoulder and neck and has been receiving medical treatment/physiotherapy.
8. Letters were written to the defendant on the 7th February 2023 and 24th March 2023. The defendant has failed to make or offer any recompense to the Plaintiff in any way.
9. The Plaintiffs motor vehicle was purchased o the 9th of June 2021 for \$21,500. It was a 2010, Audi Limited Edition A4, black and silver carrying the registration plates 194 617.

The Plaint has been filed by Brady Attorneys-at-Law, 2nd floor, Anderson Square, George Town,
Grand Cayman KY1-1109

10. The Plaintiff attended the hospital within hours of the accident and was recorded to have abrasions to right arm and leg, pain in the right leg. Pain in the right arm and leg. She has attended physiotherapy treatment since November 2021. Her treatment continues with heat treatment, laser therapy to reduce inflammation.

AND the Plaintiff claims:

1. The value of the car at the time of the collision \$18,500
2. \$1384. representing the co-pay contribution paid by the Plaintiff towards her treatment for the injury to her shoulder and neck. A further \$4000 to represent the further therapy she requires.
3. Interest from the 25th of October 2021 under the Judicature Law 2007 (rates of interest rules) in the sum of CI\$ calculated at the prescribed rate from 21st October 2021 – 23rd February 2024 continuing ...
4. Costs to be assessed

Genene Larmond Mullings

GENENE LARMOND MULLINGS

Plaintiffs address for service

Brady Attorneys-at-Law

Anderson Square,

64 Shedden Road

George Town

Cayman Islands

Email - lee@bradyattorneysatlaw.com

IN THE SUMMARY COURT OF THE CAYMAN ISLANDS

CASE NO.

BETWEEN

GENENE LARMOND MULLINGS

Plaintiff

And

STEVEN MILLER

Defendant

ACKNOWLEDGEMENT OF SERVICE

STEVEN MILLER
6 Indigo Drive
Lower Valley
Grand Cayman

State whether the Defendant intends to contest the action

Yes

No

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

Yes

No

If you do not intend to contest the action, in whole or in part, you must set out the full particulars of your defence

Service of Plaintiff is acknowledged accordingly.

Defendants Signature

Dated this

See overleaf

The Plaintiff has been filed by Brady Attorneys-at-Law, 2nd floor, Anderson Square, George Town, Grand Cayman KY1-1109

PARTICULARS OF DEFENCE

(Here set out in numbered paragraphs are the grounds upon which the Defendant says that he is not liable to the Plaintiff, or is not liable for the full amount claimed)

PARTICULARS OF COUNTERCLAIM

And the Defendant claims

Defendants signature

Reminder: This form must be taken or sent to the Court Office, Grand Cayman, Cayman Islands within 14 days of receipt otherwise a default judgement may be entered against you.

The Plaintiff has been filed by Brady Attorneys-at-Law, 2nd floor, Anderson Square, George Town, Grand Cayman KY1-1109