



**ND COURT OF THE CAYMAN ISLANDS
ION**

CAUSE NO: OF 2025

ZORANA YVETTE EBANKS

PLAINTIFF

AND:

MISE EN PLACE LTD

DEFENDANT

WRIT OF SUMMONS

TO: The Defendant
Mise En Place Ltd

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff of 89 Finch Drive, West Bay, Grand Cayman, Cayman Islands in respect of the claim set out on the next page.

Within 14 days after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Office, P.O. Box 495G, George Town, Grand Cayman, the accompanying Acknowledgment of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgment within the time stated, or if you return the Acknowledgment without stating therein an intention to contest the proceedings, the Plaintiff may proceed with the action and judgment may be entered against you forthwith without further notice.

Issued this 26 day of June 2025

NOTE - This Writ 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 date of issue unless renewed by order of the Court.

IMPORTANT

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

This Writ and Statement of Claim is issued by KSG Attorneys at Law for the Plaintiff whose address for service is 3rd Floor, One Capital Place, 136 Shedden Road, George Town, Grand Cayman. P.O. Box 2255, KY1-1107.

STATEMENT OF CLAIM

1. On 08 July 2022, the Plaintiff was working at the offices of the Defendant located at #13 Red Gate Warehouse, Red Gate Road, Grand Cayman. She was employed there by the Defendant as a human resources supervisor.
2. On or about that date, at approximately 4.45pm, the Plaintiff, in the course of her employment, was walking to the bathroom which was situated on the first floor of the Defendant's premises through a steep, narrow set of stairs covered by a smooth laminate flooring (the "**staircase**").
3. The Plaintiff was coming down a flight of stairs ("the **stairs**") from her office when she felt her left foot slip out from under her. The Plaintiff was on the second or third step from the top of the stairs when she fell. The floor was laminate. The Plaintiff slid down the stairs on her buttocks and struck her right elbow and struck her head. On landing on the floor, the Plaintiff struck a door frame with the left side of her forehead.
4. Upon review of the staircase after the Plaintiff fell, it was apparent that the laminate flooring of the staircase had begun to peel away from the edge of the steps and the steps themselves did not incorporate any anti-slip surface material.
5. The Plaintiff lost consciousness and was injured as a result. When the Plaintiff came to, she was aware of pain in her head and neck.
6. The accident was caused by the negligence of the Defendant.

Particulars of Negligence

7. The Defendant was negligent in that he:
 - (i) Failed to take any or any reasonable care to see that the plaintiff would be reasonably safe in using the premises in the course of her employment.
 - (ii) Caused or permitted the stairs to remain a danger and a trap to persons lawfully using the same.
 - (iii) Permitted the Plaintiff to walk in the area when they knew or ought to have known that it was unsafe and dangerous for her to do so.
 - (iv) Failed to take any or any adequate measures to eliminate or minimise the Plaintiff's risk of exposure to injury;
 - (v) Failed to provide or maintain for the Plaintiff a safe place of work;

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- (vi) Caused, permitted or required the Plaintiff to be exposed to an avoidable risk of injury;
 - (vii) Failed to take any or any adequate care for the safety of the Plaintiff
8. By reason of the aforesaid, the Plaintiff has suffered personal injury, loss and damage.

Particulars of Injury

- 9. The Plaintiff's date of birth is 7 July 1970 and at the date of the accident she was 52 years old.
- 10. She lost consciousness in the accident and was found by a colleague. She was taken to the Emergency Department at George Town Hospital for further treatment.
- 11. She underwent CT imaging and x-rays and was provided with a cervical collar.
- 12. Imaging revealed that the Plaintiff suffered a rib fracture. She suffered a left temporal hematoma.
- 13. The Plaintiff was discharged home with pain-killing medication.
- 14. The Plaintiff continued to suffer symptoms in the days subsequent including severe neck pain, headaches, hand pain, back pain, right shoulder, elbow pain, knee pain and left side chest pain. She found it difficult to walk and was having difficulty concentrating and was struggling with short-term memory loss.
- 15. She attended her general practitioner. She was examined, prescribed medication and advised to rest.
- 16. She underwent further imaging and was referred to a neurosurgeon and a neurologist at Health City Cayman Islands.
- 17. She attended Health City Cayman Islands complaining of persistent blurred vision in the left eye, loss of hearing in the left ear, headache and tingling/numbness in both upper limbs and the left lower limb and leg weakness. She also complained of pain in the left shoulder, left knee, right shin and right upper abdomen.
- 18. She underwent further imaging.
- 19. She re-attended her general practitioner complaining of persistent headaches and inability to focus. She complained of pain in her lower back and pins and needles in her arms and legs.

20. She continued to attend her general practitioner for treatment and underwent further imaging.
21. She attended hospital on numerous further occasions with continued pain, particularly to her neck and back with pain radiating to her upper extremities and lower back. She suffered brain fog, headaches, confusion, memory loss, and sensitivity to light. She was prescribed pain-relieving medication.
22. She underwent further imaging and subsequently underwent an MRI scan of the lumbar spine and neck.
23. She suffered mood changes, poor memory and headaches.
24. She attended Rehobooth clinic for a course of physiotherapy.
25. She suffered severe anxiety, depression, mood changes and insomnia.
26. She was diagnosed as suffering a minor traumatic brain injury.
27. At the time of the accident, the Plaintiff worked for the Defendant and has been unable to return to work. The Plaintiff was also studying for a law degree and was unable to complete her law studies.
28. The Plaintiff still suffers significant ongoing discomfort especially in her neck, back and legs.
29. The Plaintiff suffers from fibromyalgia.
30. She underwent medical treatment at Chrissy Tomlinson Doctors Hospital.
31. She is in the process of seeking care in the United States.
32. She continues to suffer from her injuries and her quality of life has been severely affected and further adverse sequelae cannot be ruled out.
33. Further particulars of the Plaintiff's injury and treatment will be provided at a later date by way of a schedule of loss.

Particulars of Special Damage

34. The Plaintiff has suffered loss and incurred expenses as a result of the accident.

35. The Plaintiff's particulars of special damage will be supplied at a later date by way of a schedule of damages including but not limited to claims for loss of income, medical treatment, travel, equipment and gratuitous care.

Statement as to Interest

36. The Plaintiff will claim interest pursuant to section 34 of the Judicature Act (2021 Revision).

AND THE PLAINTIFF CLAIMS:

1. General Damages;
2. Special Damages;
3. Interest in accordance with the Judicature Act (2021 Revision);
4. Costs;
5. Such further or other relief that this Honourable Court deems just.



KSG Attorneys-at-Law
Attorneys for the Plaintiff