

IN THE SUMMARY COURT AT GEORGE TOWN

CAUSE NO. SC OF 2025

BETWEEN: CIBC CARIBBEAN BANK (CAYMAN)
LIMITED

PLAINTIFF

AND: GAWAYNE MILLER

DEFENDANT



PLAINT

To the Defendant
P.O. Box 10132
Grand Cayman KY1-1002

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 Complaint on you, counting the day of service, you must either satisfy the claim or return to the Court Office, PO Box 495, George Town, Grand Cayman KY1-1106, the accompanying Acknowledgement of Service form stating therein whether you intend to contest this action. If you intend to defend this 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 June 2025

See overleaf for particulars of the Plaintiff's claim.

PARTICULARS OF CLAIM

1. The Plaintiff is a Bank carrying on business at its branch at P.O. Box 68, Main Street, George Town, Grand Cayman KY1-1102 and elsewhere, and the Defendant is and at all material times, has been a customer of the Plaintiff at the said branch.
2. The Plaintiff loaned monies to the Defendant under three loan accounts described below. The Defendant has failed to make the necessary payments falling due under the said loan accounts.
3. As at 27 May 2025 the Defendant was indebted to the Plaintiff in respect of loan account #104***73 in the principal sum of KYD 3,004.53 plus the interest which will continue to accrue at a rate of KYD 1.2141 per diem.
4. As at 27 May 2025 the Defendant was indebted to the Plaintiff in respect of loan account #104***43 in the principle balance of KYD 870.16 plus the interest which will continue to accrue at a rate of KYD 0.3456 per diem.
5. As at 27 May 2025 the Defendant was indebted to the Plaintiff in respect of loan account #104***09 in the principle sum of KYD 845.35 plus the interest which will continue to accrue at a rate of KYD 0.3358 per diem.
6. As at 27 May 2025 the Defendant was indebted to the Plaintiff for a total amount of KYD 5,783.51.
7. The Plaintiff has made written demand for repayment in respect of the above loan accounts by letter from its attorneys but the Defendant has failed to repay the said sums.

AND THE PLAINTIFF CLAIMS AGAINST THE DEFENDANT:

1. Payment of the total sum of KYD 5,783.51 being the total payable under the three loan accounts as at 27 May 2025;
2. Contractual interest on the above principal sum at the rate of KYD\$ 1.2141 per diem, KYD\$ 0.3456 and KYD\$ 0.3358 per diem and continuing until payment at the same rate pursuant to the Plaintiff's standard banking terms and conditions.
3. Costs.

Dated the 24th day of June 2025


RITCH & CONOLLY LLP

TO: The Clerk of the Court

AND TO: The Defendant, P.O. Box 10132, Grand Cayman KY1-1002

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ACKNOWLEDGMENT OF SERVICE

1. State 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 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 2025

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 send to the Court Office, PO Box 495, George Town, Grand Cayman KY1-1106 within 14 days of receipt otherwise a default judgment may be entered against you.