



**IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION**

CAUSE NO. FSD OF 2025 ()

BETWEEN:

JENNA BYRD ROGERS

Plaintiff

AND:

STEVEN BURNETT ROGERS

First Defendant

DEBORAH ROGERS DENNY

Second Defendant

KATHRYN NOELLE ROGERS KEYLON

Third Defendant

LINDSAY BRADSHAW PERKINS

Fourth Defendant

HEATH GILLETTE ROGERS

Fifth Defendant

WRIT OF SUMMONS

TO: Steven Burnett Rogers
 150 Penicillin Point, Troutman, NC 28166, United States of America

This Writ of Summons and Statement of Claim was issued by Carey Olsen, Attorneys for the Plaintiff, whose address for service is Level 1, Willow House, Cricket Square, Grand Cayman, Cayman Islands, KY1-1001.

- TO:** Deborah Rogers Denny
9132 Village Lake Drive, Calabash, NC 28467, United States of America
- TO:** Kathryn Noelle Rogers Keylon
925 Mildred Drive, Alcoa, TN 37701, United States of America
- TO:** Lindsay Bradshaw Perkins
2833 Tuckaleechee Pike, Maryville, TN 37803, United States of America
- TO:** Heath Gillette Rogers
5018 Karriker Court, Fort Mill, SC 29707, United States of America

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff in respect of the claim set out on the next page.

Within 28 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 Acknowledgement of Service stating therein whether you intend to contest these proceedings.

If you fail to satisfy the claim or to return the Acknowledgement within the time stated, or if you return the Acknowledgement 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 4th day of July 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 of Summons and Statement of Claim was issued by Carey Olsen, Attorneys for the Plaintiff, whose address for service is Level 1, Willow House, Cricket Square, Grand Cayman, Cayman Islands, KY1-1001.

STATEMENT OF CLAIM

1. The Plaintiff, Jenna Byrd Rogers, is the lawful child of Albert Gillette Rogers ("**Mr Rogers**"), late of Blount County, Tennessee, deceased, who died on 23 January 2024 intestate. Mr Rogers was not married when he died, and the Plaintiff together with her siblings, the Third to Fifth Defendants, who are also the lawful children of Mr Rogers, are the only persons entitled to succeed to the estate of Mr Rogers.
2. The Plaintiff is the appointed Personal Representative of Mr Rogers in Blount County, Tennessee where he was resident and domiciled at the time of his death, having been appointed under an order of the of the Probate Court for Blount County, Tennessee dated 6 February 2024 (the "**Tennessee Grant**").
3. The Plaintiff is also the grandchild of the late Betty Burnett Rogers aka Betty Rogers Dunstan ("**Mrs Rogers**"), who was the mother of Mr Rogers and the First and Second Defendants.
4. The First Defendant is the brother of Mr Rogers and uncle of the Plaintiff and has been appointed by the Grand Court of the Cayman Islands as the Administrator of the estates of both his brother, Mr Rogers, and his mother, Mrs Rogers, in the Cayman Islands.
5. Each of the First Defendant and Mr Rogers were beneficiaries of a one-half share of the property comprising the Cayman Islands estate of Mrs Rogers under her will dated 5 August 2011. As such the Plaintiff together with the Third to Fifth Defendants, as beneficiaries of Mr Rogers' Cayman Islands estate, have an indirect beneficial interest through that estate's beneficial interest in Mrs Rogers' Cayman Islands estate.
6. The First Defendant obtained a grant of Letters of Administration for the estate of Mr Rogers by submitting evidence in support of the application for the grant which was manifestly false, in so far as he asserted in a sworn Affidavit that Mr Rogers died leaving no children and represented that there was no other person known to him having an immediate or contingent interest in the said estate. The First Defendant made these assertions notwithstanding that he knows the Plaintiff and the Third to Fifth Defendants personally as Mr Rogers' children. The First Defendant also submitted what is manifestly a redacted copy of Mr Rogers' death certificate from which the references to both the name of the Third Defendant and the fact that she was the daughter of Mr Rogers had been removed (the "**Redacted Death Certificate**"), such references clearly appearing on the original death certificate.
7. The First Defendant also obtained a grant of Letters of Administration De Bonis Non for the estate of Mrs Rogers by submitting evidence in support of the application for the grant

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which was false or materially misleading, in so far as he represented in a sworn Affidavit that there was no other person known to him that had an immediate or contingent interest in the estate Mrs Rogers. The First Defendant also submitted a copy of the Redacted Death Certificate in support of this grant application.

8. Furthermore, the Defendant, as the appointed Administrator of the Cayman Islands estates of both Mr Rogers and Mrs Rogers has manifestly breached his duties and maladministered both the estates of Mr Rogers and Mrs Rogers by making false representations to the Cayman Islands Land Registry and causing the transfer of certain interests in real estate situated in the Cayman Islands (the "**Property**") comprised in the estates of both Mr Rogers and Mrs Rogers to himself as absolutely entitled thereto under the succession laws applicable to those estates.
9. The First Defendant took the steps detailed at paragraphs 6 to 8 above without at any time notifying the Plaintiff or the Third to Fifth Defendants, who only became aware of these steps when a court search was conducted at the Grand Court on behalf of the Plaintiff with a view to making an application for resealing the Tennessee Grant in the Cayman Islands. This in turn led to an investigation involving applications for access to the court files maintained by the Probate Registry for both Mr Rogers' and Mrs Rogers' estates, and searches of the records maintained at the Cayman Islands Land Registry.

Background

10. Prior to their deaths on 8 August 2011 and 23 January 2024 respectively, Mrs Rogers and Mr Rogers held a share in the Property, comprising certain Cayman Islands land now registered as Block Number 75A, Parcel Numbers 441, 442 and 443, with the First Defendant as proprietors in common. Prior to its subdivision into these three separate parcel numbers, the Property was registered as Block and Parcel No. 75A 32.
11. Mrs Rogers held a half share of the Property with each of Mr Rogers and the First Defendant holding a quarter share each as proprietors in common. While the Plaintiff has not received an account for the estates (and reserves the right to plead further) it is believed that the estates' respective interests in the Property comprise the sole assets of the estates of both Mr Rogers and Mrs Rogers in the Cayman Islands.
12. Mrs Rogers's Last Will and Testament, dated 5 August 2011 and made under the laws of Tennessee, devised her share of the Property to Mr Rogers and the First Defendant in equal shares. Therefore, upon her death, on 8 August 2011, each of them became entitled to an equal share of Mrs Rogers's half share of the Property in addition to the quarter share in the Property each of them already held (such that they were each ultimately entitled to one half of the Property as proprietors in common).

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13. The First Defendant and Mr Rogers subsequently intermeddled in the estate of Mrs Rogers by seeking to deal with the Property without first obtaining a grant from this Honourable Court.
14. The First Defendant and Mr Rogers sought to regularise the position and applied to this Honourable Court for a grant of Letters of Administration in respect of Mrs Rogers' estate and the same was granted on 8 December 2023.
15. Mr Rogers died intestate on 23 January 2024, prior to the administration of Mrs Rogers' estate having been concluded.
16. Subsequently, on 6 February 2024, the First Defendant applied for a Grant of Letters of Administration De Bonis Non in respect of Mrs Rogers's estate and this was granted on 7 May 2024.
17. The Affidavit submitted in support of this second application states that the unadministered estate's approximate value is CI\$30,000. While the Plaintiff has not had the Property independently valued (and reserves the right to plead further), it appears that in submitting this figure the First Defendant misled the Grand Court as to the value of Mrs Rogers' estate (which as discussed comprised a half share of the Property). One parcel alone of the Property, followed its subdivision into three separate parcels, has subsequently been listed on the real estate market (via the Cayman Islands Real Estate Brokers Association or "CIREBA") with an asking price of CI\$799,000, indicating that the proper value of Mrs Rogers' estate is far in excess of CI\$30,000.
18. The Affidavit submitted in support of this second application also annexed the Redacted Death Certificate, removing the references to the Third Defendant and the fact that she was Mr Rogers' daughter, and asserted there was no other person known to him that had an immediate or contingent interest in the estate Mrs Rogers, thereby misleading the Grand Court.
19. On 6 February 2024, the First Defendant also applied for a grant of Letters of Administration in respect of Mr Rogers's estate, which was also granted on 7 May 2024.
20. In support of this application the First Defendant stated in his Affidavit that Mr Rogers "had no children" when he died, which is manifestly untrue; and is a fact of which the First Defendant was aware insofar as he is personally acquainted with the Plaintiff and the Third to Fifth Defendants as his late brother's children.
21. The First Defendant further stated in the Affidavit that:

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- a. *"there is no other person known to me save as mentioned herein as having an immediate or contingent interest in the estate";*
 - b. *"there is no other person having a prior right to a grant of Letters of Administration in the estate of the deceased"; and*
 - c. *"I am entitled to share in the estate and that I will administer according to the law all the estate which by law devolves to and vests in the personal representative of the said deceased".*
22. These statements are factually or legally inaccurate and misled this Honourable Court.
23. The Affidavit also appears to mislead the Grand Court as to the value of Mr Rogers' estate as in the case of Mrs Rogers' estate stating that *"the net value of the deceased's estate is approximately CI\$30,000 and my interest in the said estate is that of the lawful brother of the deceased."*
24. The Redacted Death Certificate which has been edited to delete references to Mr Rogers' daughter, the Third Defendant, as the informant for Mr Rogers was again filed by the First Defendant with the application in respect of the grant for Mr Rogers's estate.
25. Once grants of Letters of Administration for the Cayman Islands estates of Mr Rogers and Mrs Rogers were issued to the First Defendant, the First Defendant proceeded to exercise his powers as Administrator to transfer the Property to himself, initially in his capacity as Administrator of these estates, and subsequently into his own name outright as *"the person entitled thereto under the Will or on the intestacy of the deceased to the interest of the deceased comprised in the register"*. In so doing he made formal representations to the Registrar of Lands in the Cayman Islands in the relevant transfer documents that he executed that were manifestly false.
26. The Property was subsequently subdivided into the three parcel numbers referenced in paragraph 10 above.
27. The First Defendant has taken steps to list for sale with a CIREBA agent one such parcel comprised in the Property on the open market.
28. As a result of the conduct detailed above, the First Defendant cannot be trusted going forward to perform his role as Administrator of either Mrs Rogers or Mr Rogers' estates properly according to law and in the best interests of all of the beneficiaries of these estates, and it is appropriate that his grants of Letters of Administration be revoked and the Plaintiff be substituted for him as the personal representative of these estates in the Cayman Islands. Further, there has been a breakdown of the relationship between the First Defendant and all of the other beneficiaries of Mr Rogers' estate (who also have

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beneficial interests in Mrs Rogers' estate through Mr Rogers' estate), being the Plaintiff and Third to Fifth Defendants, such as to warrant his replacement in any event.

29. The Plaintiff, with the support of the Third to Fifth Defendants, being the other beneficiaries of the estate of Mr Rogers, seeks to be appointed in the First Defendant's place in respect of both the estates of Mr Rogers and Mrs Rogers.
30. The Plaintiff, with the support of the Third to Fifth Defendants, being all the known beneficiaries of the Cayman Islands estates of Mrs Rogers and Mr Rogers, save for the First Defendant, also seeks to have the land register maintained by the Cayman Islands Land Registry rectified appropriately and as detailed further below.
31. Accordingly, the Plaintiff's claim is brought, *inter alia*, to substitute the Plaintiff as the administrator of these estates in place of the First Defendant, to have the grants of Letters of Administration issued to the First Defendant revoked and to have fresh grants of Letters of Administration for these estates issued to the Plaintiff, and to rectify the land register pursuant to section 140 of the Registered Land Act (as revised).

AND THE PLAINTIFF CLAIMS

32. Revocation of the Letters of Administration of the said deceased Mr Rogers, dated 21 May 2024 and granted on 7 May 2024, and further the Letters of Administration De Bonis Non of the said deceased Mrs Rogers, dated 21 May 2024 and granted on 7 May 2024 pursuant to section 8 of the Succession Act (as revised) and/or section 11 of the Grand Court Act (as revised) and/or the court's inherent jurisdiction.
33. An order substituting the Plaintiff, who is a fit and proper person, in place of the First Defendant as the personal representative under fresh grants of Letters of Administration for the estates of the aforesaid deceased persons, Mr Rogers and Mrs Rogers.
34. Subject to the above, rectification of the land register pursuant to section 140 of the Registered Land Act (as revised) to include the Plaintiff as proprietor in common with the First Defendant with the estates' shares amounting to three quarters of the Property (one half being held for Mrs Rogers' estate and the remaining quarter being held for Mr Rogers' estate) and the First Defendants' share amounting to one quarter of the Property.
35. An order that the Plaintiff be appointed as a receiver in respect of the quarter share of the Property held by the First Defendant prior to the deaths of Mrs Rogers and Mrs Rogers for the purposes of effecting a sale of the Property.

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36. Subject to the above, the Plaintiff be ordered by this Honourable Court (in her capacity as receiver on behalf of the First Defendant and as administrator in respect of Mr Rogers and Mrs Rogers' estates) to take all practicable steps to sell the Property forthwith and upon such sale to deduct the costs duly incurred by the Plaintiff and the estates through the First Defendant's malfeasance and maladministration from the proceeds of sale of the share of Property to which the First Defendant will be ultimately entitled.
37. Such further and other relief as this Honourable Court deems fit.
38. Costs of and occasioned by this application to be paid by the First Defendant.

Dated this 4th day of July 2025

A handwritten signature in black ink, appearing to read "Carey Olsen", with a horizontal line underneath.

CAREY OLSEN

Attorneys-at-Law for the Plaintiff

This Writ of Summons and Statement of Claim was issued by Carey Olsen, Attorneys for the Plaintiff, whose address for service is Level 1, Willow House, Cricket Square, Grand Cayman, Cayman Islands, KY1-1001.

DIRECTIONS FOR ACKNOWLEDGMENT OF SERVICE**OF WRIT OF SUMMONS**

1. The accompanying form of Acknowledgment of Service should be completed by an Attorney acting on behalf of the Defendant or by the Defendant if acting in person.
2. After completion it must be delivered or sent by post to the Law Courts, RO Box 495G, George Town, Grand Cayman KY1-1106, Cayman Islands.
3. A Defendant who states in his Acknowledgment of Service that he intends to contest the Proceedings must also serve a defence on the Attorney for the Plaintiff (or on the Plaintiff if acting in person).
4. If a Statement of Claim is indorsed on the Writ (i.e. the words "Statement of Claim" appear on the top of page 2), the Defence must be served within 14 days after the time for acknowledging service of the Writ, unless in the meantime a summons for judgment is served on the Defendant.
5. If the Statement of Claim is not indorsed on the Writ, the Defence need not be served until 14 days after a Statement of Claim has been served on the Defendant.
6. If the Defendant fails to serve his defence within the appropriate time, the Plaintiff may enter judgment against him without further notice.
7. A Stay of Execution against the Defendant's goods may be applied for where the Defendant is unable to pay the money for which any judgment is entered. If a Defendant to an action for a debt or liquidated demand (i.e. a fixed sum) who does not intend to contest the proceedings states, in answer to Question 3 in the Acknowledgment of Service, that he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, issue a Summons for a stay of execution, supported by an affidavit of his means. The affidavit should state any offer which the Defendant desires to make for payment of the money by instalments or otherwise.

See over for notes for guidance

Place complete overleaf

Notes for Guidance

1. Each Defendant (if there are more than one) is required to complete an Acknowledgment of Service and return it to the Courts Office.
2. For the purpose of calculating the period of 14 days for acknowledging service, a writ served on the Defendant personally is treated as having been served on the day it was delivered to him.
3. Where the Defendant is sued in a name different from his own, the form must be completed by him with the addition in paragraph 1 of the words "sued as (the name stated on the Writ of Summons)".
4. Where the Defendant is a FIRM and an attorney is not instructed, the form must be completed by a PARTNER by name, with the addition in paragraph 1 of the description "Partner in the firm of ()" after his name.
5. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as ()" after his name.
6. Where the Defendant is a LIMITED COMPANY the form must be completed by an Attorney or by someone authorised to act on behalf of the Company, but the Company can take no further step in the proceedings without an Attorney acting on its behalf.
7. Where the Defendant is a MINOR or a MENTAL PATIENT, the form must be completed by an Attorney acting for a guardian ad litem.
8. A Defendant acting in person may obtain help in completing the form at the Courts Office.

**IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION**

CAUSE NO. FSD OF 2025 ()

BETWEEN:

JENNA BYRD ROGERS

Plaintiff

AND:

STEVEN BURNETT ROGERS

First Defendant

DEBORAH ROGERS DENNY

Second Defendant

KATHRYN NOELLE ROGERS KEYLON

Third Defendant

LINDSAY BRADSHAW PERKINS

Fourth Defendant

HEATH GILLETTE ROGERS

Fifth Defendant

ACKNOWLEDGMENT OF SERVICE

OF WRIT OF SUMMONS

If you intend to instruct an Attorney to act for you, give him this form IMMEDIATELY.

Important. Read the accompanying directions and notes for guidance carefully before completing this form. If any information required is omitted or given wrongly, THIS FORM MAY HAVE TO BE RETURNED.

Delay may result in judgment being entered against a Defendant whereby he may have to pay the costs of applying to set it aside.

-
1. State the full name of the Defendant by whom or on whose behalf the service of the Writ is being acknowledged.

[Click here to enter text.](#)

-
2. State whether the Defendant intends to contest the proceedings (tick appropriate box)

☐ yes ☐ no

-
3. If the claim against the Defendant is for a debt or liquidated demand, AND he does not intend to contest the proceedings, state if the Defendant intends to apply for a stay of execution against any judgment entered by the Plaintiff (tick box)

☐ yes ☐ no

Service of the Writ is acknowledged accordingly

(Signed) _____

Attorneys-at-Law for the

Please complete overleaf

Notes on address for service

Attorney: where the Defendant is represented by an attorney, state the attorney's place of business in the Cayman Islands. A Defendant may not act by a foreign attorney.

Defendant in person: where the Defendant is acting in person, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him should be sent. In the case of a limited company, "residence" means its registered or principal office.

Indorsement by plaintiff's Attorney (or by plaintiff if suing in person) of his name, address and reference, if any, in the box below.

Carey Olsen
Level 1, Willow House, Cricket
Square, Grand Cayman, Cayman
Isalnds, KY1-1001

(GS/1088139.0001)

Indorsement by defendant's Attorney (or by defendant if suing in person) of his name, address and reference, if any, in the box below.