

**ID COURT OF THE CAYMAN ISLANDS
D ADMINISTRATION**

CAUSE NO: 193 OF 2024

LELIA CONOLLY

PLAINTIFF

AND:

RAYMOND WHITTAKER

DEFENDANT

IN THE ESTATE OF ROBERT CARROLL WHITTAKER (DECEASED)

WRIT OF SUMMONS

RE-ASSIGNED CAUSE NO. G2025-0269

**TO: Raymond Whittaker
C/o Mr. James Kennedy
KSG Attorneys-at-Law**

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 [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 day 25th of August 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 is issued on behalf of the Plaintiff, by Sophia Lee Attorney- At-Law Address: 2nd Floor, Anderson Square 64 Shedden Road, George Town , PO Box 924, Grand Cayman KY1-1503 Email: Sflee.law@gmail.com Tel: (345) 925-7851

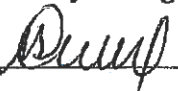
STATEMENT OF CLAIM**Introduction**

1. This is a probate matter concerning the estate of the late Robert Carroll Whittaker, deceased, who passed away on January 22, 2024.
2. The deceased made a duly executed will on January 28, 2016, prepared by Murray & Westerborg, Attorneys-at-Law.
3. The said will appointed the Plaintiff as the sole executrix. The deceased informed her during his lifetime that he had executed a will.
4. Upon the death of the deceased, however, the executrix was unable to locate the will.
5. On March 17, 2025, Mr. Raymond Whittaker, the deceased's brother, applied for and was granted Letters of Administration.
6. Subsequently, the executrix conducted an extensive and deliberate search, during which the will was located.
7. The sole beneficiary under the will is a minor, being the son of the executrix.
8. In order to give effect to the testamentary intention of the deceased, the executrix now seeks the Court's intervention to uphold the will and set aside the grant of administration.

AND THE PLAINTIFF CLAIMS:

1. An order that the Letters of Administration granted on the 17th day of March 2025 in the estate of Robert Carroll Whittaker be revoked.
2. An order granting the applicant special leave to file an application for probate out of time.
3. An order that probate of the will dated January 28, 2016 of the deceased be issued to the applicant.
4. Such further or other relief as this Honourable Court may deem just.

Dated this 28th day of August 2025.



Sophia Lee Attorney for the Plaintiff

This WRIT is issued on behalf of the Plaintiff, by Sophia Lee Attorney- At-Law Address: 2nd Floor, Anderson Square 64 Shedden Road, George Town , PO Box 924, Grand Cayman KY1-1503 Email: Sflee.law@gmail.com Tel: (345) 925-7851

**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.

After completion it must be delivered or sent by post to the Law Courts, P.O. Box 495G, George Town, Grand Cayman.

2. A defendant who states in the Defendant's Acknowledgment of Service that the Defendant intends to contest the proceedings must also serve a defence on the attorney for the plaintiff (or on the plaintiff if acting in person).

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.

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.

If the Defendant fails to serve that Defendant's defence within the appropriate time, the Plaintiff may enter judgment against the Defendant without further notice.

3. 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 the Defendant intends to apply for a stay, execution will be stayed for 14 days after that Defendant's Acknowledgment, but the Defendant must, within that time, issue a Summons for a stay of execution, supported by an affidavit of the Defendant's 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

Please complete overleaf

This WRIT is issued on behalf of the Plaintiff, by Sophia Lee Attorney- At-Law Address: 2nd Floor, Anderson Square 64 Shedden Road, George Town, PO Box 924, Grand Cayman KY1-1503 Email: Sflce.law@gmail.com Tel: (345) 925-7851

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 the Defendant.
3. Where the Defendant is sued in a name different from the Defendant's own, the form must be completed by the Defendant 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 that Partner's name.
5. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN THAT PERSON'S OWN, the form must be completed by the Defendant with the addition in paragraph 1 of the description "trading as (.....)" after that Defendant's 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.

This WRIT is issued on behalf of the Plaintiff, by Sophia Lee Attorney- At-Law Address: 2nd Floor, Anderson Square 64 Shedden Road, George Town , PO Box 924, Grand Cayman KY1-1503 Email: Sflee.law@gmail.com Tel: (345) 925-7851

IN THE GRAND COURT OF THE CAYMAN ISLANDS**PROBATE AND ADMINISTRATION DIVISION****CAUSE NO: 193 OF 2024****BETWEEN:****LEILA CONOLLY****PLAINTIFF****AND:****RAYMOND WHITTAKER****DEFENDANT****IN THE ESTATE OF THE LATE ROBERT CARROLL WHITTAKER (DECEASED)****ACKNOWLEDGMENT OF SERVICE
OF WRIT OF SUMMONS**

If you intend to instruct an Attorney to act for you, give that Attorney 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
the Defendant may have to pay the costs
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.

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 the Defendant 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).....

Attorney for

PLEASE SEE OVERLEAF

This WRIT is issued on behalf of the Plaintiff, by Sophia Lee Attorney- At-Law Address: 2nd Floor, Anderson Square 64
Shedden Road, George Town, PO Box 924, Grand Cayman KY1-1503 Email: Sflee.law@gmail.com Tel: (345) 925-7851

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, the Defendant must give the Defendant's post office box number and the physical address of the Defendant's residence or, if the Defendant does not reside in the Cayman Islands, the Defendant must give an address in Grand Cayman where communications for the Defendant 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 that Plaintiff's name, address and reference, if any, in the box below.

Sophia Lee – Attorney-at-Law
2nd Floor, Anderson Square
64 Shedden Road, KY1-1503
Grand Cayman, Cayman Islands

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