**Breach of Contract**

**Christopher Ross Gidla**

**Attorney at Law**

**Gidla and Associates**

**18-20 Pembroke Street**

**Port of Spain**

**Bar no.GIC2006148**

**Tel/Fax: 221-1325**

**Cel: 350-6259**

**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim # No.CV 02895 of 2011

BETWEEN

**MARTINO ALEXANDER GROSS**

**Claimant**

**AND**

**RALPH SUPERVILLE**

**Defendant**

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**CLAIM FORM**

The Claimant Martino Alexander Gross LP #52 of Labaja Road, Maracus, St.Joseph, in the island of Trinidad claims against the Defendant Ralph Superville of 10 Faaizah Gardens, Southern Main Road, Chaguanas in the island of Trinidad

1. Damages for Trespass
2. Special Damages
3. Injunction restraining the Defendant whether by himself, his servants and or agent or howsoever from entering, remaining and or demolishing the disputed property and or constructing on the disputed property.
4. An injunction restraining the Defendant whether by himself, his servants and or agents or howsoever from molesting, harassing, abusing and or intimidating the Claimant, his servants and or agents from peaceful and quiet enjoyment of the disputed property.
5. Specific Performance of the said Contract or alternatively
6. Damages for breach of contract in the sum of $ 350,000
7. The sum of $ 90,000 being the deposit paid to the Defendant by the Claimants pursuant to contract date between the Claimants and the Defendants and being money had and received for consideration.
8. Interest thereon at the rate of 12% per annum pursuant to section 25 of the Supreme Court of Judicature Act Chap 4:01 to judgment and interest at the rate of 12% per annum from the date of judgment to the date of payment to section 25A of the Supreme Court of Judicature (Amendment) Act 2000.
9. Such further and /or other relief as to the Court may seem appropriate and
10. Costs.

I hereby certify that the Claimant’s claim is likely to exceed $15,000.

Christopher Ross Gidla

Claimant’s Attorney at Law

**NOTICE TO THE DEFENDANT**- **See the notes served with this Claim Form**

This Claim Form must contain or have served with it either a statement of case or a copy of a court order entitling the claimant to serve the claim form without a statement of case.

If you do not complete the form of appearance served on you with this Claim Form and deliver or send it to the court office (address below) so that they receive it within EIGHT days of this Claim Form on you, the claimant will be entitled to apply to have judgment entered against you. The form of appearance may be completed by you or an attorney acting for you.

**You should consider obtaining legal advice with regard to this claim.**

**This claim form has no validity if it is not served within [four] months of the date below unless it is accompanied by an order extending that time.**

**Certificate of Truth**

I believe that the contents of this claim form/statement of case are true and that I am entitled to the remedy claimed

Signed………………………………………..

Martino Alexander Gross

(Claimant)

Dated: 2011

The Claimant’s address for service is: CHRISTOPHER ROSS GIDLA Attorney At Law, of Gidla & Associates, whose address for service is in 18-20 Pembroke Street, Port of Spain.

The **Court Office** is at the {Hall of Justice, Knox Street, Port of Spain] telephone number 623-6297, FAX 625-5088. The office is open between [8:00 a.m] and [4:00 p.m] Mondays to Fridays except on Public Holidays and Court Holidays.

Dated the August, 2011

The Claimant’s address for service is:

Christopher Ross Gidla

Gidla & Associates

18-20 Pembroke Street,

Port of Spain

To: The Registrar of the Supreme Court

Hall of Justice

Knox Street

Port of Spain

**To:**

**Ralph Superville**

**#10 Faaizah Gardens**

**Southern Main Road,**

**Chaguanas**

**DEFENDANT**