### IN THE REPUBLIC OF TRINIDAD AND TOBAGO

(ORDINARY SUMMONS)

## IN THE PETTY CIVIL COURT OF Port of Spain

**(PETTY CIVIL COURT ORDINANCE CHAPTER 3 NO. 3)**

No. of 2009.

## BETWEEN

**MERVYN PATRICK**  **Plaintiff**

**Dickson Avenue**

**Diego Martin Main Road**

**Diego Martin**

**AND**

## B.GOODRIDGE Defendant

**Upper Simion Road**

**Petit Valley**

**\* \* \* \* \* \***

**TAKE NOTICE** that hereto annexed in a Bundle marked “A” are documents referred to in the Schedule hereto in support of the Plaintiff’s claim for damages as pleaded in the Particulars of Claim.

**AND TAKE NOTICE ALSO** that you are required at least 7 days before the hearing of the Ordinary Summons herein to file and serve a Notice on the Plaintiff indicating which items of damage you require the Plaintiff to prove at the Trial. If you fail to file and serve the Notice requiring proof of any of the items of damage, the proof of the items of damages at the trial of this action may not be necessary unless the Court orders otherwise.

**Dated this day of 2009**

……………………………………

**CHRISTOPHER ROSS GIDLA**

**QUAMINA,GIDLA & ASSOCIATES**

**ATTORNEYS AT LAW**

**SUITE 4**

**123 DUKE STREET**

**PORT OF SPAIN**

Plaintiff’s Attorney At Law

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**\* \* \* \* \* \***

1. The Defendant is and was and/or held himself out to be at all material times the Land lady of the Claimant at Pioneer Drive, Morne Coco Road, Petit Valley
2. The Claimant was at all material times a tenant of the Defendant paying a monthly rent of $1000.00 a month, for 17 years. The receipt are hereto annexed and exhibited and marked as “A”.
3. That on or about 2nd of October, 2008, the Defendants employed, Welders to do Welding works on the Galvanize roof, and due to the Negligence of the Welders, a fire accident was caused and destroyed the Claimants house hold items.
4. Since water was used to put off the fire a further damage occurred.
5. Further the Defendants caused the roof unrepaired and due to that the water seeked and caused further damage.
6. The photos of the items that were destroyed was hereto annexed and exhibited as JB2
7. The claimant through his lawyer wrote a letter to the Defendant on 28th January, 2009, as a preaction protocol letter explaining the damages and include an estimate with the letter. Till date the Defendant didnot respond to the letter. A copy of the letter is hereto annexed and exhibited as JB 3

**PARTICULARS OF NEGLIGENCE**

1. Failing to maintain a safe and adequate workplace.
2. Failing to use safe methods in doing the welding.
3. Failing to use proper skills and failing to guard the defendants property when use the equipment.

**PARTICULARS OF DAMAGE**

1. 1Bed Frame $ 3,000
2. 1 lensyl Mattress $ 1,250
3. 1 Setira Mattress $ 1,500
4. 2 Mattress Cover $ 350
5. 1 Plastic cover $ 30
6. 1 Feather Pillow $ 175
7. 1 Sheet Set
8. 1 mat $ 75
9. 1 Insulated cooler $ 150
10. 1 Large Suite Case $ 200
11. 1 Rubber Maid Cooler
12. 2 Chest of Drawers $ 1,500
13. 1 Portable Wardrobe $ 800
14. 2 Carpet 12 by 14ft $ 1,000

**TOTAL $ 10,030**

**AND THE PLAINTIFF CLAIMS**

1. Damages for negligence
2. Special damages in the sum of $
3. Cost
4. Such further and/or other relief as the nature of the case may require.

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# Christopher Ross Gidla

**Attorney At Law**

**For the Plaintiff**

**FILED ON BEHALF OF THE PLAINTIFF HEREIN.**