Civil

Injunction/Trespass/Dispossession

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**Port of Spain**

**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

Claim #03654 of 2008

**ROY RAMIREZ Claimant**

**AND**

**DAVID JAMES Defendant**

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**NOTICE OF APPLICATION**

The Claimant Roy Ramirez of # 5 Mercline Drive, Enterprise, Chaguanas in the Island of Trinidad in the Republic of Trinidad and Tobago applies to the court for an order that

1. The Claimant be given relief from sanctions imposed on the Claimant on 10th of December, 2009 by the Honourable Justice Boodoosingh for non filing of the Witness statements.
2. A draft of the order that I seek is attached.

The grounds of the application is:

1. The Claimant have filed a statement of Case on 19th of September, 2008 for possession of Land and damages for trespassing.
2. The Honourable Justice has given directions on 10th of December, 2009 to file and Exchange Witness Statements on or before 31st of January.
3. The Claimant’s wife had a stroke and thus could not come to the Attorney’s office to file witness statements.
4. The failure is not intentional and there is a good explanation for the Breach, and the party had complied with all other relevant rules, practice directions, orders and directions.
5. The failure to comply can be remedied within reasonable time and the trial date can still be met if relief is granted.

I hereby certify that the facts stated above are true to the best of my knowledge, information and belief.

An affidavit in support accompanies this application

Signed: \_\_\_\_\_\_\_\_\_\_\_\_\_\_ [ Claimant]

Roy Ramirez

Dated the day ,2011

**NOTICE:**

This application will be heard by the Honourable Judge in Chambers on the day of 2009 at am/pm at High Court of Justice, Knox Street, Port of Spain in Court Room no.

**If you do not attend this hearing an order may be made in your absence.**

**OR**

The Judge in Chambers will deal with this application by –

NB: **This notice of application must be served as quickly as possible on the Defendants to the application.**

**The Court Office** is at the Hall of Justice, Knox Street, Trinidad and Tobago, telephone number 690-2156, Fax 690-2674. The office is open between 8:00 a.m. and 4:00 p.m. Mondays to Fridays except Public Holidays and Court Holidays.

**TO: Registrar**

**High Court of Justice**

**Port of Spain**