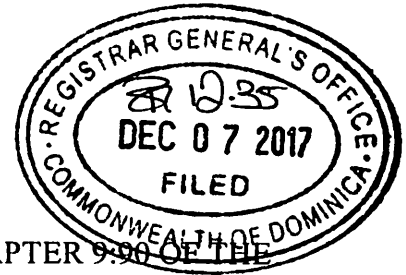


THE EASTERN CARIBBEAN SUPREME COURT
IN THE HIGH COURT OF JUSTICE
COMMONWEALTH OF DOMINICA
DOM HCV 240 OF 2017



IN THE MATTER OF THE BANKRUPTCY ACT CHAPTER 9:90 OF THE
1990 REVISED LAWS OF THE COMMONWEALTH OF DOMINICA

BETWEEN:

KIERON PINARD-BYRNE

Petitioner

AND

LENNOX LINTON

Respondent

BANKRUPTCY PETITION

THE PETITION of Kieron Pinard-Byrne of Bully Gap, Goodwill, in the parish of St. George, in the Commonwealth of Dominica, Chartered Accountant, sheweth as follows:

1. Your Petitioner is a Chartered Accountant and retired partner of the accounting firm KPB Chartered Accountants.
2. The Respondent is a Politician and resides at Morne Daniel in the parish of St. Paul, in the Commonwealth of Dominica.
3. The Respondent is indebted to your Petitioner in the sum of £24,792.12 plus interest thereon at the rate five percent (5%) per annum being the sum outstanding from the Respondent on the sum of £25,992.12, the amount of a Final Judgment made on the 27th day of April, 2017 by the Judicial Committee of the Privy Council in Privy Council Appeal No. 0064 of 2014, intituled *Kieron Pinard Byrne V. Lennox Linton*.
4. On the 30th day of August, 2017 your Petitioner caused to be served personally on the Respondent, a demand to pay the judgment sum of £25,992.12 with interest, which demand was in the following terms:

*"TO: Lennox Linton
Morne Daniel
Commonwealth of Dominica*

TAKE NOTICE that within seven (7) days after service of this Notice on you, excluding the day of such service, you must pay to Kieron Pinard-Byrne through his Attorneys-at-Law, Messrs. de Freitas, de Freitas and Johnson of 14 Cork Street, Roseau, the sum of twenty five thousand nine hundred and ninety two pounds sterling and twelve pence (£25,992.12) with interest thereon at the rate of five percent (5%) per annum, being the amount remaining due by you on a final Judgment obtained on the 27th day of April, 2017, by the Creditor in the Privy Council Appeal No. 0064 of 2014, intituled Kieron Pinard Byrne v. Lennox Linton, whereon execution has not been stayed, or secure or compound for the said Judgment debt to the satisfaction of the Creditor or you must satisfy the Court that you have a counterclaim, set-off or cross demand against the Creditor which equals or exceeds the sum claimed and which you could not set up in the action or other proceedings in which the Judgment was obtained”.

Dated the 25th day of August, 2017

*Sgd. Hazel Johnson
de Freitas, de Freitas and Johnson
Legal Practitioners for Judgment Creditor*

INDORSEMENT ON NOTICE

You are specially to note:

That the consequence of not complying with the requirements of this Notice is that you will have committed an act of bankruptcy in respect of which bankruptcy proceedings may be taken against you.

Dated the 25th day of August, 2017

*Sgd. Hazel Johnson
de Freitas, de Freitas and Johnson
14 Cork Street
Roseau
Legal Practitioners for the Judgment Creditor”*

5. Over seven (7) days have elapsed since your Petitioner served the said demand, but the Respondent has neglected to pay the sum remaining due on the final judgment or to make any offers to your Petitioner to secure or compound the same to the satisfaction of your Petitioner, or to satisfy the

Court that the Respondent has a counterclaim, set off or cross demand against your Petitioner which equals or exceeds the said sum.

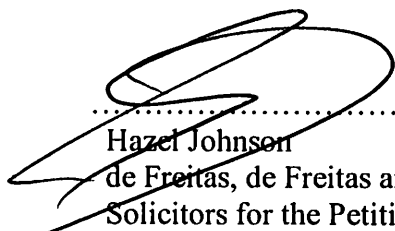
6. On the 15th day of September, 2017 the Respondent paid the sum of £1,200.00 towards the said judgment debt.
7. The said judgment debt remains unpaid and unsatisfied to the extent of £24,792.12 with interest thereon at the rate of five percent (5%) per annum and such sum is still justly due and owing to your Petitioner.
8. The Respondent is bankrupt and unable to pay his debt.
9. In the circumstances it is just that a Receiving Order be made in respect of the Respondent's estate.
10. Your Petitioner therefore humbly prays as follows:
 - (1) That a Receiving Order be made for the protection of the Respondent's estate;
 - (2) That such other order be made in the premises as to the Court shall deem just;
 - (3) That costs of this Petition be paid to the Petitioner.

Dated this 6th day of December, 2017



Kieron Pinard Byrne
Petitioner

Filed on behalf of the Petitioner by de Freitas, de Freitas & Johnson whose address for service is 14 Cork Street, Roseau, Commonwealth of Dominica; Tel 448-2530; Fax 448-6760; Email defreitas@cwdom.dm.



Hazel Johnson
de Freitas, de Freitas and Johnson
Solicitors for the Petitioner

It is intended to serve this Petition on:

**Lennox Linton
Morne Daniel
Commonwealth of Dominica**

THE EASTERN CARIBBEAN SUPREME COURT
IN THE HIGH COURT OF JUSTICE
COMMONWEALTH OF DOMINICA
DOM HCV OF 20

IN THE MATTER OF THE BANKRUPTCY ACT
CHAPTER 9:90 OF THE 1990 REVISED LAWS OF THE
COMMONWEALTH OF DOMINICA

BETWEEN:

KIERON PINARD-BYRNE

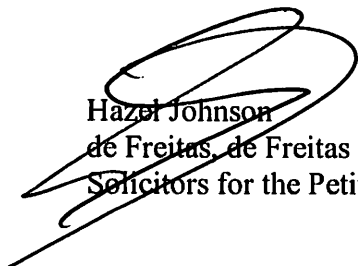
Petitioner

AND

LENNOX LINTON

Respondent

BANKRUPTCY PETITION



Hazel Johnson
de Freitas, de Freitas and Johnson
Solicitors for the Petitioner