



**GRAND COURT OF THE CAYMAN ISLANDS
IN**

BETWEEN:

CHITO JACINTO PILLAS

(As Personal Representative

of the Estate of Paulo Jacinto Pillas)

PLAINTIFF

and

JELANI NATHANIEL RIVER MCLEAN

DEFENDANT

WRIT OF SUMMONS

TO: Jelani Nathaniel River McLean

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 29th day of April 2026.

This **Writ and Statement of Claim** is issued by KSG Attorneys at Law, Attorneys for the Plaintiff, whose address for service is 4th Floor, One Capital Place, Shedden Road, George Town, Grand Cayman. P.O. Box 2255 GT, KY1-1107

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.

And as a Noticed Party To: *British Caymanian Insurance Company Limited*
BritCay House
236 Eastern Avenue
PO Box 74 George Town
KY1-1102 Grand Cayman

STATEMENT OF CLAIM

1. The Plaintiff is the brother and personal representative of the Estate of Paulo Jacinto Pillas, deceased, who was born on 16 November 1987 and died on 12 September 2025 (the Deceased”).
2. Letters of Administration dated 5 February 2026 were granted by the Grand Court of the Cayman Islands to the Plaintiff. A copy of the Letters of Administration is attached to this Writ and Statement of Claim.
3. The Plaintiff brings this claim:
 - 1) For the benefit of the Deceased’s Estate pursuant to the Estates Proceedings Act (1995 Revision); and
 - 2) For the benefit of the Deceased’s dependants pursuant to the Torts Reform Act (1996 Revision), who are:
 - (a) Evalyn Cosino Pillas, the Deceased’s wife, who was born on 3 July 1990;
 - (b) Ethan Pillas, the Deceased’s son, who was born on 11 November 2011;

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(c) Panchito Pillas, the Deceased's father, who was born on 24 March 1957;

(d) Mryna Jacinto Pillas, the Deceased's mother, who was born on 13 January 1957.

THE FACTS

4. The Defendant was at all material times the driver of a Dodge Ram motor vehicle, registration number 224616.
5. At all material times, the Defendant's vehicle was insured pursuant to a policy issued by the British Caymanian Insurance Company Ltd (policy number 351594) in accordance with the Motor Insurance (Third Party Risks) Act, and notice of this claim for damages is given by this Writ and Statement of Claim.
6. On 12 September 2025 at approximately 11:53 pm, a collision occurred on West Bay Road in the vicinity of the Palm Heights Hotel, Grand Cayman.
7. At that time, the Deceased and a co-worker were crossing West Bay Road on foot from west to east in the course of their employment whilst jointly pushing a heavy trolley loaded with goods and supplies.
8. The Deceased and his co-worker were progressing forward across West Bay Road and they had substantially completed their crossing when they were struck by the Dodge Ram motor vehicle being driven by the Defendant. The Defendant was driving southbound along West Bay Road towards George Town when his vehicle collided with the Deceased and his co-worker.
9. The Deceased sustained catastrophic injuries and died as a result of the collision.
10. The Defendant was breath-tested by the Royal Cayman Islands Police Service following the collision and he was found to be over the prescribed alcohol limit.
11. The accident and the Deceased's early death were caused by the negligence of the Defendant.

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The Defendant was negligent in that he:

- a. drove into collision with the Deceased;
- b. drove the Dodge Ram whilst impaired by alcohol or after consuming alcohol;
- c. drove after consuming so much alcohol that the proportion of it in his breath and his blood exceeded the prescribed limit;
- d. drove the vehicle whilst his ability to do so safely was impaired by the amount of alcohol which he had consumed;
- e. failed to keep any or any proper lookout;
- f. failed to see the Deceased, his co-worker, and the trolley when he ought, or ought reasonably, to have done;
- g. drove at an excessive speed in the circumstances;
- h. failed to slow down, brake, stop, swerve, manage or control the vehicle so as to avoid the collision;
- i. failed to exercise proper control of his vehicle;
- j. failed to take reasonable care for other road users, in particular the Deceased who was a pedestrian lawfully crossing the road with his co-worker.
- k. lost control of the vehicle.
- l. In the premises, failed to exercise any or any reasonable care whilst driving at the material time.

LOSS AND DAMAGE

12. As a result of the Deceased's early death, his Estate and each of the dependants has suffered loss and damage.

PARTICULARS OF LOSS

A Schedule giving full particulars of the loss and damages is served with this Writ and Statement of Claim.

13. Further, the Plaintiff is entitled to and claims interest pursuant to section 34 of the Judicature Act at one-half of the rate prescribed under the Judgment Debts (Rates of

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Interest) Rules (as amended) from 12 September 2025, alternatively at such rate and for such period as the Court shall deem just.

AND THE PLAINTIFF claims:

1. Damages on behalf of the Deceased's Estate
2. Damages on behalf of the Dependents
3. Interest
4. Costs
5. Further or other relief



KSG Attorneys-at-Law
Attorneys for the Plaintiff

This **Writ and Statement of Claim** is issued by KSG Attorneys at Law, Attorneys for the Plaintiff, whose address for service is 4th Floor, One Capital Place, Shedden Road, George Town, Grand Cayman. P.O. Box 2255 GT, KY1-1107

**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 his Acknowledgment of Service that he 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 his defence within the appropriate time, the Plaintiff may enter judgment against him 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 he intends to apply for a stay, execution will be stayed for 14 days after his Acknowledgment, but he must, within that time, issue a Summons for a stay of execution, supported by an affidavit of his 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 and Statement of Claim** is issued by KSG Attorneys at Law, Attorneys for the Plaintiff, whose address for service is 4th Floor, One Capital Place, Shedden Road, George Town, Grand Cayman. P.O. Box 2255 GT, KY1-1107

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 him.
3. Where the Defendant is sued in a name different from his own, the form must be completed by him 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 his name.
5. Where the Defendant is sued as an individual TRADING IN A NAME OTHER THAN HIS OWN, the form must be completed by him with the addition in paragraph 1 of the description "trading as (.....)" after his 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 and Statement of Claim** is issued by KSG Attorneys at Law, Attorneys for the Plaintiff, whose address for service is 4th Floor, One Capital Place, Shedden Road, George Town, Grand Cayman. P.O. Box 2255 GT, KY1-1107

CAUSE NO: OF 2026

**IN THE GRAND COURT OF THE CAYMAN ISLANDS
CIVIL DIVISION****BETWEEN:**

CHITO JACINTO PILLAS
(As Personal Representative
of the Estate of Paulo Jacinto Pillas)

PLAINTIFF**and****JELANI NATHANIEL RIVER MCLEAN****DEFENDANT****ACKNOWLEDGMENT OF SERVICE
OF WRIT OF SUMMONS**

If you intend to instruct an Attorney to act for you, give him 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 he may have to pay the costs of 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 he 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

This **Writ and Statement of Claim** is issued by KSG Attorneys at Law, Attorneys for the Plaintiff, whose address for service is 4th Floor, One Capital Place, Shedden Road, George Town, Grand Cayman. P.O. Box 2255 GT, KY1-1107

Service of the Writ is acknowledged accordingly

(Signed).....

Attorney for

Please complete overleaf

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, he must give his post office box number and the physical address of his residence or, if he does not reside in the Cayman Islands, he must give an address in Grand Cayman where communications for him 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 his name, address and reference, if any, in the box below.

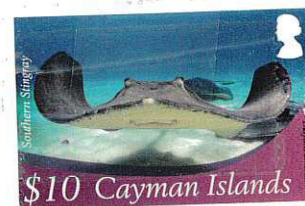
KSG Attorneys-at-Law 4 th Floor One Capital Place Shedden Road George Town PO Box 2255 KY1-1107 Grand Cayman
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Indorsement by defendant's Attorney (or by defendant if suing in person) of his name, address and reference, if any, in the box below.

This **Writ and Statement of Claim** is issued by KSG Attorneys at Law, Attorneys for the Plaintiff, whose address for service is 4th Floor, One Capital Place, Shedden Road, George Town, Grand Cayman. P.O. Box 2255 GT, KY1-1107



This **Writ and Statement of Claim** is issued by KSG Attorneys at Law, Attorneys for the Plaintiff, whose address for service is 4th Floor, One Capital Place, Shedden Road, George Town, Grand Cayman. P.O. Box 2255 GT, KY1-1107



IN THE GRAND COURT OF THE CAYMAN ISLANDS
PROBATE AND ADMINISTRATION

Cause No. 0208 of 2025

IN THE ESTATE OF PAULO JACINTO PILLAS, DECEASED

LETTERS OF ADMINISTRATION

BE IT KNOWN that on the 5th day of February, 2026, letters of administration of all the estate which by law devolves on and vests in the personal representative of late PAULO JACINTO PILLAS of 199 Eastern Avenue, George Town, Grand Cayman, Cayman Islands, who died on or about the 13th day of September, 2025, intestate were granted by the said Grand Court of the Cayman Islands to **CHITO JACINTO PILLAS** of 6 Impasse Descours le Luc 79290, Saint Martin de sanzay, France, brother of the said intestate, he having been first sworn well and faithfully to administer the same by paying the just debts of the said deceased and distributing the residue of his estate and effects according to law, and to exhibit a true and perfect inventory of all and singular the said estate and effects, and to render a just and true account thereof whenever required by law so to do.

Dated this 4th day of March

2026

Signed by: Shiona Allenger, Secretary Le
Signed at: 2026-03-04 14:06:18 -05:00
Reason: Approved



Clerk of the Court

THIS Grant of Letters of Administration was filed by KSG, Attorneys for the Applicant whose address for service is 3rd Floor One Capital Place, Shedden Road, George Town, PO Box 2255, KY1-1107, Cayman Islands. Application for Grant of Administration Estate of Paulo Jacinto Pillas

B E T W E E N:

CHITO JACINTO PILLAS
(as Personal Representative of the Estate of
Paulo Jacinto Pillas)

Plaintiff**and****JELANI MCLEAN****Defendant**

SCHEDULE OF LOSS

Introduction

The Plaintiff is the brother and administrator of the Estate of Paulo Jacinto Pillas who was born on 16th November 1987 and who died on 12th September 2025 ("the deceased").

Letters of Administration dated 5 February 2026 were granted by the Grand Court of the Cayman Islands to the Plaintiff.

The Plaintiff claims against the Defendant:

1. For the benefit of the deceased's Estate under the Estates Proceedings Act (1995 Revision);
2. For the benefit of the deceased's dependants under the Torts Reform Act (1996 Revision), namely
 - a. Evalyn Cosino Pillas, his wife, who was born on 3rd July 1990.
 - b. Ethan Pillas, his son, who was born on 11th November 2011.
 - c. Panchito Pillas, his father, who was born on 24th March 1957.
 - d. Mryna Jacinto Pillas, his mother, who was born on 13th January 1957.

This Schedule is calculated to 12th September 2026, which is an assumed date of trial 1 year after the deceased's death. The Plaintiff reserves the right to alter, amend or update the Schedule as appropriate.

ITEM	DESCRIPTION	VALUE (KYD)
1	Claim 1 - Claim on behalf of the Deceased's Estate	KYD 24,722.34
	A. Background and Incident Summary This claim arises from the death of Paulo Jacinto Pillas, who was fatally injured in a road traffic collision on 12th September 2025 while working at Palm Heights, Grand Cayman. The deceased was 37 years old and had been living and working in the Cayman Islands since 2020. He was employed by Palm Heights as a barback in the Food and Beverage department. His duties included stocking bars and moving alcohol and supplies between the hotel and storage areas across West Bay Road. In the late hours of 12th September 2025, the deceased and a co-worker were pushing a trolley loaded with liquor across West Bay Road as part of their work. While crossing the road they were struck by a Dodge Ram vehicle driven by the Defendant, Jelani McLean. The deceased sustained catastrophic injuries and died at the scene. The Defendant was breath tested and found to be over the legal alcohol limit. Criminal proceedings are ongoing. The Plaintiff brings Claim 1 for the benefit of the deceased's Estate under the Estates Proceedings Act (1995 Revision) for the pain, suffering and loss of amenity suffered by the deceased between injury and death and consequential financial losses. B. Medical and Post Impact Circumstances Emergency services were dispatched at 11:55pm on 12th September 2025 and arrived at 12:02am on 13th September 2025. The deceased was found lying on the roadway with significant bleeding from the head, mouth, ears and nose. He was unresponsive, not breathing and he had no detectable pulse. He had suffered multiple basal skull fractures including a hinge fracture. The attending paramedic contacted George Town Hospital at 12:05am and spoke with Dr Gardner, who confirmed that the deceased was dead.	

	C. Pain, Suffering and Loss of Amenity (PSLA) The deceased's Estate is entitled to, and claims, general damages for the brief period between injury and death. Judicial College Guidelines <u>Chapter 1(D) – Immediate Unconsciousness/Death within one week</u> <i>"Immediate unconsciousness or unconsciousness following very shortly after injury and death occurring within a week".</i> Range £1,680 to £3,410 The medical evidence confirms that the deceased was rendered immediately unconscious by the impact and never regained consciousness. This is therefore a near instant death case falling at the bottom of the applicable bracket. The Estate claims £1,680 for pain, suffering, and loss of amenity. With a 10% uplift for the cost of living in Cayman as per <i>AX v ABC</i>, the award increases to £1,848. The award sought is therefore KYD\$2,051.28 using a conversion rate of 1.11.	
	D. Out of Pocket Expenses Following the deceased's death, members of his family travelled to the Cayman Islands from the Philippines to deal with matters arising directly from the fatal accident, including identification, liaison with the police and hospital, estate administration and arrangements for repatriation and funeral services The following expenses were incurred, most of which are supported by receipts/invoices. 1. Visa fee – 15 September 2025 – KYD\$92.00. 2. British Airways – 16 September 2025 – EUR 2,906.58. Converted to KYD\$2,819.38 using a conversion rate of 0.97. 3. Air France, EUR 1,394.28. Converted to KYD\$1,352.45 using a conversion rate of 0.97	

	4. Accommodation – 16 September to 25 September 2025 - KYD\$500.00. 5. Food and transport costs in the Cayman Islands – KYD\$1,500.00. 6. DHL courier fees and document delivery, PHP 5,040.67 plus PHP 5,502.00. Converted to KYD\$147.60 using a conversion rate of 0.014. 7. Authenticated birth certificate, PHP 155.00. Converted to KYD\$2.17 using a conversion rate of 0.014. 8. Authenticated marriage certificate, PHP 155.00. Converted to KYD\$2.17 using a conversion rate of 0.014. 9. Authenticated certificate of no marriage, PHP 210.00. Converted to KYD\$2.94 using a conversion rate of 0.014. 10. Funeral and repatriation costs – 13 September 2025 – USD\$6,985.00. Converted to KYD\$5,798.55 using a conversion rate of 0.83 11. Funeral home services, PHP 150,000.00. Converted to KYD\$2,100.00 using a conversion rate of 0.014. 12. Sistine Chapel viewing expenses, PHP 31,700.00 plus PHP 5,000.00. Converted to KYD\$513.80 using a conversion rate of 0.014. 13. Food catering services, PHP 60,000.00. Converted to KYD\$840.00 using a conversion rate of 0.014. Total – KYD\$15,671.06 E. Probate Costs The Estate has incurred legal costs in obtaining the Grant of Letters of Administration, which was necessary to enable the Estate claim to be pursued. These costs are claimed as special damages. Total – KYD\$7,000.00	
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2	Claim 2 – Claim on behalf of the Dependants - Torts Reform Act (1996 Revision)	KYD 1,001,444.08
	A. The Dependants Claim 2 is brought on behalf of the abovenamed dependants who were financially dependent on the deceased at the time of his death. B. Family and Dependency Background The deceased and Evalyn were married at the date of his death. Their son, Ethan, was aged 13 years. Evalyn and Ethan live in the Philippines. Although the family were living apart, Evalyn and Ethan were financially supported by the deceased's overseas earnings. He was the financial provider for them. The deceased also provided regular financial support to his parents, Panchito and Mryna, who were both 68 years old at the date of their son's death. His financial support assisted with both his parents' household and care expenses. C. The Deceased's Earnings Annual Income At the date of his death, the deceased was employed full time by Palm Heights, Grand Cayman as a barback within the Food and Beverage department. He had held this position since March 2022. His contract of employment/payroll records provided for a basic hourly rate of USD\$6.00, together with gratuities, tips, overtime and public holiday pay. The payroll records confirm that gratuities and tips made up a significant and regular part of his earnings and were not incidental. The Palm Heights payroll records for the first 8 months of 2025, up to and including the last complete pay period before the deceased's death, show: • Total gross earnings to 31 August 2025: US \$33,173.12 • Total net earnings to 31 August 2025 after medical / health insurance and pension deduction: US \$29,944.45	

	The deceased's annual net earnings after medical/health insurance and pension deductions were accordingly US \$44,916.68. The deceased also benefited from his employer's pension contributions which were US \$2,326.16 per annum Prospects of Increased Earnings The deceased was only 37 years old at the date of his death. He had come to the Cayman Islands to improve his earning prospects and he would have been promoted as he progressed through his career. He would have been able to increase his annual income to US \$60,000 from age 45. His annual net earnings would then have been US \$54,883.43. His employer's pension contribution would have been US \$2,599.54. He would have worked until age 65. D. Financial Dependency Calculations Consistent with <i>Harris v Empress Motors</i> [1983] 3 AER 561, a financial dependency of 75% of the deceased's net income is claimed until the deceased would have reached 57 years on the basis that he would have had responsibility for supporting all of the dependants until Ethan reached at least 18 years of age together with his parents until they were in their mid-80s. Thereafter, a financial dependency of 67% of the deceased's net income is claimed. Past Financial Dependency 1 year to 12th September 2026: US \$33,687.51 (75% of annual earnings with no deduction for contingencies other than mortality: Table F Ogden) The pre-trial pre-retirement dependency is therefore KYD \$28,075.65. Post-Trial Pre-Retirement Financial Dependency	
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	<u>Multipliers</u> Multipliers are calculated using a 1 percent discount rate: <i>Gordon v Attorney General of Cayman Islands</i> [2025] CIGC (Civ) 22. Multipliers are calculated from the assumed date of trial: <i>Knauer v Ministry of Justice</i> [2016] UKSC 9. Deceased's whole life multiplier (Table 1 Ogden): 46.90 (normal life expectancy is derived using the 0% column) Deceased's working life multiplier (Table 9): 22.98 The deceased was young when he died. No deduction for contingencies other than mortality (Table E Ogden): <i>Knauer v Ministry of Justice</i> (above). <u>Dependants' multipliers</u> Evalyn's whole life multiplier – 51.87 (Table 2) Ethan – 3.92 (Table 36) Parents – 17.31 The pre-retirement working life multiplier of 22.98 is divided as follows: (1) To the deceased reaching age 45: 5.96 (2) Between 45 and 57: 10.21 (3) From 57 to 65: 6.81 The post-trial pre-retirement financial dependency is: (1) US \$33,687.51 x 5.96 = \$200,777.56 (2) 75% of US \$54,883.43: \$41,162.57 x 10.21 = \$420,269.84 (3) 67% of US \$4,883.43: \$36,771.90 x 6.81 = \$250,416.64 TOTAL: US \$871,464.04 The post-trial pre-retirement dependency is therefore KYD \$726,290.51. Post-Trial Post-Retirement Financial Dependency	
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	The deceased was a member of an employment pension scheme under the National Pensions Law making contributions himself and benefiting from employer contributions. The post-retirement multiplier is $46.90 - 22.98$ (the deceased's whole life multiplier less his working life multiplier): $= 23.92$. At 5% growth, his likely annual pension would have been KYD \$14,770. 67% thereof = KYD \$9,896 The post-retirement dependency is calculated at KYD \$9,896 x 23.92 = KYD \$236,712.32 E. Services Dependency Calculations The deceased returned to the Philippines in 2022, 2023 and 2024. A modest claim is made for the care and assistance he provided to the dependants when he was in the Philippines, which is calculated at 2 hours per day at KYD \$10 per hour for 3 weeks: KYD \$420 per annum. Past Services Dependency One year is claimed to the assumed date of trial: KYD \$420 Post-Trial Future Services Dependency The deceased is likely to have continued to provide care and assistance to the dependants when he was in the Philippines until he was at least 65 years old. Multiplier – 23.68 (Table 36) Future services dependency: KYD \$420 x 23.68 = KYD \$ 9,945.60	
3	Claim 3 – Claim for Loss of Personal Attention	KYD 15,000.00
	The dependants make a <i>Regan v Williamson / Hay v Hughes</i> claim for the loss of the personal attention of their family member in the sum of KYD \$15,000.	

4	Claim 4 - Interest	KYD 1,105.36
	The Plaintiff is entitled to, and claims, interest at the rate of 2.375% per annum on behalf of the Estate and the dependants on past losses as follows: (1) PSLA and out of pocket expenses: KYD \$295.30 (2) Past financial dependency: KYD \$800.08 (3) Past services dependency: KYD \$9.98 TOTAL: KYD \$1,105.36	
	TOTAL	KYD 1,042,271.78