

**IN THE HIGH COURT OF SIERRA LEONE  
(COMMERCIAL AND ADMIRALTY DIVISION)**

Between:- HELMUT F. GIESA - Plaintiff  
SPUR ROAD,  
FREETOWN  
and  
ASSAD R. WATFA - Defendant  
PROPRIETOR OF CHICKEN LAND  
55 FREETOWN ROAD, LUMLEY - FREETOWN

*By His Excellency the President of the Republic, Supreme  
Head of State, Grand Commander of the Order of the  
Republic, Commander-in-Chief of the Armed Forces,  
Fountain Head of Unity, Honour, Freedom and Justice.*

TO:- ASSAD R. WATFA  
PROPRIETOR OF CHICKEN LAND  
55 FREETOWN ROAD, LUMLEY, FREETOWN

**WE COMMAND YOU** that within 14 days after the Service of this Writ on you, inclusive of the day of such service, you do cause an appearance to be entered for you in the High Court of Sierra Leone in an Action at the Suit of **HELMUT F. GIESA** and take notice that in default of your so doing the Plaintiff may proceed therein, and judgment may be given in your absence.

**WITNESS THE HONOURABLE. JUSTICE UMU HAWA TEJAN-JALLOH**,  
Chief Justice of Sierra Leone at Freetown the 15<sup>th</sup> day of JUNE in  
the year of our Lord, 2012

.....  
**MASTER AND REGISTRAR**

N. S. - This Writ is to be served within twelve calendar months from the date thereof, or if renewed, within six calendar months from the date of the renewal, including the day of such date, and not afterwards. The Defendant, may appear hereto by entering an Appearance either personally or by Solicitor at the Master's Office, High Court of Sierra Leone.

A Defendant appearing personally may if he/she desire, enter his/her appearance by post and appropriate forms may be obtained by sending a postal order for Le 300.00 with an addressed envelop, foolscap size, to the Master and Registrar, High Court, Freetown.

If the Defendant enter an appearance he must also deliver a defence within ten (10) days from the last day of the time limited for appearance unless such time is extended by the Court or Judge, otherwise Judgment may be entered against him without notice, unless he has in the meantime been served with a Summons for Judgment.

## STATEMENT OF CLAIM

The Plaintiff's claim against the Defendant is for the following:-

- 1) Recovery of the sum of € 77,000.00 (Seventy-Seven Thousand Euros)
- 2) Damages for breach of contract
- 3) Interest on the said sum at 10% from 17<sup>th</sup> day of December, 2011 until judgment
- 4) Any further relief/s that this Honourable Court may deem fit and just.
- 5) Costs

## PARTICULARS OF CLAIM

- 1) The Plaintiff is at all material times to this action is a Consulting Engineer, Contract and Project Management Advisor
- 2) That the Defendant is at all material times to this action is a Businessman and Proprietor of Chicken Land.
- 3) That by an agreement dated the 7<sup>th</sup> day of October, 2011 the Defendant obtained a loan from the Plaintiff in the sum of € 47,500.00 (Forty-Seven Thousand Five Hundred Euros) for the importation of goods.
- 4) That by another agreement dated the 9<sup>th</sup> day of October, 2011 the Plaintiff further loaned the Defendant the sum of € 29,500.00 (Twenty-Nine Thousand Five Hundred Euros). The Defendant has since neglected, refused and/or failed to repay these loans as covenanted.
- 5) Following the Defendant's protracted failure to repay the Plaintiff, Solicitors for the Plaintiff addressed a letter to the Defendant on the 10<sup>th</sup> day of December, 2011 demanding payment in full of all sums due and owing against the 17<sup>th</sup> day of December, 2011 with interest of 10% failing which the debt will accrue which said demand has not been complied with.
- 6) That the Defendant continues to subject the Plaintiff to financial loss.
- 7) That the Defendant by his action has shown clearly that he is not willing to pay the Plaintiff's monies unless this Honourable Court grants an Order.

And the sum of Le ..... for costs or such sum as may be allowed on taxation and if the amount claimed be paid to the Plaintiff or his Solicitor within ..... days from service hereof further proceedings will be stayed.

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FREETOWN  
and  
ASSAD R. WATFA - Defendant  
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*Master and Registrar*  
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WHEREFORE THE PLAINTIFF CLAIM

- 1) Recovery of the sum of € 77,000.00 (Seventy-Seven Thousand Euros)
- 2) Damages for breach of contract
- 3) Interest on the said sum at 10% from 17<sup>th</sup> day of December, 2011 until judgment
- 4) Any further relief/s that this Honourable Court may deem fit and just.
- 5) Costs

  
C O U N S E L

*This Writ was issued by TANNER LEGAL ADVISORY of and whose address for Service is BOCKARIE CHAMBERS, RED LION BUILDING, NO. 65 SIAKA STEVENS STREET, Freetown Solicitors for the Plaintiff who resides at SPUR ROAD, FREETOWN aforesaid.*

  
TANNER LEGAL ADVISORY  
PLAINTIFF'S SOLICITORS

No. NTR



6057000  
NON-TAX REVENUE

OFFICIAL RECEIPT

NATIONAL REVENUE AUTHORITY

Original

MINISTRY/DEPT/AGENCY:

Location/Station

Date

Received from:

Address:

The Sum of:

Le 10,000.

being payment for the following type(s) of Revenue:

Revenue Code		Description	AMOUNT (in figures)
Old	New		
		136 work of	Le 10,000
Cashier		Name	Signature

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