

**IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION**

FSD CAUSE NO. 0010 OF 2016 (IMJ)

**IN THE MATTER OF A BANKRUPTCY PETITION AGAINST JOHN GORDON HEWITT,
OF UNIT NO. 27, OCEAN POINTE VILLAS, ANDRESEN ROAD, WEST BAY, GRAND
CAYMAN**

**ORDER AGAINST DEBTOR TO FILE STATEMENT OF AFFAIRS UNDER SECTION 32,
FOR MEETING OF CREDITORS UNDER SECTION 41, AND
FOR DEBTOR'S ATTENDANCE THEREAT
(Rule 40, Bankruptcy Rules)**

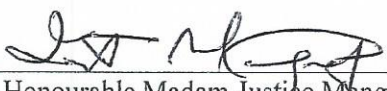
THE DEBTOR John Gordon Hewitt having failed to show cause against the Provisional Order made against him on 14 April 2016, it is hereby ordered that the said John Gordon Hewitt do within twenty-one days from the date of service hereof file in this Court a statement of his affairs verified by affidavit and containing the particulars specified by section 17 of the Bankruptcy Law, and notice is hereby given to the said John Gordon Hewitt that if the above statement be not filed within the required time he will be liable to have the Provisional Order against him made absolute and his bankruptcy gazetted.

AND IT IS FURTHER ORDERED that a general meeting of the creditors of the said John Gordon Hewitt be held at the Office of the Trustee in Bankruptcy, George Town, on the 21st day of July 2016 at 3 p.m. to consider whether the proceedings under the above petition shall be stayed and the affairs of the debtor wound up and his property administered under a deed of arrangement, or whether an adjudication of bankruptcy shall be made against the debtor.

AND IT IS FURTHER ORDERED that the said John Gordon Hewitt do and is hereby required to attend the said meeting at the time and place aforesaid and any adjournment thereof and to submit to such examination with respect to his property as the meeting may require.

IT IS ORDERED at the request of the debtor appearing this day in person, and by the consent of the petitioning creditor, that the affidavits and statements filed in this matter are released for inspection by members of the public in accordance with the provisions of Rule 81 of the Bankruptcy Rules.

GIVEN under the seal of the Court this 2nd day of June 2016.


The Honourable Madam Justice Mangatal
Judge of the Grand Court



THIS ORDER is filed by Hampson and Company, Attorneys-at-Law, attorney for the petitioning creditor, Tara Rivers, whose address for service is that of her said attorneys at Citrus Grove Building, Goring Avenue, P.O. Box 698, George Town, Grand Cayman KY1-1107

IN THE GRAND COURT OF THE CAYMAN ISLANDS
IN BANKRUPTCY
JOHN GORDON HEWITT

~~GC-198/13~~

FSD NO. 10/2016 (IMS)

VS

ATTORNEY GENERAL CAYMAN ISLANDS

DELANO SOLOMON ELECTIONS RETURNING OFFICER

TARA RIVERS



AFFIDAVIT OF VELMA HEWITT

I, VELMA HEWITT, OF BOX 30910, WEST BAY, GRAND CAYMAN, MAKE OATH AND SAY AS FOLLOWS:-

1. THAT I WAS A CANDIDATE WITH THE UDP PARTY IN THE MAY 2013 GENERAL ELECTIONS
2. THAT I PLACED FIFTH AND WAS NOT ELECTED TO OFFICE.
3. THAT SHORTLY AFTER THE ELECTIONS I WAS ASKED TO ATTEND A MEETING AT THE HOME OF MCKEEVA BUSH THE LEADER OF THE UDP
4. THAT I WAS CALLED TO THE MEETING TO DISCUSS BRINGING A CONSTITUTIONAL CHALLENGE TO THE ELECTION OF TARA RIVERS THE 2ND ELECTED MEMBER FOR WEST BAY DISTRICT
5. THAT I WAS NOT AWARE NOR HAD ANY PRIOR KNOWLEDGE THAT TARA RIVERS WAS AN AMERICAN CITIZEN AND HAD A WORK PERMIT WHILST LIVING AND WORKING IN THE UNITED KINGDOM.
6. THAT I INFORMED THE LEADER OF UDP THAT I WAS NOT COMFORTABLE DOING THE CHALLENGE AS IT WOULD APPEAR THAT I WAS A SORE LOSER, AND, SECONDLY THAT I WOULDN'T COMMIT TO SUCH A FINANCIAL OBLIGATION WITHOUT DISCUSSING SAME WITH MY HUSBAND, GORDON.
7. THAT I LEFT THE MEETING AND WENT HOME WHERE I DISCUSSED THE PROPOSAL WITH GORDON.
8. THAT AFTER A COUPLE OF DAYS GORDON DECIDED THAT HE WOULD INDEED LEND **HIS NAME ONLY** FOR THE CHALLENGE.
9. THAT GORDON AND I WENT TO STEVE MCFIELD'S OFFICE WHERE WE INFORMED MCFIELD THAT GORDON WOULD DO THE CHALLENGE IN NAME ONLY.
10. THAT STEVE INFORMED US THAT THERE WAS A SPONSOR FOR THE CHALLENGE AND THAT IT WOULD **NOT** BE OF ANY FINANCIAL COST TO US.
11. THAT WE WERE CALLED TO A MEETING AT THE BEACHCOMBER CONDOS, WB RD WHERE GORDON AGAIN EMPHASISED THAT IT WAS HIS **NAME ONLY** FOR THE CHALLENGE.
12. THAT WE WERE TOLD BY BUSH AND CONFIRMED BY MOXAM IN THE PRESENCE OF OTHERS THAT HE (MOXAM) WAS THE FINANCIAL BACKER FOR THE CHALLENGE.
13. THAT THOSE PRESENT AT THE MEETING WERE STEVE MCFIELD, MCKEEVA BUSH, RENARD MOXAM, NICK PAPADAKIS, HAIDI JAHFROUDI, JEWEL HYDES, GORDON AND I.

14. THAT I HEARD RENARD MOXAM AGREE THAT HE WAS THE SPONSOR FOR THE CHALLENGE.
15. THAT GORDON AND I HAVE SPENT FUNDS COVERING VARIOUS ITEMS FOR THE CHALLENGE SUCH AS WORK PERMITS, HOTEL COSTS, MEAL AND CAR RENTALS AND WERE NEVER REIMBURSED.
16. THAT AFTER WE LOST THE CHALLENGE WE WERE AGAIN CALLED TO BEACHCOMBER CONDOS AND IN THE PRESENCE OF OUR LAWYERS, STEVE MCFIELD AND ABE DABDOUB, WE WERE AGAIN ASKED TO USE **GORDON'S NAME ONLY** FOR THE APPEAL.
17. THAT AGAIN WE WERE INFORMED THAT ALL COSTS TO THE APPEAL WOULD BE COVERED AND NO EXPENSE OR FINANCIAL OBLIGATION TO US.
18. THAT WHEN MCFIELD RECEIVED THE BILL OF COSTS FROM HAMPSON & CO RE THE APPEAL THAT I PAID THE SUM OF KYD \$26,000.00 FROM MY RETIREMENT PAY-OUT.
19. THAT WHEN THE NEWS BROKE THAT THE COURTS HAD "ORDERED HEWITT TO PAY COSTS" WE COULD NOT GET IN CONTACT WITH RENARD MOXAM.
20. THAT WE SENT THE BILL TO THE UDP PARTY AND THEY REFUSED TO COVER THE COSTS.
21. THAT I SENT RENARD MOXAM WHATSAPP MESSAGES AND SAW THAT HE READ THE MESSAGES BUT HE NEVER WOULD REPLY.
22. THAT I PERSONALLY TOOK THE BUNDLE WITH THE BILLS FOR THE CHALLENGE TO RENARD MOXAM.
23. THAT RENARD MOXAM STATED HE WAS NOT PAYING THE BILL.
24. THAT I REMINDED MOXAM HE HAD AGREED AT A MEETING WITH UDP MEMBERS AND US AT BEACHCOMBER CONDOS TO PAY ALL COSTS ASSOCIATED WITH THE CHALLENGE AND THE SUBSEQUENT COST OF THE APPEAL.
25. THAT GORDON AND I HAVE EXHAUSTED ALL AVENUES WITHOUT SUCCESS TO HAVE THE UDP AND RENARD MOXAM TO SETTLE THE DEBTS FOR THE CHALLENGE AND APPEAL.
26. THAT I HAVE BEEN RELIABLY INFORMED THAT BEFORE I WAS CALLED TO THE HOME OFFICE OF MCKEEVA BUSH IN WEST BAY, THAT A MEETING WAS HELD PRIOR TO DISCUSS RIVERS ELECTION, THE CHALLENGE AND TO SECURE A SPONSOR.
27. THAT THE UNITED DEMOCRATIC PARTY NOW KNOWN AS CAYMAN DEMOCRATIC PARTY AND RENARD MOXAM ARE RESPONSIBLE FOR ALL THE COSTS AS THEY HAVE PROMISED IN THE PRESENCE OF GORDON AND I ALONG WITH OTHERS TO PAY THE COSTS OF THE CHALLENGE AND THE APPEAL.

Sworn to before me at West Bay, Grand Cayman
On the 31st day of May 2016


VELMA HEWITT


NOTARY PUBLIC/JUSTICE OF THE PEACE

Gordon Hewitt

From: **Gordon Hewitt**
[jghewitt@cwky.blackberry.net]
Sent: **Monday, August 17, 2015 10:45 AM**
To: **OPV 27 Gordon/ Velma Hewitt RGCS / CT**
Subject: **Letter to McKeeva**

McKeeva Bush

Cc:Tessa Bodden
Joe Marzouca
Renard Moxam
Haidi Jafroudi
Nick Papadakis
Steve McField

Dear McKeeva,

I was not threatening you. I have no interest in bringing any harm to you or the party.

My only interest is being able to live out my last years without undue difficulties because of promises that were made by members of the party, but not kept.

No one can deny that I made it clear from the start. I had NO money to spend on this pursuit, but would be happy to lend my name as the person bringing charges as long as the party covered ALL costs.

It was made clear to me that the party only needed my name, the money would be provided by Renard Moxam to cover all expenses (legal costs, hotel, food and incidental expenses).

My business has been suffering for some time because of the economy and being located in a declining centre that is rapidly losing tenants. Add to this the burden of spending money on lawyers, hotel, food & incidental expenses, none of which has been reimbursed. I am practically broke. I put the party ahead of my business at a time when my business needed my full attention.

This all started the day attorney Abe Dabdoub, arrived at the hotel.

I got a call at work that Abe was at the hotel but they wouldn't check him in without cash or a credit card. Renard couldn't be located so It was up to me to leave work and bring a credit card to the hotel ASAP. Mustn't embarrass the party. The cash would come in soon. Then of course, he had to be taken out to dinner at Pappagallo's on my credit card, you remember, you were there.

It was always the same story. We can't find Renard, just put it on your credit card, the money will be reimbursed soon.

After we lost the first challenge we were asked to come to a meeting at Haidi and Nick's home at Beachcomber to discuss whether or not the party should appeal. At this meeting Renard strongly recommended going forward with the appeal, making the point that it had to be in my name. He also made a point to thank me for what I had done for the party and asked me if I would continue as the party figurehead through the appeal process.

I am not politically savvy in the way of Caymanian politics, but It was made very clear by the people attending this meeting that I had the financial backing of the party, through the largesse of Renard. I agreed to continue my role as party figurehead.

Needless to say, no cash has come in. We turned all expense receipts over to Steve but he couldn't find anyone willing to pay them. We soon learned that Renard had dropped out of the party and refused to honor his commitments.

Velma was forced to make the first large cash outlay from her retirement settlement.

Now we are in the position of being threatened with bankruptcy if we don't pay the additional US\$138,666.79 to Tara's attorney. If they take everything we own that won't be enough to satisfy the debt. When the court first ruled that I would have to pay this additional amount Velma went to see you. You stated that she shouldn't worry, you told her "this will be taken care of".

So, McKeever, we need your help. What do you suggest we do? Yes, we were naïve, but what we did was for the sake of the party. We believed that the people involved were honest and trustworthy. It never occurred to us that the party would follow Renard's lead and also renege on the agreement and "throw us under the bus".

Will you help us to resolve this? We need to be free of this financial burden as was promised to us before any action was started and reiterated at the Beachcomber meeting or we will literally be left destitute. Not a happy thought for a 78 year old man.

Sincerely,
John (Gordon) Hewitt

IN THE GRAND COURT ELECTION PETITION
~~IN BANKRUPTCY~~
JOHN GORDON HEWITT

~~CAUSE NO 198/13~~

FSD NO. 10/2016 (12)

VS

ATTORNEY GENERAL CAYMAN ISLANDS

DELANO SOLOMON ELECTIONS RETURNING OFFICER

TARA RIVERS



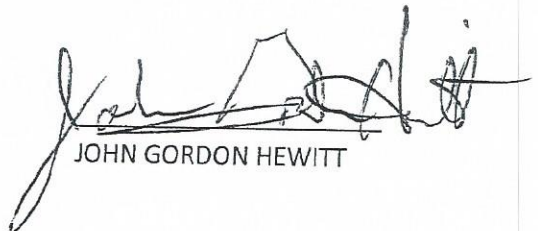
AFFIDAVIT OF JOHN GORDON HEWITT


I, JOHN GORDON HEWITT, OF BOX 30910, WEST BAY, GRAND CAYMAN, MAKE OATH AND SAY AS FOLLOWS:-

1. THAT I AM THE PETITIONER IN THE GRAND COURT CONSTITUTIONAL CHALLENGE GC 198/13
2. THAT I AM THE SPOUSE OF VELMA POWERY HEWITT WHO WAS A CANDIDATE IN THE 2013 GENERAL ELECTION.
3. THAT AFTER THE ELECTION WAS OVER, MY WIFE, VELMA POWERY HEWITT RETURNED HOME AFTER A MEETING WITH MCKEEVA BUSH AND INFORMED ME THAT HE HAD TOLD HER THAT THERE SHOULD BE A CONSTITUTIONAL CHALLENGE AGAINST TARA RIVERS.
4. THAT MCKEEVA BUSH SAID THAT IT COULDN'T BE THE UDP PARTY THAT APPEALED AND THAT MR BUSH SAID I WOULD BE THE BEST PERSON TO BE THE PETITIONER SO THAT THE UDP PARTY WOULD NOT APPEAR TO BE INVOLVED. SHE SAID HE TOLD HER THAT HE COULD NOT BE INVOLVED.
5. THAT I AGREED TO BE THE PETITIONER ON ONE CONDITION: - THAT I WOULD NOT BE RESPONSIBLE FOR ANY FUNDING OF THE CHALLENGE AND THAT THE UDP WOULD HAVE TO GUARANTEE THAT NO COSTS FOR THE CHALLENGE WOULD HAVE TO BE PAID BY ME.
6. THAT I RELATED THAT CONDITION TO STEVE MCFIELD, AT HIS OFFICE, WHOM I KNOW TO BE A UDP CONSULT. MCFIELD AGREED TO RELAY THE CONDITION TO THE UDP PARTY AND GET BACK TO ME.
7. THAT STEVE MCFIELD SUMMONSED ME TO HIS OFFICE TO A SECOND MEETING WITH THE CONFIRMATION THAT THE UDP PARTY WOULD COVER ALL COSTS INVOLVED IN THE PETITION.
8. THAT THE UDP PARTY HAD SECURED A FINANCIAL BACKER FOR THE CHALLENGE, RENARD MOXAM, A 2013 UDP CANDIDATE FOR GEORGE TOWN, WHO HAD AGREED TO FUND ALL EXPENSES ON BEHALF OF THE UDP PARTY.

9. THAT ON MY CONDITION, WITH NO FINANCIAL OBLIGATIONS BY ME BEING CONFIRMED, I AGREED TO BE THE PETITIONER, **IN NAME ONLY**.
10. THAT WHEN THE SPECIAL CONSUL ARRIVED ON ISLAND FROM JAMAICA AND THE USA, I RECEIVED A CALL FROM STEVE MCFIELD THAT MR MOXAM WASN'T AVAILBALE AND THAT THE HOTEL WOULDN'T CHECK THEM IN WITHOUT ADVANCE PAYMENT.
11. THAT I WAS ASKED TO COME TO THE HOTEL AND PUT THE BILL ON MY CREDEIT CARD AND THAT MR MOXAM WOULD REIMBURSE ME LATER. THIS WAS REPEATED WHEN VELMA AND I, MR. & MRS BUSH AND STEVE MCFIELD TOOK THEM TO DINNER AR PAPPAGALLOS.
12. THAT MR MOXAM CONTINUED TO BE UNAVAILABLE WHEN MONEY WAS NEEDED TO FUND ANYTHING INVOLVING THE PETITION. I CONTINUED TO PAY, WITH THE UDP PARTY ASSURING ME EACH OCCASION THAT MR. MOXAM WOULD SETTLE WITH ME LATER.
13. THAT WHEN THE CHALLENGE WAS DENIED IN COURT, VELMA AND I WERE AGAIN SUMMONSED TO A RECAP MEETING AT THE HOME OF NICK PAPADAKIS, HAIDID JAHFROUDI, ATTENDED BY THE UDP PARTY ELITE, INCLUDING RENARD MOXAM.
14. THAT THE QUESTION OF APPEALING THE COURT'S DECISION WAS DISCUSSED. RENARD SPOKE IN FAVOR STATING THAT HE WOULD BE THE FINANCIAL BACKER FOR THE APPEAL BUT THAT I WOULD HAVE TO BE THE PERSON MAKING THE APPEAL. I AGREED AND REMINDED HIM (MOXAM) THAT HE HAD NOT YET REIMBURSED ME FOR ANY OF THE FRONTED EXPENSES. HE TOLD ME TO NOT WORRY, THAT HE WOULD BE GOOD FOR THE MONEY.
15. THAT THERE WAS NO DISSENTERS AT THE MEETING, AS EVERYONE PRESENT AGREED TO GO FORWARD WITH THE APPEAL.
16. THAT THE APPEAL WAS DENIED.
17. THAT WHEN HAMPSON & CO SENT THE BILL TO MCFIELD'S OFFICE, THAT IT WAS PAID FROM THE FUNDS MY WIFE RECEIVED AS HER RETIREMENT PACKAGE. (COPIES ENCLOSED)
18. THAT THREE (3) YEARS LATER, I HAVE NOT RECEIVED THE FUNDS FROM THE UDP PARTY, AS WAS PROMISED, TO CLEAR THE CONSTITUTIONAL CHALLENGE COSTS.
19. THAT THE DEBT OF THE CONSTITUTIONAL CHALLENGE GC 198/2013 IS STILL OUTSTANDING.
20. THAT I HAVE RECEIVED A NOTIFICATION FROM LANDS & SURVEY DEPT, THAT TARA RIVERS HAS PLACED A LIEN ON OUR HOME. (COPY ATTACHED).

Sworn to before me at West Bay, Grand Cayman,
On the 31st day of May 2016


JOHN GORDON HEWITT


NOTARY PUBLIC/JUSTICE OF THE PEACE

IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION

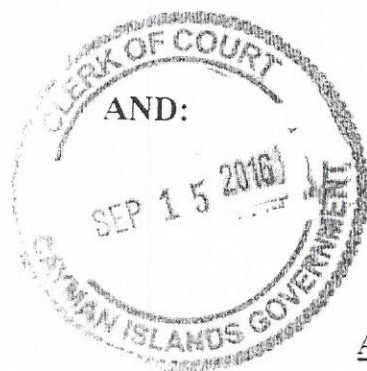
FSD CAUSE NO. 0010 OF 2016 (IMJ)

IN THE MATTER OF A BANKRUPTCY PETITION AGAINST JOHN
GORDON HEWITT, OF UNIT NO. 27, OCEAN POINTE VILLAS,
ANDRESEN ROAD, WEST BAY, GRAND CAYMAN

BETWEEN:

TARA RIVERS

PETITIONER



AND:

JOHN GORDON HEWITT

RESPONDENT



AFFIDAVIT OF A. STEVE MCFIELD


A. Steve McField, of Bodden Town, Grand Cayman, Make oath and Say as follows:-

1. That I am a qualified and practicing attorney in the Cayman Islands.
2. That I represented John Gordon Hewitt in the Election Challenge QC 198/13.
3. At a gathering of members of the United Democratic Party (UDP) at the Residence of a UDP member on the Seven Mile Beach Road following the 23 May 2013 General Election, at which I was present together with the Hon. McKeeva Bush, Mr. Renard Moxam, Ms. Jewell Hydes and

several others, the question of a challenge to Tara Rivers election in the Electoral District of West. Came up for discussion.

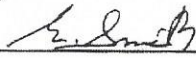
4. I was asked for my input into the method of challenge, as Rivers was an American Citizen and carried an American Passport. I gave my opinion. The gathering decided that Rivers' Election should be challenged. It was decided to elect Mr. Gordon Hewitt as an elector in the District of West Bay to mount the challenge. The only problem with Mr. Hewitt making the challenge was that he had no funds to do so. That is when Mr. Renard Moxam stated that he would advance funds to cover the Costs of Rivers challenge before the Court.
5. I subsequently conveyed Mr. Moxam's position for the challenger's cost to Mr. Hewitt. Mr. Hewitt willingly agreed to challenge Rivers election on the understanding that he would not be liable for cost and expences as those cost and expences were to be Mr. Moxam's.
6. Subsequently, I received retainer for leading Counsel Mr. Dabdoub and myself to cover Work Permit, Fees, Call Fees and Air Fare from Mr. Moxam. The Challenge was brought into the Grand Court. I acted as instructing Counsel to Mr. Dabdoub.
7. The challenge was not successful. A decision by the same members was taken to appeal. At the time Mr. Dabdoub was present. He outlined what could possibly be achieved. Mr. Moxam again stated that he would pay the appeal cost. That consideration could have been in the light of the fact that at the delivery of the Grand Court Judgment, the Hon. Chief Justice Smellie QC stated that he was not minded to award cost because the challenge was not frivolous nor vexatious, and was a matter of Public Interest, clarifying the relevant sections of the Constitution or words to that effect.

8. The appeal was also lost. Subsequently the Hon. Chief Justice awarded cost. The Court of Appeal also awarded Cost. However, I nor Mr. Dabdoub was paid our fee. Mr. Moxam refused to pay Mr. Hewitt's cost any further funds other than the initial Retainer.


A. Steve McField

Sworn to this
13th day of September 2016

Before me at George Town,
Grand Cayman


Notary Public