

***IN THE BAHAMAS COURT OF APPEAL
CRIMINAL AND CIVIL APPEALS
CAUSE LIST FOR THE MONTH OF MAY 2023***

CORAM

CAIS No.

**AMENDED CAUSE LIST
AS OF 19th MAY, 2023**

CAIS No.

MONDAY 1ST MAY 2023

The Hon. Sir Michael Barnett, P. Kt.

The Hon. Mr. Justice Evans, JA.

The Hon. Sir Brian Moree, JA, Kt.

MAGISTRATE COURT CRIMINAL APPEAL

94/2022

JUAN ANTONIO TORRES CABRERA

12:30 P.M.

VS.

COMMISSIONER OF POLICE

(Substantive Appeal, Possession of Dangerous Drugs with Intent to supply and Importation of Dangerous Drugs with Intent to supply, Adj. from 3rd April 2023
CML Chambers and Director of Public Prosecutions)

SUPREME COURT CIVIL APPEALS

63/2019

DR. ANTHONY W.D. CAREY

12:30 P.M.

AND

VALDERINE HENEFIELD

(Application for Restoration of Appeal
Meridian Law Chambers and Deleveaux, Godet & Co.)

The Hon. Sir Michael Barnett, P. Kt.

The Hon. Mr. Justice Isaacs, JA

The Hon. Mr. Justice Evans, JA.

70/2023

RBC ROYAL BANK (BAHAMAS) LIMITED

12:30 P.M.

AND

CELEBRATING WOMEN INTERNATIONAL LTD.

(Stay Application, Adj. from 18th April, 2023
Higgs & Johnson and Monique V. A. Gomez & Co.)

TUESDAY 2ND MAY 2023

The Hon. Sir Michael Barnett, P. Kt
 The Hon. Mr. Justice Evans, JA
 The Hon. Madam Justice Charles, JA

SUPREME COURT CIVIL APPEALS

9/2022

LINCOLN BAIN

10:00 A.M.

BANI SHOE WAREHOUSE CO. LTD.

AND

ZINNIA ROLLE

(Conditional Leave Application to Appeal to the Privy Council
 World Legal Services, Dulwich Law Chambers and Pyform Farrington
 Chambers)

5/2023

CARLA ANITA CECEILA BRAYNEN TURNQUEST

11:00 A.M.

AND

WATER & SEWERAGE CORPORATION

(Substantive Appeal, Conveyance
 Rolle & Rolle Chambers and Meridian Chambers)

WEDNESDAY 3RD MAY 2023

The Hon. Mr. Justice Isaacs, JA
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Sir Brian Moree, JA, Kt.

SUPREME COURT CONSTITUTIONAL APPEAL

76/2022

MARCO OLIVER

10:00A.M

VS

DIRECTOR OF PUBLIC PROSECUTIONS

(EOT/Substantive Hearing, Constitutional Motion
 Adj. from 4th April 2023

Office of the Public Defender and Director of Public Prosecutions)

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SUPREME COURT CIVIL APPEAL36/2022**GUSTAVUS FERGUSON**11:00 A.M.**AND****BUILDING CONTROL OFFICER**

(Application for Conditional Leave to Appeal to the Privy Council
Bootle Williams & Co. and Office of the Attorney General)

THURSDAY 4TH MAY 2023**The Hon. Sir Michael Barnett, P. Kt****The Hon. Mr. Justice Jones, JA****The Hon. Mr. Justice Evans, JA.**SUPREME COURT CIVIL APPEAL112/2022**GLENDON E. ROLLE**10:00 A.M.

(t/a Lord Ellor & Co.)

AND**SCOTIABANK (BAH.) LTD.**

(Substantive Appeal

Johnson Hassan & Co. and Graham Thompson Chambers)

MAGISTRATE COURT CRIMINAL APPEAL17/2023**LAMARKO THOMPSON**11:00 A.M.**VS.****COMMISSIONER OF POLICE**

(Substantive Appeal, Possession of Unlicensed Firearm and Ammunition
Ian Cargill & Co. and Director of Public Prosecutions)

FRIDAY 5TH MAY 2023**Reading Day**

MONDAY 8TH MAY 2023

The Hon. Mr. Justice Roy Jones, JA
 The Hon. Mr. Justice Evans, JA.
 The Hon. Sir Brian Moree, J.A. Kt.

SUPREME COURT CIVIL APPEAL**2/2023****JERONE THOMPSON****10:00 A.M.****JEMEKO THOMPSON****ATTORNEY GENERAL****AND****LYNDEN SAUNDERS**

(Substantive Appeal, Damages

McKay & Moxey and Office of the Attorney General)

TUESDAY 9TH MAY 2023

The Hon. Sir Michael Barnett, P. Kt
 The Hon. Mr. Justice Evans, JA
 The Hon. Madam Justice Charles, JA

SUPREME COURT CRIMINAL APPEAL**87/2023****SOLOMON LAMEECH WILLIAMS****10:00 A.M.****aka SOLOMON HIGGS****VS.****DIRECTOR OF PUBLIC PROSECUTIONS**

(Application for Bail, Armed Robbery

Pro Se and Director of Public Prosecutions)

The Hon. Mr. Justice Jones, JA
 The Hon. Mr. Justice Evans, JA
 The Hon. Madam Justice Charles, JA

SUPREME COURT CIVIL APPEAL**7/2023****DERICK MUNNINGS****10:00 A.M.****AND****EDWARD ROKER**

(Substantive Appeal, Mortgage

Bootle Williams & Co. Chambers and Munroe & Associates Chambers)

WEDNESDAY 10TH MAY 2023

The Hon. Sir Michael Barnett, P. Kt
The Hon. Sir Brian Moree, J.A. Kt
The Hon. Madam Justice Charles, JA

MAGISTRATE COURT CRIMINAL APPEAL

19/2023

ANWAR STRACHAN

10:00 A.M. VS.

COMMISSIONER OF POLICE

(Substantive Appeal, Possession of Unlicensed Firearm and Possession of Ammunition with intent to supply component part **C.A. Dorsette & Co.** and Director of Public Prosecutions)

MAGISTRATE COURT CRIMINAL APPEAL

125/2022

COMMISSIONER OF POLICE

11:00 A.M. VS.

LLOYD MADER

(Substantive Appeal, Possession of Unlicensed Firearm and Possession of Ammunition
Director of Public Prosecutions and Pro Se)

THURSDAY 11TH MAY 2023

The Hon. Sir Michael Barnett, P. Kt
The Hon. Mr. Justice Isaacs, JA
The Hon. Madam Justice Charles, JA

SUPREME COURT CRIMINAL APPEAL

42/2023

MARVIN AUGUSTIN

10:00 A.M. VS.

DIRECTOR OF PUBLIC PROSECUTIONS

(Bail Application, Murder
Ian D. Cargill & Co. Chambers and Director of Public Prosecutions)

FRIDAY 12TH MAY 2023*Reading Day***MONDAY 15TH MAY 2023**

The Hon. Mr. Justice Isaacs, JA
 The Hon. Mr. Justice Evans, JA.
 The Hon. Madam Justice Charles, JA

SUPREME COURT CIVIL APPEAL**8/2023****ANNISCHKA HOLMES MONCUR**

(In her capacity as Executrix of the Estate of Yvonne Marie Williams)

10:00 A.M.**AND****NORMA WILLIAMS**

(In her capacity as Administrator of the Estate of Zerline Mildred Williams)

(EOT Hearing, Property

Davis & Co. and **S. Bodie & Associates Chambers**)**TUESDAY 16TH MAY 2023**

The Hon. Sir Michael Barnett, P. Kt
 The Hon. Mr. Justice Isaacs, JA
 The Hon. Mr. Justice Evans, JA.

SUPREME COURT CRIMINAL APPEALS**16/2023****ROSE ADALINE DORESTIL****(a.k.a.) ROLANDA DORESTIL VGNACE****10:00 A.M.** **VS.****DIRECTOR OF PUBLIC PROSECUTIONS**

(Substantive Hearing, Application for Remand Time

Pro Se and Director of Public Prosecutions

45/2022**WARREN FARQUHARSON****11:00 A.M.** **GAYLE FARQUHARSON****AND****RAINBOW BAY PROPERTY OWNERS****ASSOCIATION LIMITED**(Application for Conditional Leave to Appeal to the Privy Council
Atlaw Chambers and Ginton, Sweeting & O'Brien Chambers)

WEDNESDAY 17th MAY 2023

The Hon. Sir Michael Barnett, P. Kt
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Mr. Justice Jones, JA

SUPREME COURT CIVIL APPEAL

118/2022

RAMON LOP

10:00 A.M. AND

**ATTORNEY GENERAL OF THE BAHAMAS
 MINISTER OF IMMIGRATION
 DIRECTOR OF IMMIGRATION
 OFFICER IN CHARGE OF THE CARMICHAEL
 DETENTION CENTRE**

(Substantive Appeal, Damages
 Callenders & Co. and Office of the Attorney General)

THURSDAY 18th MAY 2023

The Hon. Sir Michael Barnett, P. Kt
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Mr. Justice Jones, JA

SUPREME COURT CIVIL APPEAL

139/2022

OUSMAN BOJANG

10:00 A.M. AND

**ATTORNEY GENERAL OF THE BAHAMAS
 MINISTER OF IMMIGRATION
 DIRECTOR OF IMMIGRATION
 OFFICER IN CHARGE OF THE CARMICHAEL
 DETENTION CENTRE**

(Substantive Appeal, Damages
 Callenders & Co. and Office of the Attorney General)

MONDAY 22ND MAY 2023

The Hon. Sir Michael Barnett, P. Kt
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Mr. Justice Evans, JA.

SUPREME COURT CIVIL APPEAL

121/2022 ISLAND HOTEL CO. LTD.

10:00 A.M. AND

WINIFRED TOOTE

(Substantive Hearing, Unfair Dismissal Damages

Adj. from 28th March 2023

Harry B. Sands, Lobosky & Co. and Obie Ferguson & Co.)

The Hon. Sir Michael Barnett, P. Kt.
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Mr. Justice Evans, JA.

SUPREME COURT CIVIL APPEAL

61/2021 TERRANCE LEROY OUTTEN, JR.

10:00 A.M. AND

ALLISTINA ANYA OUTTEN (nee BROWN)

(a.k.a.) ALLASTINA ANYA OUTTEN)

(Application for Modification/Variation of Consent Order

Providence Law and Executive Law Advocates)

The Hon. Mr. Justice Isaacs, JA
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Mr. Justice Evans, JA.

SUPREME COURT CRIMINAL APPEAL

100/2023 ELWOOD DONALDSON

11:00 A.M. VS.

DIRECTOR OF PUBLIC PROSECUTIONS

(Certificate of Urgency Application, Evidence by way of live video link

Ian D. Cargill & Co. and Director of Public Prosecutions

TUESDAY 23RD MAY 2023

The Hon. Mr. Justice Isaacs, JA
 The Hon. Mr. Justice Evans, JA
 The Hon. Sir Brian Moree, J.A. Kt

SUPREME COURT CIVIL APPEAL

127/2022

JOANN MOSS DECOSTA

10:00 A.M.

AND

MARTIN KEMP

(Substantive Hearing

EDM Law Group and Kingdom Law Advocates)

WEDNESDAY 24TH MAY 2023

The Hon. Sir Michael Barnett, P. Kt.
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Madam Justice Charles, JA

SUPREME COURT CRIMINAL APPEAL

124/2022

CHERVIN GUEPSON BROWN

10:00 A.M.

VS.

DIRECTOR OF PUBLIC PROSECUTIONS

(EOT/Substantive Hearing, Unlawful Sexual Intercourse

Adj. from 13th April, 2023

Philip Hilton & Co. and Director of Public Prosecutions

THURSDAY 25th MAY 2023

The Hon. Sir Michael Barnett, P. Kt.
 The Hon. Madam Justice Crane- Scott, JA
 The Hon. Mr. Justice Jones, JA.

SUPREME COURT CIVIL APPEAL**127/2021****JOSEPH AMIHERE****10:00 A.M****AND****THE HON. CARL BETHEL****In the capacity as Attorney General****BRENT SYMONETTE****In the capacity as Minister of Immigration****WILLIAM PRATT****In his capacity as Director of Immigration****PETER JOSEPH****In his capacity as Officer in Charge of Carmichael
Detention Centre****(Substantive Hearing, Assessment of Damages****Adj. from 15th March 2023****Callendars & Co. and Office of the Attorney General)****FRIDAY 26TH MAY 2023****Reading Day****MONDAY, 29TH MAY 2023****Whit Monday Holiday**

TUESDAY, 30TH MAY 2023

The Hon. Sir Michael Barnett, P. Kt

The Hon. Mr. Justice Isaacs, JA

The Hon. Mr. Justice Jones, JA.

SUPREME COURT CIVIL APPEAL

44/2023

10:00 A.M.

FAIRWAY PROPERTY MANAGERS LIMITED

AND

BIMINI BAY HOMEOWNERS ASSOCIATIONS LIMITED

RAV BAHAMAS LIMITED

BIMINI BAY PHASE 1-A2, 1-A3, 1-B1-1-B4, 1-C1-1-C3

(EOT Hearing /Leave to Apply Interlocutory Order

Commercial Law Advocates, Martin Global Law and Rolle & Rolle,
McKinney Bancroft & Hughes)

WEDNESDAY, 31TH MAY 2023

The Hon. Sir Michael Barnett, P. Kt

The Hon. Mr. Justice Isaacs, JA

The Hon. Mr. Justice Evans, JA.

SUPREME COURT CRIMINAL APPEAL

37/2023

10:00 A.M.

DIRECTOR OF PUBLIC PROSECUTIONS

VS.

SAMUEL FERGUSON (a.k.a. Moses)

(Substantive Appeal, Attempted Murder, Possession of Firearm

with Intent to put another in fear, Possession off an Unlicensed Firearm
and Unlawful Possession of Ammunition

Director of Public Prosecutions and Pro Se)

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116/2022
11:00 A.M.

SUPREME COURT CIVIL APPEAL
MIRIAM BERNADETTE LEWIS
AND
THE BANK OF NOVA SCOTIA TRUST CO. (BAH) LTD.
(Substantive Appeal, Termination of Employment Contract
Arthur L. Minns and Graham Thompson Chambers)

DATED THIS 19th DAY OF MAY 2023

Dellarese B. Lightbourn
(for) Registrar
Court of Appeal
Commonwealth of The Bahamas