

***IN THE BAHAMAS COURT OF APPEAL
CRIMINAL AND CIVIL APPEALS
CAUSE LIST FOR THE MONTH OF FEBRUARY 2024***

CORAM

CAIS No.

CAIS No. **Amended Cause List**

THURSDAY 1st FEBRUARY 2024

The Hon. Sir Michael Barnett, P
The Hon. Mr. Justice Smith, JA
The Hon. Mr. Justice Turner, JA

MAGISTRATE COURT CRIMINAL APPEALS

172/2022 **JOHNATHAN PIERRE**

10:00 A.M. **VS.**

THE COMMISSIONER OF POLICE

(EOT/Substantive Hearing, Housebreaking, Resisting Arrest,
Stealing

Pro Se and Director of Public Prosecutions)

The Hon. Madam Justice Crane-Scott, JA
The Hon. Mr. Justice Smith, JA
The Hon. Mr. Justice Turner, JA

173/2023 **GODFREY DEON MINNIS**

10:00 A.M. **VS.**

THE COMMISSIONER OF POLICE

(EOT / Substantive Hearing, Possession of Unlicensed Firearm
and Possession of Ammunition

Adj. from 6th December 2023

Pro Se and Director of Public Prosecutions)

FRIDAY 2ND FEBRUARY 2024

Reading Day

MONDAY 5TH FEBRUARY 2024

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

SUPREME COURT CIVIL APPEAL

4/2023

Braedon Fowler (an infant)

10:00 A.M. **BRIDGETTE SAWYER** (his Mother)

BRIDGETTE SAWYER

AND

DR. HORIZONTAL A. SIMMONS

EILEEN McCLAIN

DOCTORS HOSPITAL

(EOT / Substantive Hearing, Negligence

Adj. from 31st October 2023

Pro Se, Lord Ellor & Co. and Graham Thompson & Co.)

TUESDAY 6TH FEBRUARY 2024

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

SUPREME COURT CRIMINAL APPEAL

22/2023

VERNAL JOHNSON

10:00 A.M. **VS.**

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Murder

Adj. from 29th November 2023

R. A. Farquharson & Co. and Director of Public Prosecutions)

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

MAGISTRATE COURT CRIMINAL APPEAL

185/2023 **JAMES HART**

10:00 A.M. **VS.**

COMMISSIONER OF POLICE

**(EOT / Substantive Hearing, Possession of Unlicensed Firearm
and Possession of Ammunition**

Adj. from 14th December 2023

CA Dorsett & Co. and Director of Public Prosecutions)

The Hon. Sir Michael Barnett, P
The Hon. Mr. Justice Smith, JA
The Hon. Mr. Justice Turner, JA

SUPREME COURT CIVIL APPEALS

51/2023 **DOMEK D. ROLLE**

52/2023 **AND**

12:30 P.M. **THE BAHAMAS BAR COUNCIL**

(Substantive Hearing, Misconduct

Adj. from 31st January 2024

R. A Farquharson & Co. and McKinney Bancroft & Hughes)

WEDNESDAY 7TH FEBRUARY 2024

The Hon. Madam Justice Crane-Scott, JA

The Hon. Mr. Justice Smith, JA

The Hon. Mr. Justice Turner, JA

SUPREME COURT CIVIL APPEAL

74/2023

DENNIS WILLIAMS

10:00 A.M.

ROSALIE McKENZIE

(Trustees of The Bahamas Supermarkets Employee Retirement Fund)

AND

AML FOODS LTD.

BSL RETIREMENT PLAN LTD.

WHANSLAW TURNQUEST

(Representative of the Beneficiaries of BSL Profit Sharing Retirement Plan)

ABDAB PROPERTIES LTD.

(Substantive Hearing

Adj. from 6th December 2023

Minnis & Co., Lennox Paton, Desmond Edwards & Co.,

Martin Global, and Sharon Wilson & Co.)

The Hon. Sir Michael Barnett, P

The Hon. Mr. Justice Isaacs, JA

The Hon. Madam Justice Charles, JA

SUPREME COURT CIVIL APPEAL

79/2023

LARRY A. FERGUSON

10:00 A.M.

AND

RBC ROYAL BANK (BAHAMAS) LIMITED

(Conditional Leave to Appeal to the Privy Council

Adj. from 31st January 2024

Commercial Law Advocates, Martin & Martin and
Higgs & Johnson)

THURSDAY 8TH FEBRUARY 2024

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

SUPREME COURT CRIMINAL APPEAL

39/2023 **BM**

10:00 A.M. **VS.**

DIRECTOR OF PUBLIC PROSECUTIONS
(Substantive Hearing,
Adj. from 11th December 2023
CG Chambers and Director of Public Prosecutions)

The Hon. Sir Michael Barnett, P
The Hon. Mr. Justice Smith, JA
The Hon. Mr. Justice Turner, JA

INDUSTRIAL TRIBUNAL APPEAL

123/2023 **PT GRAND BAHAMA LTD.**

11:00 A.M. **d/b/a POLLO TROPICAL RESTAURANT**
AND

ARLENE BETHEL

(Substantive Hearing, Unfair Dismissal
Adj. from 14th December 2023
Harry B. Sands Lobosky & Co. and Pro Se)

FRIDAY 9TH FEBRUARY 2024

Reading Day

MONDAY 12TH FEBRUARY 2024

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

SUPREME COURT CRIMINAL APPEALS

164/2022 RAQUEL JOHNSON

10:00 A.M. VS.

DIRECTOR OF PUBLIC PROSECUTIONS
 (Substantive Hearing, Murder and Armed Robbery
 Schreiner Smith & Co. and Director of Public Prosecutions)

30/2023 RICHARD BEVANS

10:00 A.M. VS.

DIRECTOR OF PUBLIC PROSECUTIONS
 (Substantive Hearing, Murder and Armed Robbery
 Pro Se and Director of Public Prosecutions)

The Hon. Sir Michael Barnett, P
 The Hon. Mr. Justice Smith, JA
 The Hon. Mr. Justice Turner, JA

MAGISTRATE COURT CRIMINAL APPEALS

172/2022 JOHNATHAN PIERRE

10:00 A.M. VS.

THE COMMISSIONER OF POLICE
 (EOT / Substantive Hearing, Housebreaking, Resisting Arrest,
 Stealing, Adj. from 1st February 2024
 Pro Se and Director of Public Prosecutions)

TUESDAY 13TH FEBRUARY 2024

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

SUPREME COURT CIVIL APPEAL

55/2023 CLEARVIEW MANAGEMENT LTD.
10:00 A.M. (D.B.A. SANDALS RESORTS (EMERALD BAY) EXUMA)
AND
HILARENA NIXON
 (EOT / Substantive Hearing, Assessment of Damages
 Baycourt Chambers and Mackay & Moxey Chambers)

WEDNESDAY 14TH FEBRUARY 2024

The Hon. Madam Justice Charles, JA
 The Hon. Mr. Justice Smith, JA
 The Hon. Mr. Justice Turner, JA

SUPREME COURT CRIMINAL APPEALS

76/2023 RASHAD JOHNSON
10:00 A.M. VS.
DIRECTOR OF PUBLIC PROSECUTIONS
 (EOT / Substantive Hearing, Assault with Intent to Rape
 Milton Cox and Director of Public Prosecutions)

85/2023 DIRECTOR OF PUBLIC PROSECUTIONS
11:00 A.M. VS.
TIMOTHY GOODING COLE
 (Substantive Hearing, Verdict of Acquittal, Armed Robbery
 Director of Public Prosecutions and Pro Se)

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The Hon. Sir Michael Barnett, P
 The Hon. Mr. Justice Smith, JA
 The Hon. Mr. Justice Turner, JA

MAGISTRATE COURT CRIMINAL APPEALS

172/2022 JOHNATHAN PIERRE

10:00 A.M. VS.

THE COMMISSIONER OF POLICE

(EOT / Substantive Hearing, Housebreaking, Resisting Arrest,
 Stealing, Adj. from 12th February 2024
 Pro Se and Director of Public Prosecutions)

THURSDAY 15TH FEBRUARY 2024

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

MAGISTRATE COURT CRIMINAL APPEAL

116/2023 DEON BURROWS

10:00 A.M. VS.

COMMISSIONER OF POLICE

(EOT/Substantive Hearing, Possession of Unlicensed Firearm,
 Possession of Ammunition and Assault with a Deadly Weapon
 Pro Se and Director of Public Prosecutions)

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

SUPREME COURT CIVIL APPEAL

88/2023 COMMISSIONER OF POLICE

10:30 A.M. MINISTRY OF NATIONAL SECURITY

AND

SGT. 2375 THEODORE M. NEILLY

(Conditional Leave to Appeal to the Privy Council
 Office of the Attorney General and Themis Law Chambers)

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

6/2024 **DLC INVESTMENTS LIMITED**

10:30 A.M. **AND**

DONALD COOPER

AND

BAHAMAS RESOLVE LIMITED

(Certificate of Urgency Application

Ron O. Pinder and McKinney, Bancroft & Hughes Chambers)

FRIDAY 16th FEBRUARY 2024

Reading Day

MONDAY 19TH FEBRUARY 2024

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

SUPREME COURT CRIMINAL APPEAL

120/2023 **GARNETT THOMPSON**

10:00 A.M. **VS.**

DIRECTOR OF PUBLIC PROSECUTIONS

(Bail Hearing, Rape, Burglary

Ian Cargill & Co and Director of Public Prosecutions)

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

SUPREME COURT CRIMINAL APPEAL

164/2022 **RAQUEL JOHNSON**

10:00 A.M. **VS.**

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Murder and Armed Robbery

Adj. from 12th February 2024

Schreiner Smith & Co. and Director of Public Prosecutions)

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SUPREME COURT CRIMINAL APPEAL**30/2023****RICHARD BEVANS****10:00 A.M.** **VS.****DIRECTOR OF PUBLIC PROSECUTIONS****(Substantive Hearing, Murder and Armed Robbery****Adj. from 12th February 2024****Pro Se and Director of Public Prosecutions)****SUPREME COURT CIVIL APPEAL****110/2022****BUCKEYE BAHAMAS HUB LIMITED****10:30 A.M.** **AND****PEDRO KNOWLES****SYNGAD SERVICES LIMITED****(Application for Reconsideration****Higgs & Johnson, Harry B. Sands, Lobosky & Co. and****Moxey Law Chambers)****TUESDAY 20TH FEBRUARY 2024**

The Hon. Sir Michael Barnett, P

The Hon. Mr. Justice Isaacs, JA

The Hon. Madam Justice Crane-Scott, JA

SUPREME COURT CRIMINAL APPEAL**180/2023****TREVON STEVENS****10:00 A.M.** **VS.****DIRECTOR OF PUBLIC PROSECUTIONS****(Bail Hearing, Kidnapping, Murder****Pro Se and Director of Public Prosecutions)****SUPREME COURT CRIMINAL APPEAL****143/2023****JAMES RECKLEY****10:30 A.M.** **VS.****DIRECTOR OF PUBLIC PROSECUTIONS****(Substantive Hearing, Unlawful Sexual Intercourse****Pro Se and Director of Public Prosecutions)***Continued on the next page11*

*SUPREME COURT CRIMINAL APPEAL*166/2023**GERALD MARK FORBES**10:30 A.M. **VS.****DIRECTOR OF PUBLIC PROSECUTIONS**(EOT/Substantive Hearing, Rape
Pro Se and Director of Public Prosecutions)*MAGISTRATE COURT CRIMINAL APPEAL*67/2023**DENNIS INGRAHAM**10:30 A.M. **VS.****COMMISSIONER OF POLICE**(EOT/Substantive Hearing, Stealing
Pro Se and Director of Public Prosecutions)**WEDNESDAY 21st FEBRUARY 2024**

The Hon. Mr. Justice Isaacs, JA.

The Hon. Madam Justice Crane-Scott, JA

The Hon. Mr. Justice Evans, JA

*MAGISTRATE COURT CRIMINAL APPEAL*175/2023**FRED WILGOOSE**10:00 A.M. **VS.****COMMISSIONER OF POLICE**(EOT/Substantive Hearing, Possession of Unlicensed
Firearm and Possession of Ammunition
Pro Se and Director of Public Prosecutions)*SUPREME COURT CIVIL APPEAL*31/2020**ASHLEY DAWSON-DAMER**10:30 A.M. **AND****GRAMPIAN TRUST CO. LTD.****LYNDHURST LTD.**

(EOT - Taxation

McKinney, Bancroft & Hughes and Graham Thompson)

THURSDAY 22ND FEBRUARY 2024

The Hon. Sir Michael Barnett, P
The Hon. Mr. Justice Smith, JA
The Hon. Mr. Justice Turner, JA

SUPREME COURT CRIMINAL APPEAL

152/2023 ALTANESE ROLLE

10:00 A.M. VS

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Vehicular Manslaughter
Lord Ellor & Co. and Director of Public Prosecutions)

MAGISTRATE COURT CRIMINAL APPEAL

101/2023 COMMISSIONER OF POLICE

11:00 A.M. VS.

ADRIAN CLARKE

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

FRIDAY 23RD FEBRUARY 2024

Reading Day

MONDAY 26TH FEBRUARY 2024

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

MAGISTRATE COURT CRIMINAL APPEAL

182/2023 JAMAL JOSEPH

10:00 A.M. VS.

COMMISSIONER OF POLICE

(EOT / Substantive Hearing, Possession of Unlicensed Firearm
and Possession of Ammunition
Mitchell Partners and Director of Public Prosecutions)

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MAGISTRATE COURT CRIMINAL APPEAL205/2023**TRIVEN BUTLER**10:00 A.M. **VS.****COMMISSIONER OF POLICE**

(EOT / Substantive Hearing, Possession of Dangerous Drugs
with Intent to Supply, Conspiracy to Possess Dangerous Drugs
with Intent to Supply and Conspiracy to Export Dangerous Drugs
C. A Dorsette & Co. and Director of Public Prosecutions)

TUESDAY 27TH FEBRUARY 2024

The Hon. Sir Michael Barnett, P

The Hon. Madam Justice Crane-Scott, JA

The Hon. Mr. Justice Evans, JA

SUPREME COURT CIVIL APPEAL184/2023**GODFREY ALEXANDER FOX**10:00 A.M. **MARY FOX****AND****RBC ROYAL BANK (BAHAMAS) LTD.**

(EOT Hearing,

World Legal Services and Higgs & Johnson)

WEDNESDAY 28TH FEBRUARY 2024

The Hon. Sir Michael Barnett, P

The Hon. Mr. Justice Isaacs, JA

The Hon. Mr. Justice Turner, JA

SUPREME COURT CIVIL APPEAL95/2023**HONGKONG AND SHANGHAI BANKING CORP. LTD.**10:00 A.M. **HONGKONG AND SHANGHAI BANKING CORP. LTD.****(HONG KONG BRANCH)****AND****BETTAS LIMITED**

(Substantive Hearing, Breach of Contractual Obligations

Higgs & Johnson and Lennox Paton)

THURSDAY 29TH FEBRUARY 2024

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

SUPREME COURT CRIMINAL APPEAL**171/2023****SHARON STURRUP****10:00 A.M. VS.****AND****DIRECTOR OF PUBLIC PROSECUTIONS**

(EOT/ Substantive Hearing, Manslaughter
 Pro Se. and Director of Public Prosecutions)

SUPREME COURT CIVIL APPEAL**141/2023****HARRISON WILLIAMS****10:00 A.M. JOANN BUCHANAN****AND****NATIONAL WORKERS CO-OPERATIVE CREDIT UNION**

(Substantive Hearing, Mortgage
 Geoffrey W. Farquharson & Co. and Mitre Court)

DATED THIS 31ST DAY OF JANUARY 2024**Candia K. Adderley*****(for) Registrar******Court of Appeal******Commonwealth of The Bahamas***