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COMMONWEALTH OF THE BAHAMAS

IN THE COURT OF APPEAL

SCCivApp & CAIS No. 130 of 2016

Patrick Sturup and Uric Musgrove (Trustees of
Cabbage Beach Business Owners Association (CBBOA))

Appellant

And

Island Hotel Company Limited
D/B/A Atlantis Paradise Island Resorts

First Respondent

and

A I Land Bahamas Ltd.

Second Respondent

and

Obediah Hercules Wilchombe, MP
In his capacity as Minister of Tourism

(Application to Strike Out)

Before: The Hon Dame Anita Allen, President
The Hon Ms Justice Crane-Scott, JA
The Hon Mr Justice Jones, JA

Mr Obie Ferguson, with Mr Halson Moultrie,
Counsel for Appellant
Mr Adrian Hunt, Counsel for First Respondent
Mr Marco Turnquest, Counsel for Second Respondent
Ms Kendra Smith, Counsel for Third Respondent
(Holding a watching brief)

16 June 2016

1 The oral judgment of the court was delivered by

2 Dame Anita Allen, P:

3 We accede to the application of the second
4 respondent and find that in the absence of leave to appeal
5 from the Supreme Court, the appeal is a nullity and cannot be
6 entertained.

7 We award costs to the second respondent in the sum
8 of \$2,000 to be paid within 28 days hereof.

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11 Dated this 16th day of June, 2016

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DAME ANITA ALLEN, P

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