

**IN THE BAHAMAS COURT OF APPEAL  
CRIMINAL AND CIVIL APPEALS  
CAUSE LIST FOR THE MONTH OF DECEMBER 2022**

**CORAM**

**CAIS No.**

**CAIS No.**

**THURSDAY 1<sup>ST</sup> DECEMBER 2022**

The Hon. Sir Michael Barnett, P. Kt.  
The Hon. Mr. Justice Milton Evans, JA.  
The Hon. Sir Brian Moree, JA, Kt.

**SUPREME COURT CIVIL APPEAL**

**33/2022**

**10:00 A.M**

**KAYDEE LIMITED**

**DAVID EDWARD JENNETTE, SR.**

**MERCANTILE LAND RESOURCES LIMITED**

**SEAPORT CONSTRUCTION COMPANY LIMITED**

**MERIDIAN RESEARCH CORPORATION LIMITED**

**DOMINION SWAN INDUSTRIES**

**AND**

**BANK OF THE BAHAMAS**

(Substantive Hearing/ Respondent's Notice, Default Judgment  
Adj. from 11<sup>th</sup> October 2022  
Tynes & Tynes and Callendars & Co.)

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

**INDUSTRIAL TRIBUNAL APPEAL**

**110/2021**

**12:00 NOON**

**MARISA D. MASON SMITH**

**AND**

**BAHAMAS POWER AND LIGHT CO. LTD.**

(Substantive Hearing, Wrongful and Unfair Dismissal  
Adj. from 27<sup>th</sup> October 2022  
Murrio D. Ducille & Co. and Higgs & Johnson)

**FRIDAY 2<sup>nd</sup> DECEMBER 2022**

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

**SUPREME COURT CIVIL APPEALS**

**12/2022**

**10:00 A.M.**

**OLD FORT BAY PROPERTY OWNERS ASSOC. LTD.**

**AND**

**OLD FORT BAY COMPANY LIMITED**

**MATTHEW CHANCE HUDSON**

**ZSUZSANNA MARTA FOTI**

**NEW PROVIDENCE DEVELOPMENT CO. LTD.**

(Substantive Hearing Continuation, Respondent's Notice  
Adj. from 3<sup>rd</sup> November 2022

Gail Lockhart Charles & Co. and Rolle & Rolle)

**34/2022**

**10:00 A.M.**

**OLD FORT BAY PROPERTY OWNERS ASSOC. LTD.**

**AND**

**OLD FORT BAY COMPANY LIMITED**

**MATTHEW CHANCE HUDSON**

**ZSUZSANNA MARTA FOTI**

**NEW PROVIDENCE DEVELOPMENT CO. LTD.**

(Substantive Hearing Continuation, Common Property  
Adj. from 3<sup>rd</sup> November 2022

Rolle & Rolle and Gail Lockhart Charles & Co.)

**MONDAY 5<sup>TH</sup> DECEMBER 2022**

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

**MAGISTRATE COURT CRIMINAL APPEAL**

**126/2022**

**10:00 A.M.**

**ELKENO WALLACE**

**Vs.**

**COMMISSIONER OF POLICE**

**ROYAL BAHAMAS POLICE FORCE**

**COMMONWEALTH OF THE BAHAMAS**

(Substantive Hearing, Shop breaking, Stealing  
Adj. from 1<sup>st</sup> November 2022

BRF Chambers and Director of Public Prosecutions)

**Continued on the next page ..../3**

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

**SUPREME COURT CIVIL APPEAL**

**36/2022**

**GUSTAVUS FERGUSON**

**10:00 A.M.**

**AND**

**BUILDING CONTROL OFFICER**

(Substantive Hearing, Judicial Review

Adj. from 12<sup>th</sup> October 2022

Bootle Williams & Co. and Office of the Attorney General)

The Hon. Sir Michael Barnett, P. Kt  
 The Hon. Mr. Justice Roy Jones, JA  
 The Hon. Mr. Justice Milton Evans, JA

**SUPREME COURT CIVIL APPEAL**

**86/2022**

**RUBIS BAHAMAS LIMITED**

**12:00 NOON**

**AND**

**LILLIAN ANTOINETTE RUSSELL**

(EOT/Substantive Hearing, Respondent's Notice

Negligence, Nuisance and Trespass

Adj. from 8<sup>th</sup> November 2022

Higgs & Johnson and Rolle & Rolle)

**TUESDAY 6<sup>TH</sup> DECEMBER 2022**

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

**SUPREME COURT CRIMINAL APPEAL**

**140/2021**

**ALISTER WILLIAMS**

**10:00 A.M.**

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(EOT/Substantive Hearing, Murder

Adj. from 13<sup>th</sup> October 2022

Public Defender's Office and the Director of Public Prosecutions)

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

**SUPREME COURT CRIMINAL APPEAL**

**60/2016**

**METEOR BODIE JR.**

**11:00 A.M.**

**Vs.**

**REGINA**

(EOT/Substantive Hearing, Murder

Adj. from 31<sup>st</sup> October 2022

Pro Se and Director of Public Prosecutions)

**WEDNESDAY 7<sup>TH</sup> DECEMBER 2022**

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

**SUPREME COURT CRIMINAL APPEAL**

**48/2022**

**RICARDO BURROWS**

**10:00 A.M.**

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(EOT/Substantive Hearing, Unlawful Sexual Intercourse

Adj. from 6<sup>th</sup> October 2022

Office of the Public Defender and Director of Public Prosecutions

**SUPREME COURT CIVIL APPEAL**

**62/2022**

**THE PUBLIC HOSPITAL AUTHORITY**

**12:00 NOON**

**DR. PAUL WARD**

**AND**

**DR. THEODORE FERGUSON**

(Substantive Hearing, Defamation

Adj. from 18<sup>th</sup> October 2022

Office of the Attorney General and Commonwealth Law Advocates)

**THURSDAY 8<sup>TH</sup> DECEMBER 2022**

The Hon. Sir Michael Barnett, P. Kt  
The Hon. Mr. Justice Roy Jones, JA  
The Hon. Sir Brian Moree, JA, Kt.

**SUPREME COURT CIVIL APPEAL**

**128/2022**

**BARRINGTON C. SMITH**

**10:00 A.M.**

**LEON HOWARD SMITH**

**AND**

**BETTY NORMA SMITH FORBES**

(EOT Hearing, Stay, Validity of Will

Adj. from 11<sup>th</sup> October 2022

Legal Associates Chambers, Leon H. Smith, Pro Se and  
Norwood A. Rolle & Co.)

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

**INDUSTRIAL TRIBUNAL APPEAL**

**85/2022**

**GRAND BAHAMA POWER COMPANY LIMITED**

**12:00 NOON**

**AND**

**COMMONWEALTH ELECTRICAL WORKERS UNION**

(Substantive Hearing, Employee Dismissal

Adj. from 27<sup>th</sup> October 2022

Delaney Partners and Obie Ferguson & Co)

**FRIDAY 9<sup>TH</sup> DECEMBER 2022**

The Hon. Madam Justice Crane- Scott, JA

The Hon. Mr. Justice Roy Jones, JA

The Hon. Mr. Justice Milton Evans, JA

30/2022

**ASHLEY DAWSON-DAMER**

10:00 A.M.

**AND**

**GRAMPIAN TRUST COMPANY LIMITED**

**LYNDHURST LIMITED**

(Substantive Hearing, Respondent's Notice, Breach of Trust  
Adj. from 10<sup>th</sup> November 2022

Graham Thompson & Co. and McKinney Bancroft & Hughes)

**MONDAY 12<sup>TH</sup> DECEMBER 2022**

The Hon. Madam Justice Crane- Scott, JA

The Hon. Mr. Justice Roy Jones, JA

The Hon. Mr. Justice Milton Evans, JA

30/2022

**ASHLEY DAWSON-DAMER**

10:00 A.M.

**AND**

**GRAMPIAN TRUST COMPANY LIMITED**

**LYNDHURST LIMITED**

(Substantive Hearing, Respondent's Notice, Breach of Trust  
Adj. from 9<sup>th</sup> December 2022

Graham Thompson & Co. and McKinney Bancroft & Hughes)

**TUESDAY 13<sup>TH</sup> DECEMBER 2022**

The Hon. Sir Michael Barnett, P. Kt.

The Hon. Mr. Justice Milton Evans, JA

The Hon. Sir Brian Moree, J.A. Kt.

**MAGISTRATE COURT CRIMINAL APPEALS**

129/2022

**RICLAUDE TASSY**

10:00 A.M.

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(Substantive Hearing, Violation of Bail Conditions

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

141/2022

**ASHANO KNOWLES**

10:30 A.M.

**Vs.**

**COMMISSIONER OF POLICE**

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

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

**WEDNESDAY 14<sup>TH</sup> DECEMBER 2022**

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

**SUPREME COURT CRIMINAL APPEAL****115/2022****JONATHAN EYMA****10:00 A.M.****Vs.****DIRECTOR OF PUBLIC PROSECUTIONS**

(Appeal against the refusal to vary bail  
 Pro Se and Director of Public Prosecutions)

**SUPREME COURT CIVIL APPEAL****136/2022****BAF FINANCIAL & INSURANCE (BAH.) LTD.****10:30 A.M.****formerly BRITISH AMERICAN INSURANCE CO.****AND****KENDALL WILLIAMS CONSTRUCTION CO. LTD.****KENDALL WILLIAMS****JENNIFER WILLIAMS****MONIQUE A. V. GOMEZ****b.a. Monique V.A. Gomez & Co.**

(EOT Hearing, Leave to Appeal  
 Tynes & Tynes and Davis & Co.)

**THURSDAY 15<sup>TH</sup> DECEMBER 2022**

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

**MAGISTRATE COURT CRIMINAL APPEALS****131/2022****LONDON RAHMING****10:00 A.M.****Vs.****COMMISSIONER OF POLICE**

(Substantive Hearing, Violation of Bail Conditions  
 BRF Chambers and Director of Public Prosecutions)

**44/2022****DIRECTOR OF PUBLIC PROSECUTIONS****11:00 A.M.****Vs.****RUDOLPH KING**

(Substantive Hearing, Fraud by False Pretense and Money Laundering  
 Director of Public Prosecutions and Pro Se)

**FRIDAY 16<sup>TH</sup> DECEMBER 2022**

***Reserved/ Reading Day***

**DATED THIS 15<sup>TH</sup> DAY OF NOVEMBER 2022**

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