

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

CORAM **Amended Cause List**
CAIS No. **As of 27th September 2022**

CAIS No.

THURSDAY 1ST SEPTEMBER 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

14/2022 **FLOWERS DEVELOPMENT CO. LTD.**
10:00 A.M. **AND**
BAHAMAS TELECOMMUNICATION CO. LTD.
AND
KENNETH WHYMS
AND
EMERALD PALMS OF SOUTH ANDROS
(EOT Hearing, Property, Title
Adj. from 20th June 2022
Mark Alex Flowers and Baycourt Chambers, Dupuch & Turnquest)

127/2019 **THE ATTORNEY-GENERAL**
11:30 A.M. **AND**
JONATHAN REID
DAVID VALDEZ-LOPEZ
RUDOLPH KERMIT KING
(EOT of Taxation/Notice of Motion Strike Out
Adj. from 30th June, 2022
The Attorney General & Monique Gomez & Co.)

FRIDAY 2ND SEPTEMBER 2022

Reserved/ Reading Day

MONDAY 5TH SEPTEMBER 2022

The Hon. Madam Justice Crane- Scott, JA
The Hon. Mr. Justice Milton Evans, JA.
The Hon. Madam Justice Carolita Bethell, JA.

INDUSTRIAL TRIBUNAL APPEAL

110/2021

10:00 A.M

MARISA D. MASON SMITH

AND

BAHAMAS POWER AND LIGHT CO. LTD.

(For Mention, Wrongful and Unfair Dismissal

Adj. from 26th July, 2022

Murrio D. Ducille & Co. and Higgs & Johnson)

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

SUPREME COURT CRIMINAL APPEAL

51/2022

10:00 A.M.

STEVE LUCIANO BAIN

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Incest and Indecent Assault

Adj. from 29th June, 2022

Alpin O. Russell & Co. and Director of Public Prosecutions)

TUESDAY 6TH SEPTEMBER 2022

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

SUPREME COURT CRIMINAL APPEALS

3/2021

10:00 A.M

STANFORD PINDER

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(EOT/Substantive Hearing, Murder and Attempted Murder

Adj. from 21st July, 2022

Office of the Public Defender and Director of Public Prosecutions)

4/2021

10:00 A.M

LEROY FAWKES

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(EOT/Substantive Hearing, Murder and Attempted Murder

Adj. from 21st July, 2022

Office of the Public Defender and Director of Public Prosecutions)

WEDNESDAY 7TH SEPTEMBER 2022

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

MAGISTRATE COURT CRIMINAL APPEAL

90/2022
10:00 A.M

RONALD RALPH MOORHEAD JR.

Vs.

COMMISSIONER OF POLICE

(Substantive Hearing, Possession of Unlicensed Firearm and Possession of Ammunition
CG Chambers & Co. and Director of Public Prosecutions)

SUPREME COURT CRIMINAL APPEAL

202/2017
11:00 A.M

TAVARES ROKER

Vs.

THE DIRECTOR OF PUBLIC PROSECUTIONS

(Bail Variation, Murder
Geoffrey Farquharson & Co. and Director of Public Prosecutions)

The Hon Sir Michael Barnett, P
The Hon. Madam Justice Bethell, JA
The Hon. Mr. Justice Moree, JA.

20/2022
12:00 NOON

DEMETRIO ROLLE

Vs.

COMMISSIONER OF POLICE

(EOT Hearing, Possession of Dangerous Drugs with Intent to Supply
Pro Se and Director of Public Prosecutions)

THURSDAY 8TH SEPTEMBER 2022

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

MAGISTRATE COURT CRIMINAL APPEAL

82/2022
10:00 A.M

SIDNEY SHERMAL HART

Vs.

COMMISSIONER OF POLICE

(Substantive Hearing, Possession of Housebreaking Implements, Vagrancy and Deceit of Public Officer
Pro Se and Director of Public Prosecutions)

SUPREME COURT CIVIL APPEAL

52/2022
11:00 A.M.

BELITZA MARLING SAGARAY SILVA

AND

REPLAY DESTINATIONS (BAH.) LTD.

(Substantive Hearing, Recession of Agreement for Sale
Scott & Co. Chambers and Baycourt Chambers)

FRIDAY 9TH SEPTEMBER 2022*Reserved/ Reading Day***MONDAY 12TH SEPTEMBER 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 APPEAL*12/202210:00 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, Respondent's Notice
 Gail Lockhart Charles & Co. and Rolle & Rolle)

34/202210:00 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, Common Property
 Rolle & Rolle and Gail Lockhart Charles & Co.)

TUESDAY 13TH SEPTEMBER 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*12/202210:00 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/Respondent's Notice
 Gail Lockhart Charles & Co. and Rolle & Rolle)

Continued on the next page/5

SUPREME COURT CIVIL APPEALS34/202210:00 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, Common Property
Rolle & Rolle and Gail Lockhart Charles & Co.)

WEDNESDAY 14TH SEPTEMBER 2022

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 APPEAL60/201610:00 A.M.

**METEOR BODIE JR.
Vs.
REGINA**
(EOT/Substantive Hearing, Murder
Adj. from 21st June 2022
C. A. Dorsett & Co. and Director of Public Prosecutions)

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

SUPREME COURT CIVIL APPEALS12/202210:30 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, Respondent's Notice
Adj. from 13th September, 2022
Gail Lockhart Charles & Co. and Rolle & Rolle)

34/202210:30 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, Common Property
Adj. from 13th September, 2022
Rolle & Rolle and Gail Lockhart Charles & Co.)

THURSDAY 15TH SEPTEMBER 2022

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

SUPREME COURT CIVIL APPEAL

128/2021

10:00 A.M.

**THE PETITION OF PALM BEACH ANDROS CO. LTD.
AND
SOUTH ANDROS INTERNATIONAL
COMPANY LIMITED
AND
GRAND BAHAMA DEVELOPMENT
COMPANY LIMITED.**

(For Mention/EOT Hearing and Leave to Appeal
Adj. from 27th June, 2022

Davis & Co. and Higgs & Johnson and McKinney Turner & Co.)

The Hon. Sir Michael Barnett, P. Kt.
The Hon. Mr. Justice Milton Evans, JA.
The Hon. Madam Justice Carolita Bethell, JA

SUPREME COURT CIVIL APPEAL

156/2021

10:00 A.M.

**DONNA DORSETT MAJOR
AND
DIRECTOR OF PUBLIC PROSECUTIONS
ATTORNEY GENERAL**

(Substantive Hearing, Contempt of Court
Adj. from 28th July, 2022

Dorsett Major & Co. and Office of the Attorney General)

FRIDAY 16TH SEPTEMBER 2022

Reserved/ Reading Day

MONDAY 19TH SEPTEMBER 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

32/2022

10:00 A.M.

**KEVAN SEYMOUR
VS. **RESCHEDULED TO 6TH OCTOBER, 2022**
COMMISSIONER OF POLICE**

(Substantive Hearing, Possession of Dangerous Drugs
With Intent to Supply

Adj. from 7th July, 2022

BRF Chambers and Director of Public Prosecutions)

Continued on the next page/7

MAGISTRATE COURT CRIMINAL APPEALS60/2022**SUZETTE SMITH**10:00 A.M.**VS. RESCHEDULED TO 6TH OCTOBER, 2022****COMMISSIONER OF POLICE**(EOT/Substantive Hearing, Possession of Dangerous Drugs
With Intent to SupplyAdj. from 7th July, 2022

Phillip H. A. Hilton Chambers and Director of Public Prosecutions)

DUE TO THE NATIONAL HOLIDAY**TUESDAY 20th SEPTEMBER 2022**

The Hon. Mr. Justice Jon Isaacs, JA

The Hon. Madam Justice Crane- Scott, JA.

The Hon. Mr. Justice Milton Evans, JA.

SUPREME COURT CRIMINAL APPEAL202/2017**TAVARES ROKER**10:00 A.M.**Vs.****THE DIRECTOR OF PUBLIC PROSECUTIONS**

(Bail Variation, Murder

Adj. from 7th September, 2022

Geoffrey Farquharson & Co. and Director of Public Prosecutions)

The Hon. Mr. Justice Jon Isaacs, JA.

The Hon. Mr. Justice Roy Jones, JA.

The Hon. Mr. Justice Milton Evans, JA.**SUPREME COURT CIVIL APPEALS**139/2021**JEROME KENNEDY FITZGERALD**10:00 A.M.**AND****ZARINA MARIA FITZGERALD**

(Substantive Hearing, Settlement Proposal

Adj. from 12th July, 2022

Murrio D. Ducille & Co. and Rolle & Rolle)

The Hon. Sir Michael Barnett, P. Kt.

The Hon. Madam Justice Crane- Scott, JA.

The Hon. Mr. Justice Roy Jones, JA

SUPREME COURT CIVIL APPEAL84/2017**JAROL INVESTMENT LIMITED**11:30 A.M.

(t/a CHANCES GAMES)

AND**IAN ROLLE****THE GRAND BAHAMA PORT AUTHORITY LIMITED**

(Substantive Hearing, Gaming License

Shurland & Co. and Callendars & Co.)

WEDNESDAY 21ST SEPTEMBER 2022

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

MAGISTRATE COURT CRIMINAL APPEAL

27/2022

10:00 A.M.

PETER BASIL JOHNSON

Vs.

COMMISSIONER OF POLICE

(EOT/Substantive Hearing, Possession of Unlicensed Firearm
Possession of Ammunition and Possession of Firearm with
Intent to put another in fear

Adj. from 4th July, 2022

Lord Ellor & Co. and Director of Public Prosecutions)

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

10:30 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 14th September, 2022

Gail Lockhart Charles & Co. and Rolle & Rolle)

34/2022

10:30 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 14th September, 2022

Rolle & Rolle and Gail Lockhart Charles & Co.)

THURSDAY 22ND SEPTEMBER 2022

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

MAGISTRATE COURT CRIMINAL APPEAL

16/2022

HUBERT MACKEY

10:00 A.M.

Vs.

COMMISSIONER OF POLICE

(EOT/Substantive Hearing, Possession of Unlicensed Firearm
& Possession of Ammunition with intent to Supply,
Adj. from 14th July, 2022
Lessiah Rolle and Director of Public Prosecutions)

The Hon. Madam Justice Crane- Scott, JA
The Hon. Mr. Justice Roy Jones, JA
The Hon. Madam Justice Carolita Bethell, JA

SUPREME COURT CIVIL APPEAL

24/2018

JUNKANOO ESTATES LTD.

11:00 A.M.

YURI STAROSTENKO

IRINA TSAREVA-STAROSTENKO

AND

UBS (BAHAMAS) LTD.

(In-voluntary Liquidation)
(Notice of Motion, filed 15th February, 2018)
(Interlocutory Application
Pro Se and Lennox Paton)

FRIDAY 23RD SEPTEMBER 2022

Reserved/ Reading Day

MONDAY 26TH SEPTEMBER 2022

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

SUPREME COURT CRIMINAL APPEAL

123/2021

JOEL BULLARD

10:00 A.M.

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Murder
Adj. from 14th July, 2022
CML Chambers & Co. and Director of Public Prosecutions)

Continued on the next page .../10

The Hon Sir Michael Barnett, P
 The Hon. Madam Justice Bethell, JA
 The Hon. Mr. Justice Moree, JA.

MAGISTRATE COURT CRIMINAL APPEALS

20/2022

DEMETRIO ROLLE

10:00 A.M.

Vs.

COMMISSIONER OF POLICE

(EOT/Substantive Hearing, Possession of Dangerous
 Drugs with Intent to Supply
 Adj. from 7th September, 2022
 Pro Se and Director of Public Prosecutions)

71/2022

PETER OUTTEN

11:00 A.M

Vs.

COMMISSIONER OF POLICE

(Substantive Hearing, Possession of Unlicensed Firearm
 And Possession of Ammunition
 Adj. from 25th July, 2022
 CML Chambers and Director of Public Prosecutions)

TUESDAY 27TH SEPTEMBER 2022

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

MAGISTRATE COURT CRIMINAL APPEAL

80/2022

MARVIN THADOR

10:00 A.M.

Vs.

COMMISSIONER OF POLICE

(Substantive Hearing, Possession of Unlicensed Firearm
 & Possession of Ammunition
 Adj. from 19th July, 2022
 Ian Cargill & Co. and Director of Public Prosecutions)

The Hon. Madam Justice Crane-Scott, JA
 The Hon. Mr. Justice Roy Jones, JA.
 The Hon. Sir Brian Moree, J.A. Kt.

SUPREME COURT CIVIL APPEAL

94/2017

RAWSON McDONALD

11:00 A.M.

RAWSON McDONALD & CO.

AND

PAUL RICHARDSON MAJOR

(Substantive Hearing, Restoration of Appeal
 Mackay & Moxey and Hope Strachan & Co.)

Continued on the next page/11

The Hon. Madam Justice Crane-Scott, JA
 The Hon. Mr. Justice Roy Jones, JA.
 The Hon. Sir Brian Moree, J.A. Kt.

SUPREME COURT CIVIL APPEAL

7/2022

RAWSON McDONALD

11:00 A.M.

RAWSON McDONALD & CO.

AND

PAUL RICHARDSON MAJOR

(Substantive Hearing, Assessment of Damages
 Mackay & Moxey and Hope Strachan & Co.)

WEDNESDAY 28TH SEPTEMBER 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 APPEALS

166/2011

SHAWN MILLER

10:00 A.M

Vs.

REGINA

(Application to Reopen Appeal

Adj. from 29th June, 2022

Geoffrey Farquharson & Co. and Director of Public Prosecutions)

47/2022

SPENCER HOULBERT

11:00 A.M.

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(EOT/Substantive Hearing, Armed Robbery and Kidnapping

Adj. from 6th July, 2022

Pro Se and 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

30/2020

DARIUS WILLIAMS

11:00 A.M.

Vs.

REGINA

(EOT/Substantive Hearing, Murder

Adj. from 14th September, 2022

James Thompson and Director of Public Prosecutions)

Continued on the next page/12

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 14th September 2022

C. A. Dorsett & Co. and Director of Public Prosecutions)

THURSDAY 29TH SEPTEMBER 2022

The Hon. Mr. Justice Milton Evans, JA.
 The Hon. Madam Justice Carolita Bethell, JA
 The Hon. Sir Brian Moree, J.A. Kt.

SUPREME COURT CRIMINAL APPEAL

48/2022

RICARDO BURROWS

12:00 NOON

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(EOT/Substantive Hearing, Unlawful Sexual Intercourse
 Pro Se and Director of Public Prosecutions

SUPREME COURT CIVIL APPEAL

134/2021

**ATTORNEY GENERAL OF THE COMMONWEALTH OF
 THE BAHAMAS**

10:00 A.M.

**TREASURER OF THE COMMONWEALTH OF THE
 THE BAHAMAS**

AND

WESTMOR LIMITED

C.A.C. PROPERTIES LTD.

CHARLES A. CHRISTIE

(Substantive Hearing, Beneficial Ownership of Land
 Office of the Attorney General and Cedric L. Parker & Co.)

FRIDAY 30TH SEPTEMBER 2022

Reserved/ Reading Day

**RESERVED JUDGMENTS AND DECISIONS
 DATED THIS DAY OF AUGUST 2022**

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

