

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

CORAM **AMENDED CAUSE LIST**
CAIS No. **As of 2nd March 2023**

CAIS No.

WEDNESDAY 1ST MARCH 2023

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

44/2022 **COMMISSIONER OF POLICE**

10:00 A.M. **Vs.**

RUDOLPH KING

(Substantive Hearing, Fraud by False Pretense and Money Laundering
Adj. from 15th December 2022

Director of Public Prosecutions and Monique Gomez & Co.)

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

133/2022 **WILLIAM NEELY**

10:00 A.M. **Vs.**

COMMISSIONER OF POLICE

(Substantive Hearing, Causing Grievous Harm
Adj. from 24th January 2023

Craig F. Butler and Director of Public Prosecutions)

THURSDAY 2ND MARCH 2023

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

MAGISTRATE COURT CRIMINAL APPEAL

1/2023 **LEO RICARDO JONES**

10:00 A.M. **Vs.**

DIRECTOR OF PUBLIC PROSECUTIONS

(Bail Pending Appeal/Substantive Hearing, Possession of Dangerous
Drugs with Intent to Supply and Conspiracy to Possess

Drugs with Intent to Supply, Adj. from 28th February 2023

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

Continued on the next page .../2

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 APPEAL

120/2022

MALIK ROLLE

10:00 A.M.

AND

COMMISSIONER OF POLICE

(Substantive Appeal, Violating Bail Conditions
 Public Defender's Office and Director of Public Prosecutions)

SUPREME COURT CIVIL APPEAL

161/2018

JACK DONAVAN JOHNSON

10:00 A.M.

AND

SEALAND INVESTMENT LIMITED

(Substantive Hearing, Certificate of Title
 Adj. from 17th January 2023
 Martin & Martin & Co. and Graham Thompson & Co.)

FRIDAY 3RD MARCH 2023

Reserved/ Reading Day

MONDAY 6TH MARCH 2023

The Hon. Mr. Justice Roy Jones, JA
 The Hon. Mr. Justice Milton Evans, JA
The Hon. Madam Justice Charles, JA (Actg.)

SUPREME COURT CRIMINAL APPEAL

149/2022

MARVIN AUGUSTIN

10:00 A.M.

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Bail
 Adj. from 19th January 2023
 Ian Cargill & Co. and Director of Public Prosecutions)

INDUSTRIAL TRIBUNAL APPEAL

117/2022

SHARON P. TAYLOR

10:00 A.M.

JANICE STUART-ROLLE

FENRICK LONGLEY

SHARON M. GIBSON

CLARICE BUTLER

AND

BAHAMAS TELECOMMUNICATION CO. LTD.

(Substantive Hearing, Wrongful/Unfair Dismissal
 Adj. from 18th January 2023
 Obie Ferguson & Co and Baycourt Chambers)

TUESDAY 7TH MARCH 2023

The Hon. Sir Michael Barnett, P. Kt.
The Hon. Mr. Justice Milton Evans, JA.
The Hon. Madam Justice Charles, JA (Actg.)

SUPREME COURT CRIMINAL APPEALS

183/2022

10:00 A.M.

SHAQUILLE MUNROE

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Bail

Geoffrey Farquharson & Co. and Director of Public Prosecutions)

166/2022

10:00 A.M.

DIRECTOR OF PUBLIC PROSECUTIONS

Vs.

CLAYTON PATTERSON SMITH

RODERICK WATSON

(Substantive Hearing, Verdict of Acquittal

Director of Public Prosecutions and Murrio Ducille & Co.)

SUPREME COURT CIVIL APPEAL

101/2020

10:00 A.M.

AUDREY SHEILA FLOWERS (formerly AUDREY SHEILA SCAVELLA)

Personal Representative of the Estate of the late WILLIAM GRAHAM
SCAVELLA, Deceased)

AUDREY SHEILA FLOWERS (formerly AUDREY SHEILA SCAVELLA)

AND

BRIA SCAVELLA

ERIN SCAVELLA

GINA SCAVELLA

(Application for Final Leave to appeal to the Privy Council

Rolle & Rolle and Providence Law)

WEDNESDAY 8TH MARCH 2023

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

SUPREME COURT CRIMINAL APPEAL

20/2023

10:00 A.M.

STEPHON DAVIS

Vs.

DIRECTOR OF PUBLIC PROSECUTIONS

(Substantive Hearing, Bail

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 Roy Jones, JA

MAGISTRATE COURT CRIMINAL APPEAL

171/2022

WILTON CHARLES COLEBROOKE

10:00 A.M.

Vs.

COMMISSIONER OF POLICE

(EOT/Substantive Hearing, Indecent Assault and Indecent Exposure
 Pro Se and Director of Public Prosecutions)

MAGISTRATE COURT CRIMINAL APPEAL

174/2022

ELSON McINTOSH

11:00 A.M.

Vs.

COMMISSIONER OF POLICE

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

THURSDAY 9TH MARCH 2023

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

SUPREME COURT CIVIL APPEAL

98/2022

RICHARD AND PAMELA ESCOBAR

10:00 A.M.

CHARLES VOSE JR.

MSAIRNSEA LLC

AND

CHUB CAY REALTY LLC

(Substantive Hearing, Easements
 Delaney Partners and Shurland & Co.)

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

SUPREME COURT CIVIL APPEAL

100/2022

CHUB CAY REALTY LLC

10:00 A.M.

AND

RICHARD ESCOBAR AND PAMELA ESCOBAR

CHARLES VOSE JR.

MSAIRNSEA LLC

(Substantive Hearing Respondent's Notice, Easements
 Shurland & Co. and Delaney Partners)

FRIDAY 10TH MARCH 2023

Reserved/ Reading Day

MONDAY 13TH MARCH 2023

The Hon. Sir Michael Barnett, P. Kt.

The Hon. Mr. Justice Jon Isaacs, JA

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

SUPREME COURT CRIMINAL APPEAL**135/2022****ROSCOE THOMPSON****10:00A.M****Vs.****THE GOVERNMENT OF THE UNITED STATES****THE COMMISSIONER OF THE BAHAMAS****DEPARTMENT OF CORRECTIONAL SERVICES****THE ATTORNEY GENERAL**

(Substantive Hearing, Habeas Corpus

Murrio Ducille & Co. and Director of Public Prosecutions)

The Hon. Sir Michael Barnett, P. Kt

The Hon. Mr. Justice Milton Evans, JA

The Hon. Sir Brian Moree, JA, Kt

MAGISTRATE COURT CRIMINAL APPEALS**154/2022****HOWARD EDNEY ROLLE****10:00 A.M.****AND****COMMISSIONER OF POLICE**

(Substantive Hearing, Possession of Dangerous Drugs

with Intent to Supply, Adj. from 22nd February, 2023

Munroe & Associates and Director of Public Prosecutions)

156/2022**PIZZARIO BRENNEN****10:30 A.M.****AND****COMMISSIONER OF POLICE**

(Substantive Hearing, Possession of Dangerous Drugs

with Intent to Supply, Adj. from 22nd February, 2023

Munroe & Associates and Director of Public Prosecutions)

157/2022**CLYDE DAWKINS****10:30 A.M.****AND****COMMISSIONER OF POLICE**

(Substantive Hearing, Possession of Dangerous Drugs

with Intent to Supply, Adj. from 22nd February, 2023

Munroe & Associates and Director of Public Prosecutions)

187/2022**FABIAN JULIAN CALIXTE****10:30 A.M.****AND****COMMISSIONER OF POLICE**

(EOT Hearing

Adj. from 22nd February, 2023

Lundy Legal and Director of Public Prosecutions)

TUESDAY 14TH MARCH 2023

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

MARISA D. MASON SMITH

10:00 A.M.

AND

BAHAMAS POWER AND LIGHT CO. LTD.

(Substantive Hearing, Jurisdiction

Adj. from 13th February 2023

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

WEDNESDAY 15TH MARCH 2023

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

SUPREME COURT CIVIL APPEALS

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

(For Mention, Assessment of Damages

Adj. from 4th October 2022

Callendars & Co. and Office of the Attorney General)

93/2022

BRADFORD GRAND BAHAMA LTD.

10:30 A.M.

AND

BRADLEY B. LORD

(Substantive Hearing, Unfair & Wrongful Dismissal

Higgs & Johnson and Pro Se)

THURSDAY 16TH MARCH 2023

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

14/2022

10:00 A.M.

FLOWERS DEVELOPMENT CO. LTD.

AND

BAHAMAS TELECOMMUNICATION CO. LTD.

KENNETH WHYMS

EMERALD PALMS OF SOUTH ANDROS

(Application for Conditional Leave to Appeal to the Privy Council
Mark Alex Flowers and Baycourt Chambers, Dupuch & Turnquest)

The Hon. Mr. Justice Milton Evans, JA.
The Hon. Sir Brian Moree, J.A. Kt
The Hon. Madam Justice Charles, JA (Actg.)

MAGISTRATE COURT CRIMINAL APPEAL

78/2022

10:00 A.M.

BRIAN PETIT FERE

Vs.

COMMISSIONER OF POLICE

(EOT Hearing, Grievous Harm

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

FRIDAY 17TH FEBRUARY 2023

Reserved/ Reading Day

MONDAY 20TH MARCH 2023

The Hon. Madam Justice Crane- Scott, JA
The Hon. Mr. Justice Roy Jones, JA
The Hon. Mr. Justice Milton Evans, JA

73/2019

10:00 A.M.

SUPREME COURT CRIMINAL APPEAL

SHIRVON STUBBS

Vs.

REGINA

(Application to Reopen Appeal, Remand Time
Continuation, Adj. from 23rd February, 2023
Pro Se and Director of Public Prosecutions)

67/2013

96/2016

10:15 A.M.

SUPREME COURT CRIMINAL APPEAL

TAMIKO VALENTINO ARTHUR

Vs.

REGINA

(Application for Remand Time
Continuation, Adj. from 23rd February, 2023
Pro Se and Director of Public Prosecutions)

Continued on the next page .../8

The Hon. Sir Michael Barnett, P. Kt
 The Hon. Mr. Justice Jon Isaacs, JA
 The Hon. Madam Justice Charles, JA (Actg.)

SUPREME COURT CRIMINAL APPEAL

77/2011

10:30 A.M.

SHERMAN RHODRIQUEZ

Vs.

REGINA

(Application to Reopen Appeal
 Pro Se and the Director of Public Prosecutions)

95/2011

10:45 A.M.

ANGELO POITIER

Vs.

REGINA

(Application to Reopen Appeal, Remand Time
 Pro Se and the Director of Public Prosecutions)

TUESDAY 21st MARCH 2023

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

MAGISTRATE COURT CRIMINAL APPEAL

84/2022

10:00 A.M.

McFALLOUGHN BOWLEG

AND

COMMISSIONER OF POLICE

(Substantive Appeal, Killing in the Cause of Dangerous Driving
 Munroe & Associates and Director of Public Prosecutions)

SUPREME COURT CIVIL APPEAL

52/2022

11:00 A.M.

BELITZA MARLING SAGARAY SILVA

AND

REPLAY DESTINATIONS (BAHAMAS) LTD.

(Application for Conditional Leave to Appeal to the Privy Council
 Scott & Chambers and Baycourt Chambers)

WEDNESDAY 22nd MARCH 2023

Reserved/ Reading Day

THURSDAY 23RD MARCH 2023

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

SUPREME COURT CIVIL APPEAL

99/2022

10:00 A.M.

GARET O. FINLAYSON

MARK FINLAYSON

AND

CATERPILLAR FINANCIAL SERVICES CORPORATION

(Application for Conditional Leave to Appeal to the Privy Council
Cedric Parker & Co. and Higgs & Johnson)

The Hon. Madam Justice Crane- Scott, JA
The Hon. Mr. Justice Roy Jones, JA.
The Hon. Madam Justice Charles, JA (Actg.)

SUPREME COURT CIVIL APPEAL

24/2018

11:00 A.M.

JUNKANOO ESTATES LTD

YURI STAROSTENKO

IRINA TSAREVA-STAROSTENKO

AND

UBS (BAHAMAS) LTD (IN VOLUNTARY LIQUIDATION)

(Application for Conditional Leave to Appeal to the Privy Council
Pro Se and Lennox Paton)

FRIDAY 24TH MARCH 2023

Reserved/ Reading Day

MONDAY 27TH MARCH 2023

The Hon. Madam Justice Crane- Scott, JA
The Hon. Mr. Justice Roy Jones, JA
The Hon. Mr. Justice Milton Evans, JA.

MAGISTRATE COURT CRIMINAL APPEAL

24/2023

10:00 A.M.

CARLOS ALVAREZ

Vs.

COMMISSIONER OF POLICE

(Substantive Hearing, Possession of Unlicensed Shotgun
Mallis & Maillis and Director of Public Prosecutions)

SUPREME COURT CIVIL APPEAL

122/2022

10:30 A.M.

CARLA OUTTEN-MINNIS

AND

THE INSURANCE COMMISSION OF THE BAHAMAS

(Substantive Hearing, **Application to Strike Out Appeal, Certification**
Amicus Chambers and Callendars & Co.)

TUESDAY 28TH MARCH 2023

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

SUPREME COURT CIVIL APPEALS

121/2022

ISLAND HOTEL CO. LTD.

10:00 A.M.

AND

WINIFRED TOOTE

(Substantive Hearing, Unfair Dismissal Damages
Harry B. Sands, Lobosky & Co. and Obie Ferguson & Co.)

111/2022

ANISHKA A. MISSICK aka ANISHKA HANCHELL

12:00 NOON

AND

**ATTORNEY GENERAL, COMMONWEALTH OF THE
BAHAMAS**

(Application for Conditional Leave to Appeal to the Privy Council
Anishka Miissick and Office of the Attorney General)

WEDNESDAY 29TH MARCH 2023

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

SUPREME COURT CIVIL APPEAL

95/2020

AMBER LOUISE MURPHY

10:00 A.M.

AND

HOT PANCAKES LIMITED

(In Voluntary Liquidation pursuant to Section
261 of the Cyprus Companies Act 1959, Chapter 113)

CS&P SA

ANSBACHER (BAHAMAS) LTD.

(Application for Stay/Adjournment of Taxation
Lennox Paton and the Delaney Partners)

THURSDAY 30TH MARCH 2023

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

133/2022

WILLIAM NEELY

10:00 A.M.

Vs.

COMMISSIONER OF POLICE

(Substantive Hearing, Causing Grievous Harm
Adj. from 1ST March 2023

Craig F. Butler and Director of Public Prosecutions)

Continued on the next page/11

The Hon. Mr. Justice Jon Isaacs, JA
The Hon. Mr. Justice Milton Evans, JA
The Hon. Madam Justice Charles, JA (Actg.)

SUPREME COURT CIVIL APPEAL

123/2022

JACKLYN I. CONYERS

10:00 A.M.

Vs.

CENTRAL BANK OF THE BAHAMAS

(Substantive Hearing, Wrongful Dismissal Damages
Obie Ferguson & Co. and Harry B. Sands, Lobosky & Co.)

FRIDAY 31ST MARCH 2023

Reserved/ Reading Day

DATED THIS 2nd DAY OF MARCH 2023

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