

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

**CORAM**

**CAIS No.**

**CAIS No.                    Amended Cause List  
As of 11<sup>th</sup> November 2022**

**TUESDAY 1<sup>ST</sup> NOVEMBER 2022**

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**

**128/2021                    THE PETITION OF PALM BEACH ANDROS CO. LTD.  
10:00 A.M.                AND  
SOUTH ANDROS INTERNATIONAL  
COMPANY LIMITED  
AND  
GRAND BAHAMA DEVELOPMENT  
COMPANY LIMITED.  
(For Mention, Adj. from 18<sup>th</sup> October 2022  
Davis & Co. and Higgs & Johnson and McKinney Turner & Co.)**

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

**MAGISTRATE COURT CRIMINAL APPEALS**

**126/2022                    ELKENO WALLACE  
10:00 A.M.                Vs.  
COMMISSIONER OF POLICE  
ROYAL BAHAMAS POLICE FORCE  
COMMONWEALTH OF THE BAHAMAS  
(Substantive Hearing, Shop breaking, Stealing  
BRF Chambers and Director of Public Prosecutions)**

**31/2022                    TIMOTHY BLAIR  
11:00 A.M.                Vs.  
COMMISSIONER OF POLICE  
(Substantive Hearing, Stealing by reason of service  
Sidney A. Dorsett & Associates and Director of Public Prosecutions)**

**WEDNESDAY 2<sup>ND</sup> NOVEMBER 2022**

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**

**94/2022**

**JUAN ANTONIO TORRES CABRERA**

**10:00 A.M.**

**Vs.**

**COMMISSIONER OF POLICE**

**(For Mention, Possession of Dangerous Drugs with  
Intent to supply and Importation of Dangerous Drugs**

**Adj. from 25<sup>th</sup> October 2022**

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

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**

**95/2020**

**AMBER LOUISE MURPHY**

**10:00 A.M**

**AND**

**HOT PANCAKES LIMITED**

**CS&P SA**

**ANSBACHER (BAHAMAS) LTD.**

**(Substantive Hearing, Stay of Taxation**

**Adj. from 26<sup>th</sup> July, 2022**

**Delaney Partners and Lennox Paton**

**67/2022**

**CHRISTOPHER JEROME SYMONETTE**

**11:00 A.M.**

**AND**

**KATRINA ELEASE SYMONETTE nee WALKER**

**(EOT Application Matrimonial**

**McKinney Turner & Co. and McKinney, Bancroft & Hughes)**

**THURSDAY 3<sup>RD</sup> NOVEMBER 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 28<sup>th</sup> October, 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 28<sup>th</sup> October, 2022

Rolle & Rolle and Gail Lockhart Charles & Co.)

**FRIDAY 4<sup>TH</sup> NOVEMBER 2022**

***Reserved/ Reading Day***

**MONDAY 7<sup>TH</sup> NOVEMBER 2022**

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

**SUPREME COURT CIVIL CONSTITUTIONAL APPEAL**

**111/2022**

**10:00 A.M.**

**ANISKA A. MISSICK aka ANISKA HANCHELL**

**AND**

**OFFICE OF THE ATTORNEY GENERAL**

(Substantive Hearing, Constitutional Motion  
Adj. from 6<sup>th</sup> October, 2022

Pro Se and McKinney Turner & Co. Chambers)

**TUESDAY 8<sup>TH</sup> NOVEMBER 2022**

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

**SUPREME COURT CIVIL APPEALS**

**8/2022**

**10:00 A.M.**

**SARAH THOMPSON nee SMITH**

**AND**

**RODGER THOMPSON**

(EOT Application to comply with the Registrar's Order  
Moxey Law Chambers and Cedric L. Parker & Co.)

**86/2022**

**11:00 A.M.**

**RUBIS BAHAMAS LIMITED**

**AND**

**LILLIAN ANTOINETTE RUSSELL**

(EOT/Substantive Hearing, Respondent's Notice  
Negligence, Nuisance, Trespass  
Higgs & Johnson and Rolle & Rolle)

**WEDNESDAY 9<sup>TH</sup> NOVEMBER 2022**

The Hon. Mr. Justice Jon Isaacs, JA  
The Hon. Mr. Justice Roy Jones, JA  
The Hon. Mr. Justice Milton Evans, JA

**SUPREME COURT CIVIL APPEAL**

**139/2021**

**10:00 A.M.**

**JEROME KENNEDY FITZGERALD**

**AND**

**ZARINA MARIA FITZGERALD**

(Substantive Hearing, Settlement Proposal  
Adj. from 20<sup>th</sup> September, 2022  
Murrio D. Ducille & Co. and Rolle & Rolle)

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**

**115/2021**

**10:00 A. M.**

**BAHAMAS POWER & LIGHT CO. LTD.**

**AND**

**ERVIN DEAN**

(Final Leave Application to the Privy Council  
Meridian Law Chambers and Pyform Farrington Chambers)

**THURSDAY 10<sup>TH</sup> NOVEMBER 2022**

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

**SUPREME COURT CIVIL APPEALS**

**134/2021**

**10:00 A.M.**

**ATTORNEY GENERAL OF THE COMMONWEALTH OF  
THE BAHAMAS  
TREASURER OF THE COMMONWEALTH OF THE  
THE BAHAMAS  
AND  
WESTMOR LIMITED  
C.A.C. PROPERTIES LTD.  
CHARLES A. CHRISTIE**  
(Substantive Hearing, Preliminary, Objection  
Beneficial Ownership of Land  
Adj. from 29<sup>th</sup> September 2022  
Office of the Attorney General and Cedric L. Parker & Co.)

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

**30/2022**

**10:00 A.M.**

**ASHLEY DAWSON-DAMER  
AND  
GRAMPIAN TRUST COMPANY LIMITED  
LYNDHURST LIMITED**  
(Substantive Hearing, Respondent's Notice, Breach of Trust  
Graham Thompson & Co. and McKinney Bancroft & Hughes)

**FRIDAY 11<sup>TH</sup> NOVEMBER 2022**

**Reserved/ Reading Day**

**MONDAY 14<sup>TH</sup> NOVEMBER 2022**

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**

**74/2022**

**10:00 A.M**

**ALBURY'S FREEPORT LTD.  
AND  
WAUGH CONSTRUCTION (BAH.) LTD.**  
(Substantive Hearing, Recusal  
Adj. from 25<sup>th</sup> October 2022  
Parriswhittaker and Wendall A. Smith Law Chambers)

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

**SUPREME COURT CIVIL APPEALS**

**108/2022**

**10:00 A.M**

**ADAM STEWART**

(acting in his capacity as the Enforcer, a member of the Advisory Board and personal capacity)

**JAIME McCONNELL**

(acting in her capacity as a member of the Advisory Board and personal capacity)

**BRIAN JARDIM**

**JOHANN GORDON EPSTEIN**

(acting in his capacity as the guardian ad litem for the minor children and unborn, issue off Adam Stewart & Jaime McConnell)

**AND**

**CHERYL HAMERSMITH STEWART**

**GORDON STEWART**

**KELLY STEWART**

**SABRINA STEWART**

**CROMWELL TRUST COMPANY LIMITED**

**ROBERT STEWART**

(EOT Hearing, Application to be heard in camera  
 Graham Thompson Chambers and McKinney Bancroft & Hughes,  
 Lennox Paton, Alexiou, Knowles & Co., Delaney Partners and  
 Callendars & Co.)

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132/202210:00 A.M**ADAM STEWART**

(acting in his capacity as the Enforcer, a member of the Advisory Board and personal capacity)

**JAIME McCONNELL**

(acting in her capacity as a member of the Advisory Board and personal capacity)

**BRIAN JARDIM****JOHANN GORDON EPSTEIN**

(acting in his capacity as the guardian ad litem for certain interested minor children and unborn issue)

**AND****CHERYL HAMERSMITH STEWART****GORDON STEWART****KELLY STEWART****SABRINA STEWART****CROMWELL TRUST COMPANY LIMITED****ROBERT STEWART**

(EOT Hearing, Application to be heard in camera  
Delaney Partners, Graham Thompson Chambers and McKinney  
Bancroft & Hughes, Lennox Paton, Alexiou, Knowles & Co. and  
Callendars & Co.)

**TUESDAY 15<sup>TH</sup> NOVEMBER 2022**

The Hon. Mr. Justice Jon Isaacs, JA

The Hon. Madam Justice Crane- Scott, JA

The Hon. Mr. Justice Roy Jones, JA

**SUPREME COURT CRIMINAL APPEAL**147/2022**ERIC ARTHUR**10:00 A.M.**AND****DIRECTOR OF PUBLIC PROSECUTIONS****(Bail Application****Pro Se and Director of Public Prosecutions)****SUPREME COURT CIVIL APPEAL**75/2022**WALLACE I. ROLLE**10:00 A.M.**KRYSTAL D. ROLLE****AND****THE TOWN COURT MANAGEMENT CO.**

(Substantive Hearing, Breach of Contract and/  
Breach of Statutory Duty

Rolle & Rolle and Cedric L. Parker & Co.)

**WEDNESDAY 16<sup>TH</sup> NOVEMBER 2022**

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

**SUPREME COURT CIVIL CONSTITUTIONAL APPEAL**

114/2022

**VALENTINO BETHEL**

10:00A.M

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**  
EOT/Substantive Hearing, Constitutional Motion  
Pro Se and Director of Public Prosecutions)

**THURSDAY 17<sup>TH</sup> NOVEMBER 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**

81/2022

**SHADDA ARMBRISTER**

10:00 A.M

**Vs.**

**COMMISSIONER OF POLICE**  
(EOT/Substantive Hearing, Possession of Unlicensed Firearm and  
Possession of Ammunition, Adj. from 26<sup>th</sup> October 2022  
Ian Cargill & Co. and Director of Public Prosecutions)

**SUPREME COURT CONSTITUTIONAL APPEAL**

76/2022

**MARCO OLIVER**

10:00A.M

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**  
(EOT/Substantive Hearing, Constitutional Motion  
Adj. from 4<sup>th</sup> October 2022  
Office of the Public Defender and Director of Public Prosecutions)

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**

104/2022

**DURANTE DEAN**

11:00 A.M.

**Vs.**

**COMMISSIONER OF POLICE**  
(EOT/Substantive Hearing, Stealing, Damage and Sacrilege  
Pro Se and Director of Public Prosecutions)

**FRIDAY 18<sup>TH</sup> NOVEMBER 2022**

**Reserved/ Reading Day**



**MONDAY 21<sup>ST</sup> NOVEMBER 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**

**156/2021**

**DONNA DORSETT MAJOR**

**10:00 A.M.**

**AND**

**DIRECTOR OF PUBLIC PROSECUTIONS  
ATTORNEY GENERAL**

(Substantive Hearing, Stay Application  
Dorsett Major & Co. and Office of the Attorney General)

**SUPREME COURT CRIMINAL APPEAL**

**23/2020**

**LORENZO PRITCHARD**

**10:00 A.M.**

**AND**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(Application to Re-Open Appeal, Manslaughter  
Pro Se and Director of Public Prosecutions)

**SUPREME COURT CIVIL APPEAL**

**99/2022**

**GARET O. FINLAYSON**

**10:15 A.M.**

**MARK FINLAYSON**

**AND**

**CATERPILAR FINANCIAL SERVICES CORPORATION**

(Substantive Hearing, Respondent's Notice, Loan Agreement  
Cedric L. Parker & Co. and Higgs & Johnson)

**TUESDAY 22<sup>ND</sup> NOVEMBER 2022**

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

**MAGISTRATE COURT CRIMINAL APPEAL**

**18/2022**

**DARSHENIQUE GIBSON**

**10:00 A.M.**

**Vs.**

**COMMISSIONER OF POLICE**

(Substantive Hearing, Causing Grievous Harm  
Munroe & Associates and Director of Public Prosecutions)

**SUPREME COURT CIVIL APPEAL**

**110/2022**

**BUCKEYE BAHAMAS HUB LIMITED**

**11:00 A.M.**

**AND**

**PEDRO KNOWLES**

**SYNGAD SERVICES LIMITED**

(EOT Hearing, Amendment of Writ, Joinder  
Higgs & Johnson and Moxey Law Chambers, Harry B. Sands,  
Lobosky & Co.)

**WEDNESDAY 23<sup>RD</sup> NOVEMBER 2022**

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**

**84/2017**

**JAROL INVESTMENT LIMITED**

**10:00 A.M.**

**(t/a CHANCES GAMES)**

**AND**

**IAN ROLLE**

**THE GRAND BAHAMA PORT AUTHORITY LIMITED**

**(Substantive Hearing, Gaming License**

**Adj. from 20<sup>th</sup> September 2022**

**Shurland & Co. and Callendars & Co.)**

**THURSDAY 24<sup>TH</sup> NOVEMBER 2022**

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

**SUPREME COURT CIVIL APPEALS**

**46/2022**

**FIDELITY BANK (BAHAMAS) LIMITED**

**10:00 A.M.**

**AND**

**GELTEX TRADING CO. LTD.**

**(Substantive Hearing, Strike Out**

**Cedric L. Parker & Co. and Tynes & Tynes & Co.)**

**FRIDAY 25<sup>TH</sup> NOVEMBER 2022**

***Reserved/ Reading Day***

**MONDAY 28<sup>TH</sup> NOVEMBER 2022**

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

**MAGISTRATE COURT CRIMINAL APPEAL**

**69/2022**

**THOMAS FORBES**

**10:00 A.M.**

**Vs.**

**COMMISSIONER OF POLICE**

(Substantive Hearing, Indecent Assault  
Adjourned from 3<sup>rd</sup> October 2022  
Shurland & Co. and Director of Public Prosecutions)

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

255/2016                    SUPREME COURT CRIMINAL APPEAL

11:00 A.M.                **DEON WATSON**

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(Application to Reopen Appeal, Possession of Unlicensed Firearm  
with Intent to Endanger Life and Damage  
Pro Se and Director of Public Prosecutions)

**TUESDAY 29<sup>TH</sup> NOVEMBER 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 APPEALS

59/2020                    **CHRISTOPHER STUBBS**

10:00 A.M.                **SHANNA'S COVE ESTATE COMPANY LIMITED**

**AND**

**ALLAN R. CRAWFORD**

**SHARON M. CRAWFORD**

(Final Leave to the Privy Council, Stay Application,  
Costs Reconsideration

Martin, Martin and Co. and Ginton, Sweeting & O'Brien)

**WEDNESDAY 30<sup>TH</sup> NOVEMBER 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 APPEALS

26/2022                    **RAV BAHAMAS LIMITED**

10:00 A.M.                **AND**

**GREAT LAKE REINSURANCE (UK) PLC**

(As Subrogee of Modrono's Bimini Place Ltd.)

Application for Conditional Leave to Appeal to the Privy Council  
Higgs Johnson & Co. and McKinney Bancroft & Hughes)

45/2022                    **WARREN FARQUHARSON**

11:00 A.M.

**GAYLE FARQUHARSON  
AND  
RAINBOW BAY PROPERTY OWNERS  
ASSOCIATION LIMITED**

(Substantive Hearing, Breach of Restrictive Covenant  
Atlaw Chambers and Glinton, Sweeting & O'Brien Chambers)

**DATED THIS 31<sup>st</sup> DAY OF OCTOBER 2022**

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