

**IN THE BAHAMAS COURT OF APPEAL  
CRIMINAL AND CIVIL APPEALS  
CAUSE LIST FOR THE MONTH OF OCTOBER 2021**

**CORAM**

**CAIS No.**

**FRIDAY 1<sup>ST</sup> OCTOBER, 2021**

The Hon. Mr. Justice Jon Isaacs, JA.

The Hon. Mr. Justice Milton Evans, JA.

The Hon. Madam Justice Carolita Bethell, JA. **(FULL DAY)**

**SUPREME COURT CRIMINAL APPEALS**

**125/2018**

**ATTORNEY GENERAL**

**10:00 A.M.**

**Vs.**

**JOHNNY MACKEY**

**ARMANDO SARGENT**

(Substantive Hearing, Manslaughter, Adj. from 10/9/2021  
Director of Public Prosecutions and C G Chambers)

**76/2019**

**ARMANDO SARGENT**

**10:00 A.M.**

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(Substantive Hearing, Manslaughter, Conspiracy to  
Commit Armed Robbery and Attempted Armed Robbery  
Adj. from 10/9/2021  
C. G. Chambers and Director of Public Prosecutions)

**JOHNNY MACKEY**

**77/2019**

**Vs.**

**10:00 A.M.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(Substantive Hearing, Murder, Attempted Murder,  
Conspiracy to Commit Armed Robbery, Attempted Armed Robbery  
Adj. from 10/9/2021  
C. G. Chambers and Director of Public Prosecutions)

**MAKAVELI TINKER**

**84/2019**

**Vs.**

**10:00 A.M.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(Substantive Hearing, Murder, Attempted Murder,  
Conspiracy to Commit Armed Robbery, Attempted Armed Robbery  
Adj. from 10/9/2021  
R. A. Farquharson & Co. and Director of Public Prosecutions)

**MONDAY 4<sup>TH</sup> OCTOBER, 2021**

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

**SUPREME COURT CRIMINAL APPEAL****87/2019****RICHARD BEVANS****10:00 A.M.****Vs.****DIRECTOR OF PUBLIC PROSECUTIONS**

(Conditional Leave Application to the Privy Council

Adj. from 1/7/2021

Public Defenders Office and the Director of Public Prosecutions)

**MAGISTRATE'S COURT CRIMINAL APPEAL****79/2021****RONDINO RUPERT FERGUSON****10:30 A.M.****Vs.****COMMISSIONER OF POLICE**

(Substantive Hearing, Bail Pending Appeal

Adj. from 28/7/2021

Ian Cargill &amp; 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 APPEAL****295/2016****DORSEY McPHEE****12:00 NOON****AND****COLINA INSURANCE LIMITED**

(Final Leave Application to the Privy Council

Munroe &amp; Associates and Alexiou, Knowles &amp; Co.)

**TUESDAY 5<sup>TH</sup> OCTOBER, 2021**

The Hon. Mr. Justice Jon Isaacs, JA  
 The Hon. Mr. Justice Milton Evans, JA.  
 The Hon. Madam Justice Carolita Bethell, JA

**SUPREME COURT CRIMINAL APPEAL****73/2020****JARVIN GREEN****10:00 A.M****Vs.****REGINA**

(EOT/Substantive Hearing, Attempted Murder and

Causing Dangerous Harm, Adj. from 22/7/2021

Office of the Public Defender and Director of Public Prosecutions)

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

The Hon. Sir Michael Barnett, P. Kt.  
 The Hon. Mr. Justice Jon Isaacs, JA.  
 The Hon. Madam Justice Carolita Bethell, JA

**MAGISTRATE'S COURT CRIMINAL APPEAL**

**26/2021**

**11:30 A.M.**

**JAMES CHRISTOPHER THOMPSON**

**Vs.**

**COMMISSIONER OF POLICE**

(Substantive Hearing, Possession of Unlicensed Firearm,  
 Possession of Ammunition, Adj. from 28/7/2021  
 CG Chambers and Director of Public Prosecutions)

**WEDNESDAY 6<sup>TH</sup> OCTOBER, 2021**

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

**SUPREME COURT CIVIL APPEALS**

**6/2021**

**10:00 A.M.**

**DOUGLAS NGUMI**

**AND**

**THE HON. CARL BETHEL**

(in his capacity as Attorney-General of The Bahamas)

**THE HON. BRENT SYMONETTE**

(in his 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)

(Conditional Leave Application to the Privy Council  
 Callendars & Co. and Office of the Attorney-General)

**8/2021**

**11:00 A.M.**

**POLYMERS INTERNATIONAL LIMITED**

**AND**

**PHILIP HEPBURN**

(Substantive Hearing, Wrongful Termination, Damages  
 Baycourt Chambers and Tynes, Tynes & Co.)

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

**20/2021**

**12:00 NOON**

**SUPREME COURT CIVIL APPEAL**

**CYRIL EZEKIEL MINNIS**

**AND**

**KOZY HARBOUR LIMITED**

(Conditional Leave Application to the Privy Council  
 Munroe & Associates and Lignum Advisors)

**THURSDAY 7<sup>TH</sup> OCTOBER, 2021**

The Hon. Mr. Justice Jon Isaacs, JA.  
 The Hon. Mr. Justice Milton Evans, JA.  
 The Hon. Madam Justice Carolita Bethell, JA.

**SUPREME COURT CRIMINAL APPEAL****199/2012****BENDRICKO BAIN****10:00 A.M.****Vs.****REGINA**

(Conditional Leave Application to the Privy Council  
 Adj. from 27/7/2021  
 Public Defenders and Director of Public Prosecutions)

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

**SUPREME COURT CRIMINAL APPEAL****49/2021****CRAIG LEO JOHNSON****11:00 A.M.****Vs.****REGINA**

(EOT/Substantive Hearing, Constitutional Motion  
 Adj. from 7/9/2021  
 Mangra & Co. and Director of Public Prosecutions)

**FRIDAY 8<sup>TH</sup> OCTOBER, 2021*****Reserved/ Reading Day*****MONDAY 11<sup>TH</sup> OCTOBER, 2021*****National Hero's Day*****TUESDAY 12<sup>TH</sup> OCTOBER, 2021**

The Hon. Sir Michael Barnett, P. Kt.  
 The Hon. Mr. Justice Jon Isaacs, JA.  
 The Hon. Madam Justice Carolita Bethell, JA.

**SUPREME COURT CRIMINAL APPEALS****144/2020****DERVINIQUE EDWARDS****10:00 A.M.****Vs.****DIRECTOR OF PUBLIC PROSECUTIONS**

(EOT/Substantive Hearing, Murder  
 Pro Se and Director of Public Prosecutions)

**96/2021****ZARIA BURROWS****11:00 A.M.****Vs.****DIRECTOR OF PUBLIC PROSECUTIONS**

(EOT/Substantive Hearing, Murder  
 Mangra & Co. and Director of Public Prosecutions)

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110/2020**JAHMARO EDGECOMBE**12:00 NOON**Vs.****DIRECTOR OF PUBLIC PROSECUTIONS**

(Substantive Hearing, Murder  
Munroe & Associates and Director of Public Prosecutions)

**WEDNESDAY 13<sup>TH</sup> OCTOBER, 2021**

The Hon. Sir Michael Barnett, P. Kt.

The Hon. Mr. Justice Jon Isaacs, JA.

The Hon. Madam Justice Crane- Scott, JA.

**SUPREME COURT CRIMINAL APPEAL**51/2021**DWAYNE BELIZAIRE**10:00 A.M.**Vs.****REGINA**

(Substantive Hearing, Murder, Adj. from 26/7/2021  
Office of the Public Defender and Director of Public Prosecutions)

The Hon. Madam Justice Crane-Scott, JA.

The Hon. Mr. Justice Milton Evans, JA.

The Hon. Madam Justice Carolita Bethell, JA.

**SUPREME COURT CIVIL APPEAL**27/2021**ENOS R. MILLER**12:00 NOON**AND****McKINNEY BANCROFT AND HUGHES****HARTIS E. PINDER**

(Conditional Leave Application to the Privy Council  
Pro Se and McKinney Bancroft & Hughes)

**THURSDAY 14<sup>TH</sup> OCTOBER, 2021**

The Hon. Sir Michael Barnett, P. Kt.

The Hon. Mr. Justice Jon Isaacs, JA.

The Hon. Madam Justice Carolita Bethell, JA.

**MAGISTRATE'S COURT CRIMINAL APPEAL**121/2019**BARTHOLOMEW PINDER**10:00 A.M.**Vs.****COMMISSIONER OF POLICE**

(Substantive Hearing, Possession of Dangerous Drugs  
and Conspiracy to Possess Dangerous Drugs with  
Intent to supply and Assault with a deadly instrument  
Adj. from 27/7/2021

Geoffrey W. Farquharson Chambers and  
Director of Public Prosecutions)

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The Hon. Sir Michael Barnett, P. Kt.  
 The Hon. Madam Justice Crane-Scott, JA.  
 The Hon. Madam Justice Carolita Bethell, JA

**SUPREME COURT CIVIL APPEAL**

**59/2020**

**11:00 A.M.**

**CHRISTOPHER STUBBS**  
**SHANNA'S COVE ESTATE COMPANY LIMITED.)**  
**AND**  
**ALLAN CRAWFORD**  
**SHARON CRAWFORD**  
 (Substantive Hearing, Assessment of Damages  
 Martin, Martin and & Co. and Ginton Sweeting O'Brien)

**FRIDAY 15<sup>TH</sup> OCTOBER, 2021**

***Reserved/ Reading Day***

**MONDAY 18<sup>TH</sup> OCTOBER, 2021**

The Hon. Mr. Justice Jon Isaacs, JA.  
 The Hon. Madam Justice Crane-Scott, JA.  
 The Hon. Madam Justice Carolita Bethell, JA.

**SUPREME COURT CIVIL APPEAL**

**58/2021**

**10:00 A.M**

**ROSEMARY EDITH BURROWS**  
 (Nee Knowles)  
**AND**  
**SYLVESTER JOHN BURROWS**  
 (Substantive Hearing, Matrimonial  
 Maillis & Maillis and Cash Fountain & Co. Chambers)

The Hon. Mr. Justice Jon Isaacs, JA.  
 The Hon. Madam Justice Crane-Scott, JA.  
 The Hon. Madam Justice Carolita Bethell, JA.

**INDUSTRIAL TRIBUNAL APPEAL**

**33/2021**

**11:00 A.M**

**ITAU BANK & TRUST BAHAMAS LIMITED**  
**AND**  
**AVIS MUNROE**  
 (Substantive Hearing, Unfair Dismissal  
 Graham Thompson Chambers and Deleveaux, Godet & Co.)

**TUESDAY 19<sup>TH</sup> OCTOBER, 2021**

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

**SUPREME COURT CIVIL APPEALS**

**61/2021**

**10:00 A.M**

**TERRANCE LEROY OUTTEN JR.**

**AND**

**ALLISTINA ANYA OUTTEN (Nee Brown)**

(Substantive Hearing, Matrimonial and Minor Children  
Bowe Partners & Associates and Executive Law Advocate Chambers)

**69/2021**

**11:00 A.M**

**DEYVON JONES**

**AND**

**FML GROUP OF COMPANIES LTD.**

(Substantive Hearing, Breach of Contract and/or  
Constructive Dismissal  
Mackay & Moxey Chambers and Munroe & Associates)

**WEDNESDAY 20<sup>TH</sup> OCTOBER, 2021**

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

**SUPREME COURT CRIMINAL APPEALS**

**60/2016**

**10:00 A.M.**

**METEOR BODIE JR.**

**Vs.**

**REGINA**

(Substantive Hearing, Murder, Adj. from 13/9/2021  
Pinder Reckley & Co. and Director of Public Prosecutions)

**SUPREME COURT CRIMINAL APPEAL**

**30/2020**

**10:00 A.M.**

**DARIUS WILLIAMS**

**Vs.**

**REGINA**

(EOT/Substantive Hearing, Murder, Adj. from 14/6/2021  
Office of the Public Defender and Director of Public Prosecutions)

**MAGISTRATE'S COURT CRIMINAL APPEAL**

**71/2021**

**11:00 A.M.**

**LAMAR PAUL STUART**

**Vs.**

**COMMISSIONER OF POLICE**

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

**THURSDAY 21<sup>ST</sup> OCTOBER, 2021**

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

**SUPREME COURT CIVIL APPEAL**

**73/2021**

**10:00 A.M.**

**SCOTIA BANK (BAHAMAS) LIMITED**

**AND**

**MACUSHLA PINDER**

(Substantive Hearing, Breach of Contract  
Baycourt Chambers and Lignum Advisors)

**MAGISTRATE'S COURT CRIMINAL APPEAL**

**74/2021**

**11:00 A.M.**

**DAVID MOSS**

**Vs.**

**COMMISSIONER OF POLICE**

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

**FRIDAY 22<sup>ND</sup> OCTOBER, 2021**

***Reserved/ Reading Day***

**MONDAY 25<sup>TH</sup> OCTOBER, 2021**

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**

**76/2021**

**10:00 A.M.**

**BERTRAM THURSTON**

**AND**

**NATIONAL INSURANCE BOARD**

**ALGERNON CARGILL**

(Substantive Hearing, Damages/Costs  
Pyform Farrington Chambers and Office of the Attorney General)

**77/2021**

**11:00 A.M.**

**PAUL F. MAJOR**

**AND**

**FIRST CARIBBEAN INTL. BANK (BAH.) LTD.**

(Substantive Hearing, Unfair/Wrongful Dismissal  
and Breach of Contract  
Rolle & Rolle Chambers and Harry B. Sands Lobosky Chambers)



**TUESDAY 26<sup>TH</sup> OCTOBER, 2021**

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

**INDUSTRIAL TRIBUNAL APPEALS**

**86/2021**

**11:00 A.M.**

**COMMONWEALTH BREWERY LIMITED**

**AND**

**PATRICE FERGUSON**

(Substantive Hearing, Wrongful Dismissal  
Higgs & Johnson and Obie Ferguson & Co.)

**89/2021**

**12:00 NOON**

**BRUCE BETHEL**

**AND**

**WATER & SEWERAGE CORPORATION**

(Application to Appeal Out of Time, Breach of Contract  
Regency Advocates & Associates and Harry B. Sands,  
Lobosky & Co.)

**WEDNESDAY 27<sup>TH</sup> OCTOBER, 2021**

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

**SUPREME COURT CRIMINAL APPEAL**

**18/2021**

**10:00 A.M.**

**CHRISTOPHER JOSEPH McQUEEN**

**Vs.**

**DIRECTOR OF PUBLIC PROSECUTIONS**

(EOT/Substantive Hearing, Manslaughter, Adj. from 6/9/2021  
Geoffrey Farquharson and Director of Public Prosecutions)

**SUPREME COURT CIVIL APPEAL**

**91/2021**

**11:00 A.M.**

**BAHAMAS HOTEL MANAGERIAL ASSOCIATION**

**KIRKLAND RUSSELL**

**MICHAEL PINDER**

**SANDRA MILLER FERGUSON**

**FAYE PICKSTOCK AND ET. AL.**

**AND**

**LUCAYAN RENEWAL HOLDINGS LTD.)**

(Substantive Hearing/Respondent's Notice, Wrongful/Unfair Dismissal  
Obie Ferguson and Co. and Delaney Partners)

**THURSDAY 28<sup>TH</sup> OCTOBER, 2021**

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

**MAGISTRATE'S COURT CRIMINAL APPEALS**

**102/2021**

**10:00 A.M.**

**THE COMMISSIONER OF POLICE**

**Vs.**

**DANIEL McPHEE**

**STANLEY DEVEAUX**

**SAMUEL BUTLER**

**SAMULE BURROWS**

(Substantive Hearing, Possession of Prohibited Apparatus,  
Using a Fishing Vessel without a Valid Certificate  
Director of Public Prosecutions and Pro Se)

**SUPREME COURT CIVIL APPEAL**

**106/2021**

**11:00 A.M.**

**ROSAMUND SANDBROOK**

**AND**

**SUSAN DAVIS**

**OMAR DAVIS**

(Application for Leave to Appeal  
Raymond A. Rolle Co. and McKinney Bancroft & Hughes)

**FRIDAY 29<sup>TH</sup> OCTOBER, 2021**

***Reserved/ Reading Day***

**RESERVED JUDGMENTS AND DECISIONS  
DATED THIS 15<sup>TH</sup> DAY OF SEPTEMBER 2021**

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