

THE EASTERN CARIBBEAN SUPREME COURT
COURT OF APPEAL
STATUS HEARING

**VIDEOCONFERENCE
ANTIGUA AND BARBUDA
MONDAY 16TH MARCH 2026**

Case Name: George Kaersenhout
v
Domitilia James
[ANUHLTAP2025/0001]
Formerly [ANUHLTAP2018/0010]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	No appearance
Respondent:	No appearance

Issue: Status of the matter

Type of Order: Adjournment

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

1. Upon there being no appearance of the parties, the matter is adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda scheduled for 22nd June 2026 for the appellant to be present to indicate whether the

appellant is still interested in prosecuting the appeal.

- 2. The Registrar of the High Court shall serve a copy of this order on the parties and shall provide proof of service thereafter.**

Reason: There was no appearance on behalf of either party, therefore, the Court adjourned the matter to allow the appellant to indicate whether he is still interested in prosecuting the appeal.

Case name: Kenroy Christian
v
Director of the ONDCP
[ANUHCVP2025/0002]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mr. Wendel Alexander
Respondent: Ms. Shannon Potter holding papers for Mr. Marvin Hall

Issue: Status of the matter

Type of Order: Adjournment

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

- 1. This matter is adjourned to the next Status Hearing of the Court of Appeal for Antigua and Barbuda scheduled for 22nd June 2026 unless a Notice of Discontinuance is sooner filed.**

Reason: On the last occasion, Counsel for the appellant informed the Court that the appellant was considering discontinuing the appeal and was awaiting the outcome of the substantive matter in the High Court. The Court noted that no Notice of Discontinuance had been filed. However, Counsel for the appellant indicated that the Notice of Discontinuance had inadvertently not been filed, and that it would be filed soon. Accordingly, the Court adjourned the matter to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda, unless a Notice of Discontinuance is filed sooner.

Case name: Carlisle Bay Resort Ltd.
v
[1] Jeannette Joseph
[2] Juliet Ferrigon
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Ms. Kema Benjamin
Respondents: Ms. Shannon Potter holding papers for Mr. Justin Simon, KC

Issue: Status of the matter

Type of Order: Directions

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

1. The appellant shall file and serve written submissions with authorities on or before 17th April 2026.
2. The respondents shall file and serve written submissions with authorities on or before 18th May 2026.

3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 2nd June 2026.
4. This appeal will be listed for hearing at a Court of Appeal sitting for the State of Antigua and Barbuda, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason: Counsel for the appellant informed the Court that she had spoken with Counsel for the respondent and requested four weeks to file submissions. In light of the parties' agreement, the Court gave directions for the filing of submissions and ordered that the appeal be listed for hearing at a sitting of the Court of Appeal for the State of Antigua and Barbuda, once the matter is ready for hearing.

Case name: Charmaine Ephraim
(Estate of Carl Baynes, Deceased)
v
Ed Meyer
[ANUHCVP2020/0035]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Ms. Andrea Smithen-Henry
Respondent: In person

Issue: Status of the matter

Type of Order: Directions

Result/Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. Counsel for the appellant shall take the necessary steps to complete the request for the transcript of proceedings to be prepared.**
- 2. Upon noting the indication from counsel that the respondent Ed Meyer is deceased the matter is removed from the Status Hearing List until the Court has been notified that a personal representative has been appointed.**

Reason:

The Court noted that a request for the transcript of proceedings had been filed and accordingly ordered Counsel for the appellant to take the necessary steps to complete the said request. Counsel for the appellant indicated that she had only recently been informed that the respondent is deceased and further advised the Court that she would therefore need to take instructions from her client and make the necessary applications in relation to the matter. Consequently, the Court de-listed the matter until such time as it has been notified that a personal representative has been appointed.

Case name:

**Regional Performance Motor Sports Limited
v
[1] The Attorney General of Antigua
[2] Public Utilities Authority
[ANUHCVP2024/0035]
ANTIGUA AND BARBUDA**

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Kema Benjamin holding papers for Mr. Hugh Marshall Jr

Respondents: Mr. Zachary Phillips and Ms. Joy Dublin

Issue:

Status of the matter

Type of Order:

Directions

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. The appellant shall file and serve written submissions with authorities on or before 27th April 2026.**
- 2. The respondents shall file and serve written submissions with authorities on or before 29th May 2026.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 12th June 2026.**
- 4. This appeal will be listed for hearing at a Court of Appeal sitting for the State of Antigua and Barbuda, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.**

Reason:

The Court noted that no submissions has been filed in the matter. The parties having agreed to the appellants filing submissions within 31 days, the respondents having the same amount of time and reply submissions to be filed within 14 days, the Court gave the necessary directions for the filing of same.

Case name:

Big Banana Holdings Company Limited

v

Abi Bank Limited

(In Receivership)

[ANUHCVP2020/0029]

ANTIGUA AND BARBUDA

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Kendrickson Kentish

Respondent: Ms. Safiya Roberts

Issue: Status of the matter

Type of Order: Adjournment

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda scheduled for 22nd June 2026, unless a Notice of Discontinuance is soon filed.

Reason: Counsel for the appellant indicated to the Court that the appellant will be seeking leave to discontinue the appeal. Therefore, the Court adjourned to the next status hearing of the Court of Appeal for the State of Antigua and Barbuda unless a Notice of Discontinuance is soon filed.

Case name: Gerald Quinland
v
Royal Bank of Canada
[ANUHCVP2020/0019]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mr. George Lake

Respondent: No appearance

Issue: Status of the matter

Type of Order: Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda scheduled for 22nd June 2026 for the appellant to show proof of service of the Notice of Appeal on the respondent.
2. The Registrar of the High Court shall serve a copy of this order on the parties and provide proof of service thereafter.

Reason:

The Court noted that there is no proof of service on the respondent. Therefore, the matter was adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda for the appellant to show proof of service of the Notice of Appeal on the respondent.

Case name:

**Akeem Thomas
v
The King
[ANUHCRA2022/0008]
ANTIGUA AND BARBUDA**

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Thoebalds, Chief Registrar

Appearances:

Appellant:

Mr. Wendel Alexander

Respondent:

Mrs. Shannon Jones-Gittens

Issue:

Status of the matter

Type of Order:

Directions

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. Upon noting the indication from counsel for the appellant that the appellant no longer wishes to prosecute the appeal, the appellant shall take the necessary steps to file a Notice of Abandonment in accordance with section 59(1), Court of Appeal Rules 1968 on or before 31st March 2026.**
- 2. If paragraph 1 of this order is not complied with, the matter shall be listed for the next Status Hearing of this Court of Appeal for the State of Antigua and Barbuda scheduled for 22nd June 2026.**

Reason:

On the last occasion, Counsel for the appellant indicated that the appellant wished to discontinue the appeal. However, no Notice of Abandonment has yet been filed. Counsel for the appellant indicated to the Court that he has been unable to get in contact with the appellant, but he recently made contact and would now be in a position to file the Notice of Abandonment. The Court therefore gave directions for the appellant to take the necessary steps to file the Notice of Abandonment on or before 31st March 2026. In the event that it is not filed, the matter will be listed for the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda.

Case name:

**Alfred Delice
v
The King
[ANUHCRA2024/0012]
ANTIGUA AND BARBUDA**

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Wendel Alexander

Respondent: Mrs. Shannon Jones-Gittens

Issue: Status of the matter

Type of Order: Directions

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

1. The respondent shall file and serve written submissions with authorities on or before 20th April 2026.
2. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 8th May 2026.
3. This appeal will be listed for hearing at a Court of Appeal sitting for the State of Antigua and Barbuda, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason: The Court noted that no submissions has been filed by the respondent. Upon Counsel for the respondent requesting until 20th April 2026 to file submissions, the Court gave directions for the filing of submissions.

Case name: Director of Public Prosecutions
v
Wayne Miguel
[ANUHCRA2020/0005]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mrs. Shannon Jones-Gittens
Respondent: In person

Issue: **Status of the matter**

Type of Order: **Directions**

Result/Order: **[Oral Delivery]**
IT IS HEREBY ORDERED THAT:

1. The appellant shall serve the Notice of Abandonment filed on 12th March 2026 on the respondent Wayne Miguel and shall provide proof of service thereafter.
2. If paragraph 1 of this order has not been complied with, the matter will come up for report at the next Status Hearing of the Court of Appeal for Antigua and Barbuda scheduled for 22nd June 2026.

Reason: Counsel for the appellant informed the Court that the Office of the Director of Public Prosecutions was unable to serve the respondent with the Notice of Abandonment. Therefore, the Court directed that the Notice of Abandonment be served on the respondent and in the event that service is not effected, the matter will come up for report at the next Status Hearing of the Court of Appeal for Antigua and Barbuda.

Case name: **Office of the Director of Public Prosecutions**
v
Theodore Horsford Jr.
[ANUHCRA2020/0006]
ANTIGUA AND BARBUDA

Date: **Monday, 16th March 2026**

Coram: **Mrs. Michelle John-Theobalds, Chief Registrar**

Appearances:

Appellant: **Mrs. Shannon Jones-Gittens**

Respondent: **In person**

Issue: **Status of the matter**

Type of Order:

Directions

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The appellant shall serve the Notice of Abandonment filed on 12th March 2026 on the respondent Theodore Horsford Jr. and shall provide proof of service thereafter.
2. If paragraph 1 of this order has not been complied with, the matter will come up for report at the next Status Hearing of the Court of Appeal for Antigua and Barbuda scheduled for 22nd June 2026.

Reason:

Counsel for the appellant informed the Court that the Office of the Director of Public Prosecutions was unable to serve the respondent with the Notice of Abandonment. Therefore, the Court directed that the Notice of Abandonment be served on the respondent and in the event that service is not effected, the matter will come up for report at the next Status Hearing of the Court of Appeal for Antigua and Barbuda.

Case name:

Office of the Director of Public Prosecutions

v

Steffan Sylvester

[ANUHCRA2020/0010]

ANTIGUA AND BARBUDA

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mrs. Shannon Jones-Gittens

Respondent:

In person

Type of Order:

Directions

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The appellant shall serve the Notice of Abandonment filed on 12th March 2026 on the respondent Steffan Sylvester and shall provide proof of service thereafter.
2. If paragraph 1 of this order has not been complied with, the matter will come up for report at the next Status Hearing of the Court of Appeal for Antigua and Barbuda scheduled for 22nd June 2026.

Reason:

Counsel for the appellant informed the Court that the Office of the Director of Public Prosecutions was unable to serve the respondent with the Notice of Abandonment. Therefore, the Court directed that the Notice of Abandonment be served on the respondent and in the event that service is not effected, the matter will come up for report at the next Status Hearing of the Court of Appeal for Antigua and Barbuda.

Case name:

The King
v
[1] Harold Lovell
[2] Jacqui Quinn
[3] Wilmoth Daniel
[ANUHCRA2021/0012]

Heard together with:

The King
v
[1] Harold Lovell
[2] Jacqui Quinn
[3] Wilmoth Daniel
[ANUHCRA2022/0005]
ANTIGUA AND BARBUDA

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mrs. Shannon Jones-Gittens

Respondents:

**Ms. Nelisa Spencer for the 1st and 2nd respondents
Ms. Shannon Potter holder papers for Mr. Justice Simon
KC for the 3rd respondent**

Type of order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. Counsel for the 1st and 2nd respondents shall take the necessary steps to enter an appearance on the E-Litigation Portal on or before 20th March 2026.**
- 2. The matter is adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda scheduled for 22nd June 2026 to allow the Director of Public Prosecutions to review the file and decide on the way forward in relation to the appeal.**

Reason:

The Court noted that Counsel for the 1st and 2nd respondents has not entered an appearance on the E-Litigation Portal, as she has only recently been instructed. Accordingly, Counsel was directed to take the necessary steps to enter an appearance on the Portal. Counsel for the appellant requested an adjournment to review the file, and the respondents raised no objections. The Court therefore adjourned the matter to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda.

Case name:

**Dylan Karim Simon
v
The King
[ANUHCRA2024/0010]
Consolidated with
The Director of Public Prosecutions
v
Dylan Simon
[ANUHCRA2024/0005]
ANTIGUA AND BARBUDA**

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant/Respondent: Mr. Warren Cassell

Respondent/Appellant: Mrs. Shannon Jones-Gittens

Issue: Status of the matter

Type of Order: Directions

Result/Order: [Oral delivery]
IT IS HEREBY ORDERED THAT:

1. The matters having been consolidated by order dated 12th March 2026, all filings in this appeal shall be made in ANUHCRA2024/0005.
2. The appellants shall file and serve their written submissions with authorities in relation to each appeal on or before 30th April 2026.
3. The respondents shall file and serve their written submissions with authorities in relation to each appeal on or before 29th May 2026.
4. The appellants are at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 12th June 2026.
5. These appeals will be listed for hearing at a Court of Appeal sitting for the State of Antigua and Barbuda, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason: The Court noted that submissions have not yet been filed in this matter and accordingly gave directions for the filing thereof and the progression of the matter.

Case name: Careem Bedminister
v
[1] Arlene Simmons
[2] Damian Simmons
[ANUMCVAP2021/0001]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mrs. Cherissa Roberts-Thomas

Respondents: In person

Issue: Status of the matter

Type of Order: Directions/Adjournment

Result/Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The Chief Magistrate shall provide the High Court Office with the Record of Appeal in this matter on or before 29th May 2026, failing which an affidavit shall be provided stating the reason for non-compliance.
2. The matter is adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda scheduled for 22nd June 2026.
3. The Registrar of the High Court shall serve a copy of this order on the respondents and shall provide proof of service thereafter.

Reason: The Court noted that the Record of Appeal remains outstanding. Therefore, the Chief Magistrate was directed to provide the High Court Office with the Record of Appeal and the matter was adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda.

Case name:

Kharim Baptiste
v
Narisa Browne
[ANUMCVAP2020/0002]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Kyrah Carr (Legal Aid and Advice Centre)

Respondent: Ms. Kema Benjamin holding papers for Ms. Sherrie-Ann Bradshaw

Issue: Status of the matter

Type of Order: Adjournment

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next Status Hearing of the Court of Appeal for the State of Antigua and Barbuda scheduled for 22nd June 2026 for report on the preparation of the social inquiry report for the minor child.

Reason: On the last occasion, the matter was adjourned to allow Counsel for the respondent to take the necessary steps to identify a licensed private agency or a qualified social worker in the United States to carry out the home study of the minor child. However, the appellant is still awaiting the social worker's report. The Court was also informed that a request for further information was made to the respondent regarding same, but there is no indication as to whether such information has been submitted. The Court therefore adjourned the matter for a report on the social inquiry report for the minor child.

Case name:

[1] Flat Point Development Limited
[2] Emerald Cove Consortium Limited
v
Fairlight Limited
[ANUHCVP2020/0040]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants: No appearance

Respondent: No appearance

Issue: Status of the matter

Type of Order: N/A

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant has not provided proof of service of the Notice of Appeal filed on 11th December 2020 on the respondent, the matter is removed from the Court's list as there is no valid appeal before the Court.
2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason: The Court noted that the Notice of Appeal was not served on the respondent, as such there is no valid appeal before the Court. Therefore, the matter was removed from the Court's list.

Case name: Millicent C. Roberts
v
Director of Public Prosecutions
[ANUHCRA2020/0008]
ANTIGUA AND BARBUDA

Date: Monday, 16th March 2026

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mr. Lawrence Daniels
Respondent: Mrs. Shannon Jones-Gittens

Issue: Status of the matter

Type of Order: N/A

Result/Order: [Oral Delivery]
IT IS HEREBY ORDERED THAT:

1. The respondent shall inform the Registrar of the High Court and the Head of the Transcriptionist Unit of the dates of the trial in the High Court on or before 31st March 2026.
2. The Registrar of the High Court shall thereafter cause the transcript of proceedings to be prepared and served on the parties.
3. The matter is removed from the Status Hearing List pending the availability of the transcript.
4. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason:

The Court noted that the Record of Appeal is outstanding. Therefore, directions were given for the respondent to inform the Registrar of the High Court of the trial dates and for the Registrar of the High Court to thereafter cause the transcript of proceedings to be prepared and served on the parties. The matter was de-listed pending availability of the transcript.

Case name:

**Errol Phillips
v
The King
[ANUHCRA2021/0002]
ANTIGUA AND BARBUDA**

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Wendel Alexander

Respondent:

Mrs. Shannon Jones-Gittens

Issue:

Status of the matter

Type of Order:

Directions

Result/Order:

**[Oral Delivery]
IT IS HEREBY ORDERED THAT:**

1. The appellant shall file and serve written submissions with authorities on or before 17th April 2026.
2. The respondent shall file and serve written submissions with authorities on or before 22nd May 2026.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 8th June 2026.
4. This appeal will be listed for hearing at a Court of Appeal sitting for the State of Antigua and Barbuda, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason:

The Court noted that the Record of Appeal was filed on 13th March 2026. Therefore, directions were given for the parties to file written submissions and provisionally listed the matter for hearing at a Court of Appeal sitting for the State of Antigua and Barbuda.

Case name:

Nassor Hodge
v
The King
[ANUMCRAP2020/0001]
ANTIGUA AND BARBUDA

Date:

Monday, 16th March 2026

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Andrew O’Kola

Respondent: No appearance

Issue:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]
IT IS HEREBY ORDERED THAT:

- 1. The matter is adjourned to the next Status Hearing for the Court of Appeal for the State of Antigua and Barbuda to allow the appellant to provide proof of service of the Notice of Appeal and authorization code on the respondent.**
- 2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.**

Reason:

Counsel Mrs. Shannon Jones-Gittens, as a courtesy to the Court, came on to inform that the respondent has not been served with the Notice of Appeal in this matter. Therefore, the matter was adjourned for the appellant to provide proof of service of the Notice of Appeal and authorization code on the respondent.