

EASTERN CARIBBEAN SUPREME COURT

STATUS HEARING

VIDEOCONFERENCE

SAINT LUCIA

WEDNESDAY 14TH MAY 2025

Case Name: **Hermes Bank Limited**
v
Birasort Limited et al

[SLUHCMAP2024/0002]
(Saint Lucia)

Date: **Wednesday, 14th May 2025**

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

Appearances:

Appellant: **Ms. Cleopatra Mc Donald**

Respondents: **Ms. Shari Ann Walker and Ms. Tianah Foster**

Issues: **Status of the Matter**

Type of Order **N/A**

Result/Order: **IT IS HEREBY ORDERED THAT:**

- 1. The matter is removed from the Court's status hearing list.**
- 2. The matter will be relisted either for status hearing or otherwise upon further action being**

taken by either of the parties in relation to the appeal.

Reasons:

Counsel for the appellant indicated that she no longer had instructions in relation to this matter. A petition has been filed to wind up the appellant company. The first notice was filed on 10th May 2025. The receiver has been appointed so the shareholders are not in a position to provide instructions to counsel.

Case Name:

**Monica Viola Joseph -Cyril
v
Lorenzo Rudolph Francis et al
[SLUHCVAP2020/0018]
(Saint Lucia)**

Date:

Wednesday, 14th May 2025

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: No appearance

Respondents: Mr. Lorenzo Francis

Issues:

Status of the Matter

Type of Order

Adjournment

Result/Order

IT IS HEREBY ORDERED THAT:

- 1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 20th October 2025, to allow the appellant to be present to indicate**

whether she is still interested in prosecuting the appeal.

2. This is the final adjournment for this purpose.
3. The registrar of the High Court shall serve a copy this order on the appellant and shall provide proof of service thereafter.

Reason: The appellant could not be located for service.

Case Name: Hollinda Allen Arthur
v
Raymond Volney
[SLUMCVAP2018/0002]
(Saint Lucia)

Date: Wednesday, 14th May 2025

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

Appearances:

Appellant:	No appearance
Respondent:	No appearance

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. Upon noting that the parties could not be located to be served with notice of today's hearing, the matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 20th October 2025 to allow the appellant to be present to indicate whether he is still interested in prosecuting the appeal.
2. This is the final adjournment for this purpose.

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

Reason: The Court noted that there is no address on file for the parties. The court office was unable to serve either of them.

Case Name: Rock Jean
v
Saint Lucia Civil Service Credit Union Limited
[SLUMCVAP2019/0002]
(Saint Lucia)

Date: Wednesday, 14th May 2025

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

Appearances:

Appellant: In person

Respondent: Mr. Thomas Theobalds

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall upload a copy of the supplemental record of appeal to the Electronic Litigation Portal on or before 16th May 2025 and thereafter serve a copy on the parties.

2. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 20th October 2025 to allow the parties to review the supplemental record of appeal to confirm that it is in order to allow the matter to proceed and the appellant to make a formal request to obtain the recording of the proceedings in the court below.
3. 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 appellant paid for the transcript of proceedings. The High Court office collected the transcript on 13th May 2025 and has to upload the supplemental/revised Record of Appeal to the E-Litigation Portal.

Case Name: Flavia Cherry
v
Ezekiel Mason
[SLUMCVAP2021/0004]
(Saint Lucia)

Date: Wednesday, 14th May 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mr. Dexter Theodore KC
Respondent: In person

Issues: Status of the Matter

Type of Order Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 20th October 2025, to allow the respondent to make efforts to get legal representation for the appeal.
2. This is the final adjournment for this purpose.
3. The Registrar of the High Court shall serve a copy of this order on the respondent and shall provide proof of service thereafter.

Reason:

The appellant asked for a final adjournment to allow the respondent to get legal counsel.

Case Name:

Leroyson Gilbert

v

The King

[SLUHCRA2021/0005]

(Saint Lucia)

Date:

Wednesday, 14th May 2025

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Ms. Alberta Richelieu holding papers for Mr. Alberton Richelieu

Respondents:

Mr. Daarsrean Greene, Director of Public Prosecutions

Issues:

Status of the Matter

Type of Order

Directions

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The appellant shall file and serve written submissions with authorities on or before 20th June 2025.
2. The respondent shall file and serve written submissions with authorities on or before 25th July 2025.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 11th August 2025.
4. This appeal will be listed for hearing at a Court of Appeal sitting for the state of St. Lucia, 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 15th January 2025 and accordingly gave directions for the filing of submissions.

Case Name:

Jeromine Jones
v
Director of Public Prosecutions
[SLUHCRA2021/0001]
(Saint Lucia)

Date:

Wednesday, 14th May 2025

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Ms. Alberta Richelieu holding papers for Mr. Alberton Richelieu

Respondent: Mr. Daarsrean Greene, Director of Public Prosecutions

Issues: Status of the Matter

Type of Order Directions

Result / Order: IT IS HEREBY ORDERED THAT:

1. The appellant shall file and serve written submissions with authorities on or before 27th June 2025.
2. The respondent shall file and serve written submissions with authorities on or before 4th August 2025.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 19th August 2025.
4. This appeal will be listed for hearing at a Court of Appeal sitting for the state of Saint Lucia, 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 10th March 2025 and accordingly gave directions for the filing of submissions.

Case Name: Hanson James
v
The King

[SLUHCRAP2022/0003]
(Saint Lucia)

Date: Wednesday, 14th May 2025

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

Appearances:

Appellant: In person

Respondent: Mr. Daarsrean Greene, Director of Public Prosecutions

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 20th October 2025 to allow the appellant to make an application to waive the fees for the transcript of proceedings.
2. The Registrar of the High Court shall serve a copy of this order on the appellant and provide proof of service thereafter.

Reason: The Court noted the appellant does not have a lawyer. He intends to proceed with the appeal on his own and informed that he is impecunious and cannot afford the cost of the transcript. The Court suggested that he may wish to make an application to waive the fees for the transcript. This can be done by letter, also setting how his current financial means.

Case Name: Stephen Reynold
v
The King

**[SLUHCRAP2020/0003]
(Saint Lucia)**

Date: **Wednesday, 14th May 2025**

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

Appearances:

Appellant:	No appearance
Respondent:	Mr. Daarsrean Greene, Director of Public Prosecutions

Issues: **Status of the Matter**

Type of Order **Adjournment**

Result / Order: **IT IS HEREBY ORDERED THAT:**

1. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 20th October 2025 to allow the appellant to be present to indicate whether he is still interested in prosecuting the appeal.
2. The Registrar of the High Court shall serve a copy of this order on the appellant and provide proof of service thereafter.

Reason: **The appellant was not present at the hearing. The Court noted that he is no longer at the Bordelais Correctional Facility.**

Case Name: **Lon Octave**

V
WPC 816 Mangal

[SLUMCRAP2018/0004]
[SLUMCRAP2018/0005]
(Saint Lucia)

Date: **Wednesday, 14th May 2025**

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

Appearances:

Appellant: **Ms. Jadia Jn. Pierre**

Respondents: **Mr. Daarsrean Greene, Director of Public Prosecutions**

Issues: **Status of the Matter**

Type of Order **Directions**

Result / Order: **IT IS HEREBY ORDERED THAT:**

1. The appellant shall file and serve written submissions with authorities on or before 30th June 2025.
2. The respondent shall file and serve written submissions with authorities on or before 31st July 2025.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 15th August 2025.
4. This appeal will be listed for hearing at a Court of Appeal sitting for the state of Saint Lucia, 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 2nd April 2025.

Case Name: Ernest George
v
PC 600 St. Aimee
[SLUMCRAP2014/0012]
(Saint Lucia)

Date: Wednesday, 14th May 2025

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

Appearances:

Appellant: No appearance

Respondent: Mr. Daarsrean Greene, Director of Public Prosecutions

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The Senior Magistrate shall cause the record of appeal including the notes of evidence and reasons for decision to be prepared and served on the parties by no later than 31st July 2025, failing which an affidavit giving reasons for the non-compliance shall be filed.

2. The matter is adjourned to the next status hearing of the court of appeal for the state of Saint Lucia scheduled for 20th October 2025.
3. 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 appellant could not be located to be served.

Case Name: Byron Nicholas
v
PC 600 St. Aimee
[SLUMCRAP2014/0014]
(Saint Lucia)

Date: Wednesday, 14th May 2025

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

Appearances:

Appellant:	No appearance
Respondent:	Ms. Daarsrean Greene, Director of Public Prosecutions

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant could not be located to be served with notice of today's hearing, the matter is adjourned to the next

status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 20th October 2025 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.

2. This is the final adjournment for this purpose.
3. 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 appellant could not be located for service. The Court was uncertain whether the appellant is still interested in prosecuting the appeal as he has never appeared before the Court, despite being served on some previous occasions.

Case Name:

Wilfred Karl Daniel

v

The King

[SLUMCRAP2025/0001]

Formerly

[SLUMCRAP2018/0007]

(Saint Lucia)

Date:

Wednesday, 14th May 2025

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Ms. Albertha Richelieu holding papers for Mr. Alberton Richelieu

Respondent:

Mr. Daarsrean Greene, Director of Public Prosecutions

Issues:

Status of the Matter

Type of Order N/A

Result / Order: N/A

Reason: The Court noted that there was no order to be made as a notice of abandonment was filed on 25th April 2025.

Case Name: Miguel Elibox
v
PC 335 Gilroy Arthur
[SLUMCRAP2021/0001]
(Saint Lucia)

Date: Wednesday, 14th May 2025

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

Appearances:

Appellant:	No appearance
Respondent:	Mr. Daarsrean Greene, Director of Public Prosecutions

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The Senior Magistrate shall cause a supplemental record of appeal, including the

reasons for decision to be prepared and served on the parties by no later than 31st July 2025, failing which an affidavit giving reasons for the non-compliance shall be filed.

2. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 20th October 2025.
3. The Registrar of the High Court shall serve a copy of this order on the appellant and provide proof of service thereafter.

Reason:

The DPP indicated that Mr. Jeannot-Michel Walters, who was on record for the appellant was engaged in a trial before the Court and therefore could not attend the status hearing. The Court noted that the reasons for decision was missing from the record of appeal.

Case Name:

Owen Lamontagne

v

The King

**[SLUMCRAP2023/0001]
(Saint Lucia)**

Date:

Wednesday, 14th May 2025

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

No appearance

Respondent:

Mr. Daarsrean Greene, Director of Public Prosecutions

Issues:

Status of the Matter

Type of Order

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 20th October 2025.
2. The respondent shall as much as possible assist the Court with the whereabouts of the appellant to facilitate service on the appellant.
3. 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 appellant was not served with the notice of hearing. The DPP agreed to assist in giving the Court an address for service.

Case Name:

Clouds Poyotte

v

PC 711 Byron

**[SLUMCRAP2019/0005]
(Saint Lucia)**

Date:

Wednesday, 14th May 2025

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Ms Alberta Richelieu holding papers for Ms. Alberton Richelieu

Respondent:

Mr. Daarsrean Greene, Director of Public Prosecutions

Issues:

Status of the Matter

Type of Order

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The Senior Magistrate shall cause the portion of the record of appeal reflecting the full cross examination of the Investigating Officer, PC 711 Byron, to be prepared and served on the parties by no later than 31st July 2025, failing which an affidavit giving reasons for the non-compliance shall be filed.**
- 2. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 20th October 2025.**

Reason:

The Court noted that the Senior Magistrate did not file the supplemental order nor affidavit.