

EASTERN CARIBBEAN SUPREME COURT

STATUS HEARING

VIDEOCONFERENCE

GRENADA

MONDAY, 8TH JANUARY 2024

Case Name:

Garth George

v

Errol Joseph

[GDAHCVAP2016/0043]

(Grenada)

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Ms. Sabrita Khan-Ramdhani

Respondent:

Ms. Sheriba Lewis

Issues:

Status of the Matter

Type of Order

Adjournment

Result/Order:

IT IS HEREBY ORDERED THAT:

Upon noting the indication from counsel for the appellant that she has been unsuccessful in making contact with the family of the deceased appellant to take instructions in relation to the progress of the appeal, the appeal is adjourned to the next status

hearing of the court for Grenada scheduled for 18th July 2024 to allow counsel to make the necessary application to be removed as counsel on record for the appellant.

Reasons:

Counsel made efforts to contact family members of the deceased appellant but have not been successful. Counsel indicated an intention to therefore take the steps to make an application to be removed from the record.

Case Name:

**Lewis Charles et al
v
Gemma Haynes et al
[GDAHCVAP2017/0007]
(Territory of the Virgin Islands)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Ms. Sabrita Khan-Ramdhani

Respondents:

**Ms. Aloytha Thomas for the 1st – 3rd respondents
No appearance for the 4th respondent**

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 for Grenada scheduled for**

18th July 2024 to allow counsel to take the necessary steps to put matters right in relation to the appeal.

2. The Registrar of the High Court shall serve a copy of this order on the 4th and 5th respondents and provide proof of service thereafter.

Reason: The Court noted that there were a number of matters to be put right in this appeal. An adjournment was necessary to allow for this.

Case Name: Patricia Cox-Squires et al
v
Valerie Francis et al
[GDAHCVAP2023/0013
(Territory of the Virgin Islands)]

Date: Monday, 8th January 2024

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

Appearances:
Appellant: Ms. Caryn Adams
Respondents: Mr. Deloni Edwards for the 1st respondent
Mr. Ruggles Fergusson KC appearing amicus curiae

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The 1st respondent shall file and serve written submissions along with authorities on or before 8th February 2024.

2. Upon noting that the 2nd and 3rd respondents were not served to be present today, the matter is adjourned to the next status hearing of the court for Grenada scheduled for 18th July 2024.
3. The Registrar of the High Court shall serve a copy of this order on the 2nd and 3rd respondents and shall provide proof of service thereafter.

Reason:

The Court noted that the respondents were to file submissions. The respondents were served with the appeal documents but not with the notice of hearing of the sitting.

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Case Name:

**Aldin Phillip
v
The King**

**[GDAHCRAP2019/0009]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Mr. Benjamin Hood holding papers for Mr. Anthony Hood

Respondent:

Mr. Howard Pinnock

Issues:

Status of the Matter

Type of Order

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. Counsel for the parties shall take the necessary steps to agree to the notes of evidence for the missing portion of the transcript of proceedings and file the same at the court office.**
- 2. The matter is adjourned to the next status hearing of the court of appeal for Grenada scheduled for 18th July 2024.**

Reason:

Counsel for the appellant requested a final adjournment to meet to discuss and file the notes of evidence. The respondent did not object. The registrar confirmed that all the audio available to the court office has been transcribed.

Case Name:

**Paul Duncan
v
The King**

**[GDAHCRAP2016/0014]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

In person

Respondents:

Mr. Howard Pinnock

Issues:

Status of the Matter

Type of Order

N/A

Result / Order:

IT IS HEREBY ORDERED THAT:

1. Upon noting the indication from the appellant that he 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.
2. If paragraph 1 of this order is not complied with, the matter shall be listed for the next status hearing of the Court of Appeal for scheduled for 18th July 2024.

Reason:

The appellant informed that he was no longer interested in prosecuting his appeal.

Case Name:

Finton Debourg

V

The King

[GDAHCRAP2016/0027]

(Grenada)

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

In person

Respondents:

Mr. Howard Pinnock holding for the Director of Public Prosecutions

Issues:

Status of the Matter

Type of Order

Directions

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The appellant shall provide the court with a copy of the transcript of proceedings which he has in his possession and which he states was prepared by Ms. Jacqueline Ladoo on or before 8th March 2024.
2. The copy of the transcript shall be sent via email to the following email address; to the Supreme Court registry at email address courtadmin@scr.gov.gd and to the Court of appeal registry at email address registry@eccourts.org.
3. Thereafter, the appellant shall file an affidavit of service evidencing proof of service of the transcript on the High Court registry and the Court of Appeal registry, such affidavit to include a copy of the email sent complying with this order.
4. The matter is adjourned to the next status hearing of the court scheduled for 18th July 2024.
5. 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 said that the transcript was sent to the Registry of the High Court and copied to the Court of Appeal. He also indicated that it was also sent via fax. Neither court offices received the same.

Case Name:

**Marcus Fortune
v
The King**

**[GDAHCRAP2019/0022]
(Grenada)**

Date: Monday, 8th January 2024

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

Appearances:

Appellant: Mr. Jerry Edwin holding for Mr. George Prime

Respondent: Mr. Howard Pinnock

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next status hearing of the Court for Grenada scheduled for 18th July 2024 to allow counsel to take instructions from the appellant as to whether he is still interested in prosecuting this appeal.

Reason: Counsel for the appellant asked that the matter be adjourned to the next status hearing so that instructions can be taken from the appellant as to whether he wishes to proceed with the appeal.

Case Name: Garvin Clarke
v
The King

**[GDAHCRAP2022/0015]
(Grenada)**

Date: Monday, 8th January 2024

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

Appearances:

Appellant: Mr. Anselm Clouden

Respondent: Mr. Howard Pinnock

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next status hearing of the court for Grenada scheduled for 18th July 2024 to allow counsel for the appellant an opportunity to review the transcript of proceedings in preparation for the appeal.

Reason: Counsel was in the course of reviewing the transcript of proceedings, as he was not counsel in the court below, and asked that the matter be adjourned to the next status hearing of the Court to allow him time to do so. The respondent did not object but noted that the respondent is ready to proceed.

Case Name: Lennard Benjamin
v
The King

[GDAHCRAP2016/0026]
(Grenada)

Date: Monday, 8th January 2024

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

Appearances:

Appellant: Mr. Jerry Edwin

Respondent: Ms. Crisan Greenidge

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 29th March 2024.
2. The respondent shall file and serve written submissions with authorities on or before 29th April 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 13th May 2024.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for Grenada scheduled for the week commencing 22nd July 2024.

Reason:

Counsel indicated that he has completed his review of the transcript and was working on his submissions. He requested directions for filing submissions. Counsel for the respondent did not object and stated that the crown is ready.

Case Name:

Albert Mapp

v

The King

**[GDAHCRAP2022/0011]
(Grenada)**

Date: Monday, 8th January 2024

Coram: Mrs. Michelle John Theobalds, The Chief Registrar

Appearances:

Appellant:	Mr. Jerry Edwin
Respondent:	Mr. Howard Pinnock

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 29th March 2024.
2. The respondent shall file and serve written submissions with authorities on or before 29th April 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 13th May 2024.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for Grenada scheduled for the week commencing 22nd July 2024.

Reason: Counsel for the appellant indicated that he had just received the transcript of proceedings and was reviewing the same. He asked for directions for filing of submissions. The respondent did not object.

Case Name: Winston Murray

**V
The King**

**[GDAHCRAP2013/0003]
(Grenada)**

Date: Monday, 8th January 2024

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

Appearances:

Appellant: Mr. Anselm Clouden

Respondent: Ms. Crisan Greenidge

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 for the state of Grenada scheduled for 18th July 2024 to allow the appellant to make an application for legal aid.
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: There was an affidavit filed on 14th March 2019 in relation to the appointment of legal aid. It doesn't appear that this was brought to the Court of Appeal's attention. There was no order granting legal aid.

Case Name: The Commissioner of Police

V
Treverson Roberts

[GDAMCRAP2019/0021]
(Grenada)

Date: Monday, 8th January 2024

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

Appearances:

Appellant: Ms. Crisan Greenidge

Respondent: No appearance

Issues: Status of the Matter

Type of Order Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. Upon noting that the respondent was not served to be present at today's hearing, the matter is adjourned to the next status hearing of the court of appeal for Grenada scheduled for 18th July 2024.
2. The appellant shall make every effort to assist the court with information on the whereabouts of the respondent to allow for service.
3. The Registrar of the High Court shall serve a copy of this order on the respondent personally and shall provide proof of service thereafter.

Reason: The Court noted that the respondent was not served with the notice of hearing.

Case Name:

**Curtis Cyrus
v
The Commissioner of Police**

**[GDAMCRAP2021/0007]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Ms. Winnifred Duncan Phillip appearing amicus curiae

Respondent:

Mr. Howard Pinnock

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 for Grenada scheduled for 18th July 2024 to allow the appellant to retain legal counsel in this matter.**
- 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 appeared amicus for the appellant who sustained an injury and was unable to be present. It was advised that the appellant was trying to retain counsel in this matter and asked that the matter be adjourned to allow him to do so. The respondent did not object.

Case Name:

**Curtis Cyrus
V
The Commissioner of Police**

**[GDAMCRAP2021/0008]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Mr. Stephen Daniels

Respondent:

Ms. Tiffany Scatliffe, 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 for Grenada scheduled for 18th July 2024 to allow the appellant to retain legal counsel in this matter.**
- 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 appeared amicus for the appellant who sustained an injury and was unable to be present. It was advised that the appellant was trying to retain counsel in this matter and asked that the matter be adjourned to allow him to do so. The respondent did not object.

Case Name:

**Curtis Cyrus
v
The Commissioner of Police**

**[GDAMCRAP2023/0006]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant: Ms. Winnifred Duncan Phillip

Respondent: Mr. Howard Pinnock

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 15th March 2024.**
- 2. The respondent shall file and serve written submissions with authorities on or before 15th April 2024.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 29th April 2024.**
- 4. The hearing of the appeal is fixed for the next court of appeal sitting in the State of Grenada scheduled for the week commencing 22nd July 2024.**

Reason:

The appellant filed in person and counsel recently took conduct of this matter. Counsel requested directions for filing submissions.

Case Name:

**Curtis Cyrus
V
The Commissioner of Police
[GDAMCRAP2023/0007]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Ms. Winnifred Duncan Phillip appearing amicus curiae

Respondent:

Mr. Howard Pinnock

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 for Grenada scheduled for 18th July 2024 to allow the appellant to retain legal counsel in this matter.**
- 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 appeared amicus for the appellant who sustained an injury and was unable to be present. It was advised that the appellant was trying to retain counsel in this matter and asked that the matter be adjourned to allow him to do so. The respondent did not object.

Case Name:

**Curtis Cyrus
V
The Commissioner of Police**

**[GDAMCRAP2023/0008]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Ms. Winnifred Duncan Phillip appearing amicus

Respondent:

Mr. Howard Pinnock

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 for Grenada scheduled for 18th July 2024 to allow the appellant to retain legal counsel in this matter.**
- 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 appeared amicus for the appellant who sustained an injury and was unable to be present. It was advised that the appellant was trying to retain counsel in this matter and asked that the matter be adjourned to allow him to do so. The respondent did not object.

Case Name:

**Curtis Cyrus
V
The Commissioner of Police**

**[GDAMCRAP2023/0010]
(Grenada)**

Date:

Monday, 8th January 2024

Coram:

Mrs. Michelle John-Theobalds, The Chief Registrar

Appearances:

Appellant:

Ms. Winnifred Duncan Phillip appearing amicus

Respondent:

Mr. Howard Pinnock

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 for Grenada scheduled for 18th July 2024 to allow the appellant to retain legal counsel in this matter.**
- 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 appeared amicus for the appellant who sustained an injury and was unable to be present. It was advised that the appellant was trying to retain counsel in this matter and asked that the matter be adjourned to allow him to do so. The respondent did not object.

Case Name:

Curtis Cyrus

V
The Commissioner of Police
[GDAMCRAP2023/0011]
(Grenada)

Date: Monday, 8th January 2024

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

Appearances:

Appellant: Ms. Winnifred Duncan Phillip

Respondent: Mr. Howard Pinnock

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 15th March 2024.
2. The respondent shall file and serve written submissions with authorities on or before 15th April 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 29th April 2024.
4. The hearing of the appeal is fixed for the next court of appeal sitting in the State of Grenada scheduled for the week commencing 22nd July 2024.

Reason: The appellant filed in person and counsel recently took conduct of this matter. Counsel requested directions for filing submissions.

Case Name:	Curtis Cyrus v The Commissioner of Police [GDAMCRAP2023/0005] (Grenada)
Date:	Monday, 8th January 2024
Coram:	Mrs. Michelle John-Theobalds, The Chief Registrar
Appearances:	
Appellant:	Ms. Winnifred Duncan Phillip appearing amicus
Respondent:	Mr. Howard Pinnock
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 for Grenada scheduled for 18th July 2024 to allow the appellant to retain legal counsel in this matter. 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 appeared amicus for the appellant who sustained an injury and was unable to be present. It was advised that the appellant was trying to retain counsel in this matter and asked that the matter be adjourned to allow him to do so. The respondent did not object.
Case Name:	Curtis Cyrus v

The Commissioner of Police

**[GDAMCRAP2023/0009]
(Grenada)**

Date: Monday, 8th January 2024

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

Appearances:

Appellant: Ms. Winnifred Duncan Phillip

Respondent: Mr. Howard Pinnock

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 15th March 2024.
2. The respondent shall file and serve written submissions with authorities on or before 15th April 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 29th April 2024.
4. The hearing of the appeal is fixed for the next court of appeal sitting in the State of Grenada scheduled for the week commencing 22nd July 2024.

Reason: The appellant filed in person and counsel recently took conduct of this matter. Counsel requested directions for filing submissions.