

EASTERN CARIBBEAN SUPREME COURT
COURT OF APPEAL
STATUS HEARING

**VIDEOCONFERENCE
ANTIGUA AND BARBUDA
MONDAY 17TH FEBRUARY 2025**

Case Name: Brit Syndicates Limited
v
Ashley Hanley
[ANUHCVP2024/0009]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Applicant:	Mr. Kendrickson Kentish
Respondent:	Ms. Sherri-Ann Bradshaw

Issue: Status of the matter

Type of Order: Adjournment

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

1. The application for leave to appeal filed on 29th February 2024 is adjourned to the next status hearing for the Court of Appeal for the State of Antigua and Barbuda scheduled for 26th May 2025 for report on settlement discussions.

Reason: Counsel for the parties informed the Court that the parties are in the process of mediation, they are awaiting a date from the mediator and therefore requested an opportunity to give the Court a further report. Therefore, the Court adjourned the matter to allow settlement discussions.

Case name: Shenett Jacobs
v
The Attorney General of Antigua and Barbuda
[ANUHCVP2025/0003]
Formerly [ANUHCVP2018/0049]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Lawrence Daniels holding on behalf of Mr. Andrew O’Kola

Respondent: Ms. Carla Brookes-Harris

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 the Record of Appeal and written submissions with authorities on or before 17th March 2025.
2. The respondent shall file and serve written submissions with authorities on or before 25th April 2025.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 9th May 2025.
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: On the last occasion, the matter was adjourned to allow the appellant to indicate whether she was still interested in prosecuting the appeal. Upon being informed that the appellant is still interested in prosecuting the appeal, the Court accordingly gave directions for the progression of the matter.

Case name: George Kaersenhout
v
Domitilia James
[ANUHLTAP2025/0001]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

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 26th May 2025 for the appellant or his counsel to be present to indicate whether the appellant is 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: Upon the parties being absent and there being no appearance on behalf of the parties, the Court adjourned the matter to allow the appellant to indicate whether he is still interested in prosecuting the appeal.

Case name:

[1] Akeem Benjamin
[2] Mark Mansoor
[3] Martin Mansoor

v

[1] Novella Phillip
[2] Wayne Phillip
[ANUHCVP2023/0014]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants: Ms. C. Debra Burnette with Ms. Mandi Thomas

Respondents: Mr. Kendrickson Kentish

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 28th March 2025.
2. The respondent shall file and serve written submissions with authorities on or before 28th April 2025.

3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 16th May 2025.
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 in this matter was filed on 17th May 2024, however written submissions were not filed. Therefore, the Court gave directions for the progression of the matter.

Case name: Craig Cochrane
v
[1] Chief Immigration Officer
[2] Department of Immigration
[3] Attorney General of Antigua and Barbuda
[ANUHLTAP2024/0001]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Harold Lovell

Respondents: Ms. Joy Dublin

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 28th March 2025.
2. The appellant is at liberty to file and serve written submissions in reply, if necessary, on or before 14th April 2025.
3. This appeal will be listed for hearing at a Court of Appeal sitting for the state of Antigua and Barbuda at a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason:

The Court noted that the appellant has filed submissions on 31st January 2024, the transcripts were uploaded on 6th December 2024 and the Record of Appeal was filed on 17th February 2025. However, noting that the respondent has not filed submissions, the Court accordingly gave directions for the respondent to file written submissions and further directions for the progression of the matter.

Case name:

Lawrence Daniels

v

**The Registrar of the High Court
[ANUHCVP2022/0003]
ANTIGUA AND BARBUDA**

Date:

Monday, 17th February 2025

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Lawrence Daniels

Respondent:

Mrs. Carla Brookes Harris

Issue:

Status of the matter

Type of Order:

Directions

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The Deputy Secretary of the Disciplinary Committee shall provide the appellant with a copy of the Disciplinary Committee's ruling made on 23rd March 2021 on or before 24th February 2025.
2. The respondent shall inform the appellant of the documents that they wish to have included in the record or the core bundle in accordance with rule 62.15(2) Civil Procedure Rules, (Revised Edition) 2023 on or before 18th March 2025.
3. The appellant shall file the Record of Appeal and written submissions with authorities on or before 25th April 2025.
4. The respondent shall file and serve written submissions with authorities on or before 26th May 2025.
5. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 10th June 2025.
6. 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:

Upon Counsel for the appellant informing the Court that the notes of evidence do not capture the ruling on a point made in *limine*. Therefore, the Court ordered that the Deputy Secretary of the Disciplinary Committee provide the appellant with a copy of the ruling made on 23rd March 2021 and gave directions for the filing of submissions in the matter.

Case name:

Colin Murraine

v

The King

**[ANUHCRA2020/0003]
ANTIGUA AND BARBUDA**

Date:

Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Lawrence Daniels

Respondent: Ms. Rilys Adams

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 engaged an external transcriptionist to prepare the transcript of proceedings in this matter, the matter is removed from the status hearing list pending availability of the transcript.
2. The matter will be relisted at the next status hearing upon availability of the transcript or on a date to be fixed by the Chief Registrar.

Reason: The Court was informed by Counsel for the appellant that the appellant has engaged an external transcriptionist to prepare the transcript of proceedings, therefore, the Court delisted the matter from the status hearing list pending the availability of the transcript.

Case name: Kenisha Whyte-Challenger

v
The King
[ANUHCRA2022/0011]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Lawrence Daniels

Respondent: Ms. Rilys Adams

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 the Record of Appeal on or before 11th March 2025.
2. The respondent shall file and serve written submissions with authorities on or before 30th April 2025.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 9th May 2025.
4. The 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 matter was previously adjourned as the transcript was outstanding. Counsel for the appellant informed the Court that he received the transcript on even date, 17th February 2025, and the Court accordingly gave directions for the progression of the matter.

Case name:

Noel Carr

v

Commissioner of Police
[ANUMCRAP2021/0004]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: No appearance

Respondent: Ms. Rilys Adams

Issue: Status of the matter

Type of Order: Adjournment

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

1. The Registrar of the High Court shall inquire from the Magistrate's Court as to whether the proceedings in the court below were recorded to allow for the transcription of these proceedings.
2. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Antigua and Barbuda scheduled for 26th May, 2025.

Reason: By affidavit dated 26th November 2024, Magistrate Ngaio Emanuel stated that her notes which were contained in her notebook was lodged at the St. John's Magistrate's Court for custody. However, she was informed that the book was ordered to be destroyed on the instruction of the former Senior Magistrate. In the circumstances, and there being no transcript available, the Court adjourned the matter for the Registrar of the High Court to inquire as to whether the proceedings in the court below were recorded.

Case name: Careem Bedminister

v

[1] Arlene Simmons

[2] Damian Simmons

[ANUMCVAP2021/0001]

ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Cherissa Roberts-Thomas

Respondents: Mr. Lawrence Daniels

Issue: Status of the matter

Type of Order: 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 30th April 2025, failing which an affidavit shall be provided stating the reason for non-compliance.
2. The matter is adjourned for the next status hearing of the Court of Appeal for the state of Antigua and Barbuda scheduled for 26th May, 2025.

Reason: The Court noted that on the last occasion, the matter was adjourned for the Chief Magistrate to provide the High Court with the Record of Appeal. However, the Record of Appeal remains outstanding, therefore, the Court adjourned the matter for the Chief Magistrate to provide the Record of Appeal.

Case name: Kharim Baptiste

v
Narisa Browne
[ANUMCVAP2020/0002]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Kyras Carr

Respondent: Ms. Sherri-Ann Bradshaw

Issue: Status of the matter

Type of Order: Directions

Result/Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The Director of the Family and Social Services Division in Antigua and Barbuda shall provide the social inquiry reports on the appellant and the respondent on or before 31st March 2025.
2. If paragraph 1 of this order is not complied with, the Director of the Family and Social Services Division in Antigua and Barbuda shall file an affidavit giving reasons for non-compliance, on or before 25th April 2025.
3. *Should this order not be complied with*, the Director of the Family and Social Services Division in Antigua and Barbuda shall be present in person in Court to provide the Court with an update on the said social inquiry reports.
4. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Antigua and Barbuda scheduled for 26th May 2025.
5. The Registrar of the High Court shall serve a copy of this order on the Director of Family and Social

Services Division in Antigua and Barbuda and provide proof of service thereafter.

Reason: The Court was informed by Counsel for the respondent that there has not been any update on the social inquiry report. Counsel for the respondent has not received any update from the Family and Social Services Division. Therefore, the Court ordered the Director of the Family and Social Services Division to provide the social inquiry reports and adjourned the matter to allow for compliance with said order.

Case name: Graeme Davis
v
Sira Berzas
[AUMCVAP2021/0006]
ANTIGUA AND BARBUDA

Date: Monday, 17th February 2025

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Rose-Mary Reynolds

Respondent: Ms. Stacey-Ann Saunders-Osborne

Issue: Status of the matter

Type of Order: N/A

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 appeal is withdrawn and dismissed.

Reason: Counsel for the appellant informed the Court that the appellant no longer wishes to prosecute the appeal.

Case name:

[1] Chanel Abbott
[2] Anisha Abbott
v
Larry Abbott
[ANUMCVAP2020/0003]
ANTIGUA AND BARBUDA

Date:

Monday, 17th February 2025

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants: 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 noting that the parties are not present at today's hearing, the matter is adjourned to the next status hearing of the Court of Appeal for the state of Antigua and Barbuda scheduled for 26th May 2025.
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:

Upon there being no appearance for the parties and neither the parties being present, the Court adjourned the matter.

Case name:

Cassandra Mitchell
v
Margaret Lerlin Charles
[GDAMCVAP2023/0001]
GRENADA

Date : Monday, 17th February 2025

Coram : Mrs. Michelle John-Theobalds, Chief Registrar

Appearances :

Appellant :	In person
Respondent :	Mr. Ruggles Ferguson with Ms. Mckaeda Augustin

Issue : Status of matter

Type of order : Adjournment

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

1. Upon the conclusion on the mediation as agreed to by the parties, the parties are to inform the Court of the outcome.
2. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Grenada scheduled for 30th June 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 parties informed the Court that they are willing to engage in mediation. In compliance with the last status hearing order, the appellant has provided the appellant with an agreed list of mediators. Counsel for the respondent has given the undertaking to make the necessary arrangements for the mediation. The Court therefore adjourned the matter to facilitate the mediation between the parties and ordered that the parties inform the Court of the outcome of said mediation.