

**EASTERN CARIBBEAN SUPREME COURT
STATUS HEARING
VIDEO CONFERENCE
SAINT CHRISTOPHER AND NEVIS**

Monday 10th June 2024

Case Name:

Keeane Richards

v

The Director of Public Prosecutions

**[SKBHCRAP2023/00012]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Applicant:

Mr. Craig Tuckett

Respondent:

Mr. Leslie Roberts

Issues:

Status of the matter

Type of Order:

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

**The matter is adjourned to a date to be fixed
by the Chief Registrar upon the matter
being ready for hearing.**

Reason:

**Counsel for the applicant indicated that he had
just recently been retained and requested an
adjournment.**

Case Name:

Hazel Ross-Robinson

v

The Attorney General

**[SKBHCVAP2019/0018]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Ms. Renal Edwards

Respondent:

Ms. Sasha Lloyd

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 of Appeal for the Federation of St. Kitts and Nevis scheduled for 4th November 2024 unless a consent order is sooner filed.

Reason:

Counsel for the appellant indicated that a position had been reached after settlement discussions and was prepared to file a notice of discontinuance.

Case Name:

[1] Lindsay F.P. Grant

[2] Jonel Powell

V

Tanzania Tobin Tanzil

**[SKBHCVAP2020/0009]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants: Mr. Brian Barnes

Respondent: Ms. Renal Edwards

Issues: Status of the Matter

Type of Order: Directions

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The appellants shall file and serve the record of appeal and written submissions with authorities on or before 26th July 2024.
2. The respondent shall file and serve written submissions with authorities on or before 30th August 2024.
3. The appellant is at liberty to file and serve written submissions in reply, if necessary, on or before 13th September 2024.
4. The appeal will be fixed for hearing at a Court of Appeal sitting for the Federation of St. Kitts and Nevis on a date to be fixed for the Chief Registrar on the matter being ready for hearing.

Reason: Counsel indicated to the Court that from his discussions with the appellants they were willing

to proceed with the matter. The Court therefore gave directions for the progression of the matter.

Case Name:

Shawn Richards

v

Nigel Carty

**[SKBHCVAP2020/0013]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Perry Joseph

Respondent:

Ms. Renal Edwards

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 of Appeal for the Federation of St. Kitts and Nevis scheduled for 4th November 2024 to allow for the necessary arrangements to be made for a change of solicitor on behalf of the appellant.

Reason:

Counsel Perry Joseph indicated that he intended to file a notice of change of solicitor. The Court was of the view that the matter should be adjourned to allow for the appearance of counsel on behalf of the appellant to be regularized.

Case Name:

Earl Garfield Jeffers

v

[1] Shirley Liddie

[2] Edwin Liddy

**[3] Registrar General of Births,
Deaths and Marriages**

[SKBHCVAP2020/0002]

Consolidated with:

[SKBHCVAP2019/0051]

(SAINT CHRISTOPHER AND NEVIS)

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Terence Byron

Respondents:

No appearance

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 of Appeal for the Federation of St. Kitts and Nevis scheduled for 4th November 2024 unless a notice of discontinuance is sooner filed.

Reason:

Counsel for the appellant indicated that given the circumstances there was no need to proceed with the appeal and indicated that he would endeavour to file the notice of discontinuance in both

appeals.

Case Name:

[1] Hastings Daniel
[2] Hameron Services Ltd

v

[1] Deon Daniel
[2] Deon & Associates

[SKBHCRAP2020/0001]
(SAINT CHRISTOPHER AND NEVIS)

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants:

Ms. Angela Cozier

Respondents:

Mr. Terence Byron

Issues:

Status of the Matter

Type of Order:

Directions

Result / Order:

IT IS HEREBY ORDERED:

1. The respondents shall inform the appellants of the documents that they wish to have included in the record of appeal on or before 12th June 2024.
2. The appellants shall file and serve the record of appeal on or before 10th July 2024.
3. The appellants shall file and serve written submissions with authorities on or before

24th July 2024.

- 4. The respondents shall file and serve written submissions with authorities on or before 21st August 2024.**
- 5. The appellants are at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 4th September 2024.**
- 6. The appeal will be fixed for a Court of Appeal sitting for the Federation of St. Kitts and Nevis on a date to be fixed by the Chief Registrar on the matter being ready for hearing.**

Reason:

The Court noted that the appellant was prepared to receive directions for the filing of the record of appeal and written submissions.

Case Name:

Robert Owen Haynes

v

Patricia Eudora Welsh

**[SKBHCRAP2018/0008]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Leon Charles

Respondent:

Ms. Midge Morton

Issues:

Status of the Matter

Type of Order:

Directions

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The respondent shall inform the appellant of the documents that she wishes to have included in the record of appeal on or before 14th June 2024.
2. The appellant shall file and serve the record of appeal on or before 15th July 2024.
3. The appellant shall file and serve written submissions with authorities on or before 23rd July 2024.
4. The respondent shall file and serve written submissions with authorities on or before 20th August 2024.
5. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 5th September 2024.
6. The appeal will be listed for hearing at a sitting of the Court of Appeal for the Federation of St. Kitts and Nevis on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason:

The Court noted counsel for the appellant's confirmation that the transcript had been received and also that counsel for the respondent had been recently retained. The Court therefore gave directions for the progression of the appeal.

Case Name:

James Liburd

v

[1] Noel Errol Liburd Junior
[2] Noel's Courtesy Garage Ltd

[NEVHCVAP2022/0010]
(SAINT CHRISTOPHER AND NEVIS)

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Adrian Daniel and Mr. Brian Barnes

Respondents: Mr. Kris Liburd

Issues: Status of the Matter

Type of Order: Directions

Result / Order: IT IS HEREBY ORDERED THAT:

1. The respondents shall inform the appellant of the documents, if any, which were not included in the Record of Appeal filed on 23rd November 2023, on or before 14th June 2024.
2. Should it be necessary, the appellant shall file and serve a supplemental Record of appeal including the documents requested by the respondent on or before 24th June 2024.
3. The appellant shall file and serve written submissions with authorities on or before 31st July 2024.
4. The respondents shall file and serve written submissions with authorities on or before 30th August 2024.

5. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 16th September 2024.
6. The appeal will be listed for hearing at a Court of Appeal sitting for the Federation of St. Kitts and Nevis, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Case Name:

Melvena Kelly

V

The King

**[SKBHCRA2012/0006]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Dr. Henry Browne KC

Respondent:

Mr. Leslie Roberts

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 of Appeal for the Federation of Saint Christopher and Nevis,

scheduled for 4th November 2024 to allow counsel for the appellant to seek further instructions on behalf of the appellant.

Reason: Counsel for the appellant requested that the matter be adjourned to the next status hearing and counsel for the respondent had no objections to the adjournment.

Case Name: Keith Murray

v

The King

**[SKBHCRA2017/0002]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Dr. Henry Browne KC

Respondent: Mr. Leslie Roberts

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The appellant shall file and serve written submissions with authorities on or before 6th September 2024.
2. The respondent shall file and serve written submissions with authorities on

or before 11th October 2024.

3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 25th October 2024.
4. The appeal will be fixed for hearing at a Court of Appeal sitting for St. Kitts and Nevis on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason:

Counsel for the appellant indicated that he was in discussions with counsel for Mr. Nicholas Riley for the preparation of the submissions.

Case Name:

Denroy Simmonds

v

The King

**[SKBHCRA2017/0004]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Craig Tuckett

Respondent:

Mr. Leslie Roberts

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The appellant shall file and serve written submissions with authorities on or before 6th September 2024.**
- 2. The respondent shall file and serve written submissions with authorities on or before 11th October 2024.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 25th October 2024.**
- 4. The appeal will be fixed for hearing at a Court of Appeal sitting for St. Kitts and Nevis on a date to be fixed by the Chief Registrar on the matter being ready for hearing.**

Reason:

Counsel for the appellant indicated that he was in discussions with counsel Dr. Browne KC for the preparation of the submissions and requested that the matter be adjourned.

Case Name:

Nicholas Riley

v

The King

**[SKBHCRAP2017/0004]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Hasani McDonald holding for Mrs. Natasha Grey-Brookes

Respondent: Mr. Leslie Roberts

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The appellant shall file and serve written submissions with authorities on or before 6th September 2024.
2. The respondent shall file and serve written submissions with authorities on or before 11th October 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 25th October 2024.
4. The appeal will be fixed for hearing at a Court of Appeal sitting for St. Kitts and Nevis on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason: Counsel holding papers for counsel for the appellant indicated that counsel had been in receipt of the record and requested time to file submissions which counsel has been in consultation with counsel Dr. Browne KC to finalise. The respondent did not object to directions being given for the filing of submissions.

Case Name: Jahari Bart

V

The King

**[SKBHCRAP2017/0001]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Hasani McDonald holding papers for Mrs. Natasha Grey-Brookes

Respondent: Mr. Leslie Roberts

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 of Appeal for the Federation of St. Kitts and Nevis scheduled for 4th November 2024 to allow counsel for the appellant to make the necessary application in relation to the appellant's legal representation.

Reason: Counsel for the appellant requested that the matter be adjourned to facilitate the making of the necessary application to regularize the appellant's legal representation.

Case Name: Lawten Forbes

V

Director of Public Prosecutions

**[SKBHCRAP2021/0004]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Craig Tuckett

Respondent: Mr. Leslie Roberts

Issues: Status of the Matter

Type of Order: Directions

Result / Order: IT IS HEREBY ORDERED THAT:

1. The respondent shall file and serve written submissions with authorities on or before 9th August 2024.
2. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 6th September 2024.
3. The appeal will be listed for hearing at a Court of Appeal sitting for the Federation of St. Kitts and Nevis on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason: The respondent indicated that he was not in receipt of the authorization code, however counsel for the appellant indicated that the code been served on the respondent and the necessary

affidavit would be prepared. The appellant had no objection to the Court staggering the time for the respondent to respond.

Case Name:

Jervin Rawlins

V

Director of Public Prosecutions

**[SKBHCRAP2017/0007]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants:

Ms. Zoie Hamilton

Respondent:

Mr. Leslie Roberts

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 of Appeal for the Federation of St. Kitts and Nevis scheduled for 4th November 2024 to allow the appellants to take the necessary steps in relation to the progress of their appeal.

Reason:

Counsel for the appellant indicated that she had only recently received the full transcript and intended to make an application for leave to amend the grounds of appeal and to vary the bail

conditions.

Phillip Jones

V

Director of Public Prosecutions

[SKBHCRAP2017/0008]

(SAINT CHRISTOPHER AND NEVIS)

Date:	Monday, 10th June2024
Coram:	Mrs. Michelle John-Theobalds, Chief Registrar
Appearances:	
Appellants:	Ms. Zoie Hamilton
Respondent:	Mr. Leslie Roberts
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 of Appeal for the Federation of St. Kitts and Nevis scheduled for 4 th November 2024 to allow the appellants to take the necessary steps in relation to the progress of their appeal.
Reason:	Counsel for the appellant indicated that she had only recently received the full transcript and intended to make an application for leave to amend the grounds of appeal and to vary the bail conditions.
Case Name:	Sylvester James

V

Director of Public Prosecutions

**[SKBHCRAP2019/0012]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: Mr. Leslie Roberts

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 of Appeal for the Federation of St. Kitts and Nevis to allow appellant to take the necessary steps to retain counsel.

Reason: The appellant has requested time to retain counsel in the matter.

Case Name: Reece Walters

V

Director of Public Prosecutions

[SKBHCRAP2020/0006]

(SAINT CHRISTOPHER AND NEVIS)

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: Mr. Leslie Roberts

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 of Appeal for the Federation of St. Kitts and Nevis to allow appellant to take the necessary steps to retain counsel.

Reason: The appellant has requested time to retain counsel in the matter.

Case Name: Brandon-Lee Wells

V

Director of Public Prosecutions

**[SKBHCRA2020/0007]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mr. Chesley Oneal Hamilton appearing amicus
Respondent: Mr. Leslie Roberts

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 of Appeal for the Federation of St. Kitts and Nevis to allow the appellant to make the necessary application for the assignment of counsel on this appeal.

Reason: Counsel indicated that he would need time to make the necessary application to be assigned as counsel on the appeal.

Case Name: Derrick Hazel

v

Karen Hill- Hector

[SKBMCRAP2020/0001]
(SAINT CHRISTOPHER AND NEVIS)

Date: Monday, 10th June2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: In person

Respondent: Mr. Leslie Roberts

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 of Appeal for the Federation of St. Kitts and Nevis to allow the state to take the necessary steps in relation to the named respondent.

Reason: Counsel for the respondent raised the issue that the named respondent is not a proper party to the proceedings.

Case Name: Alecia Ross Delashley

v

Donnel Delashley

**[SKBMCVAP2018/0009A]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: In person

Respondent: Ms. Angela Cozier holding for Ms. Emily Prentice-Blackett

Issues: Status of the Matter

Type of Order: Directions

Result / Order: IT IS HEREBY ORDERED THAT:

1. The appellant is at liberty to file and serve written submissions with authorities on or before 10th July 2024.
2. The respondent shall file and serve written submissions with authorities on or before 10th August 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 24th August 2024.
4. The appeal will be listed for hearing at a Court of Appeal sitting for the Federation of St. Kitts and Nevis, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason: The appellant informed the Court that she and the respondent had come to an agreement concerning the custody of the child. She therefore only needed to settle the issue of maintenance. Although the appellant previously indicated that she no longer wanted to continue with the appeal the Court upon enquiry, realised that the appellant did not understand what that meant. It was therefore thought best to have the matter proceed.

Case Name:

Fiona Beaten

v

Garvin Patterson

**[NEVMCVAP2023/0005]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Brian Barnes

Respondent:

Ms. Anmarieta Staines

Issues:

Status of the Matter

Type of Order:

Directions

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The Registrar of the High Court shall take the necessary steps to update the Record of Appeal filed on 23rd November 2023 to include the missing page 13, on or before 1st July 2024.**
- 2. The appellant shall file and serve written submissions with authorities on or before 26th July 2024.**
- 3. The respondent shall file and serve**

written submissions with authorities on or before 26th August 2024.

4. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 10th September 2024.

5. The appeal will be listed for hearing at a Court of Appeal sitting for the Federation of St. Kitts and Nevis, on a date to be fixed by the Chief Registrar on the matter being ready for hearing.

Reason:

Counsel for the respondent indicated that although she had received the transcript, the document was missing a page. Therefore, the Court made an order to have the transcript updated with the missing page and gave directions for the progress of the appeal.

Case Name:

Dollrita Jack Cato

v

John Benjamin

**[SKBMCVAP2020/0001]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 10th June 2024

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

In person

Respondent: Mr. Chesley Hamilton

Issues: Status of the Matter

Type of Order: N/A

Result / Order: IT IS HEREBY ORDERED THAT:
Upon noting the indication from counsel that the respondent is deceased, the matter is removed from the status hearing list until the court is notified that a personal representative has been appointed for the respondent.

Reason: The Court noted that settlement discussions had been ongoing but those discussions had been overtaken by the death of the respondent. The appellant informed the Court that she had approached the solicitors for Mr. Benjamin and would be continuing settlement discussions with them.

Case Name: [1] Dwight Harris
[2] Asif McDonald

v

Edsel Procope

**[SKBMCVAP2020/0005]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 10th June 2024

Coram:	Mrs. Michelle John-Theobalds, Chief Registrar
Appearances:	
Appellant:	Ms. Indira Butler
Respondent:	Ms. Chauntelle Hobson
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 of appeal for the Federation of St. Kitts and Nevis scheduled for 4 th November 2024, unless a Notice of Discontinuance is sooner filed.
Reason:	The appellant indicated that he was prepared to file a notice of discontinuance in the matter.