

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

MONDAY 16th OCTOBER 2023

Case Name:

Joleyne Jeffers

v

Seana Williams

**[SKBMCVAP2022/0001]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: Ms. Renal Edwards

Issues:

Status of the matter

Type of Order:

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The Registrar of the High Court shall provide the appellant with a copy of the Authorisation code in this matter on or before 20th October 2023.**
- 2. The hearing of the application to strike out the appeal filed on 17th July 2023 is adjourned to the next court of appeal sitting**

for the Federration of St. Kitts and Nevis scheduled for the week commencing 26th February 2024 to allow the appellant to get legal representation.

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 informed the Court that she wished to obtain legal representation.

Case Name: Yvette Liddie

v

[1] Peter Liddie

[2] Monique Herbert

**[SKBHCVAP2019/0047]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Terence Byron

Respondents: Ms. Renal Edwards

Issues: Status of the Matter

Type of Order: N/A

Result / Order: No order made in this matter.

Reason: A Notice of Discontinuance was filed on 16th October 2023.

Case Name: Beaumont Park Limited

v
Technology Development and Investments Ltd.

[SKBHCVAP2020/0018]
(SAINT CHRISTOPHER AND NEVIS)

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Chante Francis

Respondent: Mr. Brian Barnes holding papers for Ms. Jean Dyer

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 19th February 2024, unless a consent order is sooner filed.

Reason: Counsel for the appellant indicated to the Court that the respondent is willing to settle and has signed a draft consent order which will be finalised and sent to the Court in short order.

Case Name: Timothy Abbott

v
**Attorney General of Saint Christopher and
Nevis**

**[SKBHCVAP2018/0023]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mr. Glenford Hamilton and Ms. Zoie Hamilton

Respondent: Ms. Sasha Lloyd

Issues: Status of the Matter

Type of Order: Directions

Result / Order: IT IS HEREBY ORDERED THAT:

1. The appellant shall take the necessary steps to arrange for the external transcriptionist to provide the court directly with a copy of the transcript in this matter.
2. The appellant shall take the necessary steps to provide the respondent with a copy of the transcript of proceedings on or before 20th October 2023.
3. The appellant shall file and serve written submissions with authorities on or before 13th November 2023.
4. The respondent shall file and serve written submissions with authorities on or before 13th December 2023.
5. The appellants are at liberty to file and serve

written submissions with authorities in reply, if necessary, on or before 29th December 2023.

6. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Federation of St Kitts and Nevis scheduled for the week commencing 26th February 2024.

Reason: The Court was informed that the transcript had been received from an external source and gave directions for the progression of the matter.

Case Name: The Attorney General of Saint Christopher and Nevis

v

Leon Natta-Nelson

**[SKBHCVAP2019/0017]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants: Ms. Sasha Lloyd

Respondents: 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 19th February 2024 to allow the parties to engage in settlement discussions.

Reason: Counsel sought an adjournment to allow for settlement discussions.

Case Name: Hazel Ross-Robinson

v

The Attorney General

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

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants: 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 19th February 2024 to allow the parties to engage in settlement discussions.

Reason: Counsel sought an adjournment to allow for settlement discussions.

Case Name:

Lindsay F.P. Grant

v

Tanzania Tobin Tanzil

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

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants:

Mr. Brian Barnes

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 19th February 2024 to allow the appellant to sort out their legal representation.

Reason:

Counsel for the appellant requested an adjournment to allow him to address all outstanding matters with his client in this appeal.

Case Name:

Melvina Kelly

v

The King

**[SKBHCRAP2012/0006]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Dr. Henry Browne, KC

Respondent: Mrs. Greatess Gordon-Hazel

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: IT IS HEREBY ORDERED:
The matter is adjourned to the next status hearing of the Court of Appeal for the Federation of St. Kitts and Nevis scheduled for 19th February 2024 to allow the appellant to allow for a psychiatric report to be provided to the Court.

Reason: The Court noted that the doctor's psychiatric report was still outstanding.

Case Name: Keith Murray

v

The King

**[SKBHCRAP2017/0002]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Dr. Henry Browne, KC

Respondent: Mrs. Greatess Gordon-Hazel

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall take the necessary steps to cause the transcript of the proceedings to be prepared and served on the parties.
2. The matter is adjourned to the next Status Hearing of the Court of Appeal for the Federation of Saint Christopher and Nevis, scheduled for 19th February 2024.

Reason: The Court was informed the transcript had not been fully completed but should be completed soon.

Case Name: Denroy Simmonds

v

The King

**[SKBHCRAP2017/0003]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Craig Tuckett

Respondents: Mr. Teshaun Vasquez

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall take the necessary steps to cause the transcript of the proceedings to be prepared and served on the parties.
2. The matter is adjourned to the next Status Hearing of the Court of Appeal for the Federation of Saint Christopher and Nevis, scheduled for 19th February 2024.

Reason:

The Court was informed the transcript had not been fully completed but should be completed soon.

Case Name:

Nicholas Riley

v

The King

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

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mrs. Natasha Grey-Brookes

Respondent: Mrs. Greatess Gordon-Hazel

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The Registrar of the High Court shall take the necessary steps to cause the transcript of the proceedings to be prepared and served on the parties.**
- 2. The matter is adjourned to the next Status Hearing of the Court of Appeal for the Federation of Saint Christopher and Nevis, scheduled for 19th February 2024.**

Reason:

The Court was informed the transcript had not been fully completed but should be completed soon.

Case Name:

Monthana Mathias

v

**The King
[SKBHCRA2019/0006]**

Royston Browne

v

**The King
[SKBHCRA2019/0005]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellants:

Mr. Craig Tuckett

Respondent: Mrs. Greatess Gordon-Hazel

Issues: Status of the Matter

Type of Order: Directions

Result / Order: IT IS HEREBY ORDERED THAT:

1. The appellants shall file and serve written submissions with authorities on or before 30th November 2023.
2. The respondent shall file and serve written submissions with authorities on or before 29th December 2023.
3. The appellants are at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 15th January 2024.
4. The appeal is fixed for hearing at the next Court of Appeal Sitting for the Federation of Saint Christopher and Nevis scheduled for the week commencing 26th February 2024.
5. The Registrar of the High Court shall serve a copy of this order on the appellants and shall provide proof of service thereafter.

Reason: The Court noted that the parties' submissions were outstanding and gave directions for the progression of the appeal.

Case Name: Jahari Bart

v

The King

**[SKBHCRA2017/0001]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Chesley Hamilton

Respondent: Mrs. Greatess Gordon-Hazel

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall cause a copy of the transcript of proceedings to be served on the parties on or before Wednesday 18th October 2023.
2. The matter is adjourned to the next status hearing of the court of appeal for the Federation of St. Kitts and Nevis scheduled for 19th February 2024 to allow the appellant to regularize his legal representation.

Reason: The Court noted that counsel for the appellant had been assigned in the court below however he had not taken the proper steps to have himself assigned as counsel acting for the appellant in the Court of Appeal. The Court was also informed that the transcript had been completed.

Case Name: Lawten Forbes

v

Director of Public Prosecutions

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

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: Mrs. Greatess Gordon-Hazel

Issues: Status of the Matter

Type of Order: N/A

Result / Order: IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall take the necessary steps to liaise with the external transcriptionist to have the transcript of proceedings completed in this matter.
2. The respondent shall take the necessary steps to look into the numerical calculation of the appellant's incarceration time and shall inform the court accordingly of the scheduled date of release on before 10th November 2023.
3. The matter is adjourned to the next status hearing of the court of appeal for the Federation of St. Kitts and Nevis scheduled for 19th February 2024.

Reason: The Court was informed that the preparation of the

transcript had been outsourced and did not appear to have been completed. The Court also noted that there had been some debate as to the length of the appellant's sentence. The Court therefore asked the respondent to look into the matter to determine whether the judge made an error in his calculations of the appellant's prison time.

Case Name:

Kevaughn Adams

v

Stanley Wade

**[SKBMCVAP2016/0004]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: In person

Issues:

Status of the Matter

Type of Order:

Directions

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The appellant is at liberty shall file and serve written submissions with authorities on or before 8th December 2023.**
- 2. The respondent is at liberty to file and serve written submissions with authorities on or before 19th January 2024.**
- 3. The appellant is at liberty to file and serve**

written submissions with authorities in reply, if necessary, on or before 31st January 2024.

4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Federation of St. Kitts and Nevis scheduled for the week commencing 26th February 2024.
5. The Registrar of the High Court shall serve a copy of this order on the parties and shall provide proof of service thereafter.

Reason:

On the last occasion, the matter was adjourned to allow the appellant to make the necessary arrangements for his legal representation. This was the final adjournment for this purpose. The Court also noted that the Record of Appeal had been served on the parties.

Case Name:

Alecia Ross Delashley

v

Donnel Delashley

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

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Farida Hobson

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 the Federation of St. Kitts and Nevis scheduled for 19th February 2024 to allow the appellant to seek legal representation.
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 matter was adjourned to allow for service of the Notice of Appeal and Record of Appeal.**

Case Name: **Natika Rawlins**

v

Linval Carey

**[SKBMCVAP2021/0007]
(SAINT CHRISTOPHER AND NEVIS)**

Date: **Monday, 16th October 2023**

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

Appearances:

Appellant: **Mr. Jason Hamilton**

Respondent: **Ms. Pauline Henrickson**

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 16th November 2023.
2. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 1st December 2023.
3. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Federation of St. Kitts and Nevis scheduled for the week commencing 26th February 2024.

Reason:

The Court noted that the parties' submissions were outstanding and gave directions for the progression of the matter.

Case Name:

Glendale Herbert

v

Violet Wade

**[NEVMCVAP2022/0006]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Angela Cozier

Respondent: Ms. Farida Hobson

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 24th November 2023.
2. The respondent shall file and serve written submissions with authorities on or before 5th January 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 22nd January 2024.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Federation of St. Kitts and Nevis, scheduled for the week commencing 26th February 2024.

Reason:

The Court noted that the parties' submissions were outstanding and gave directions for the progression of the matter.

Case Name:

Dwight “Dangles” Walters

v

Comptroller of Customs

**[SKBMCVAP2018/0008A]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	No appearance
Respondent:	Ms. Sasha Lloyd

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 8th December 2023.
2. The respondent shall file and serve written submissions with authorities on or before 8th January 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 31st January 2024.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Federation of St. Kitts and Nevis scheduled for the week commencing 26th February 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 Court noted that the appellant had been served with the notice of the status hearing and that he had previously indicated that he was still interested in pursuing the appeal. The Court also noted that the respondent was ready to proceed. Accordingly, the Court gave directions for the progression of the appeal.

Case Name:

Godfrey Roberts

v

Eltene Bedford

**[SKBMCVAP2016/0011]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: Ms. Britney Jeffers

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 30th November 2023.**
- 2. The respondent is at liberty to file and serve supplemental written submissions with authorities, if necessary, on or before 15th December 2023.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 12th January 2024.**
- 4. The appeal is fixed for hearing at the next**

sitting of the Court of Appeal for the Federation of St. Kitts and Nevis scheduled for the week commencing 26th February 2024.

5. There are to be no further adjournments in this matter.
6. The Registrar of the High Court shall cause a copy of this order to be served on the appellant personally and shall provide proof of service thereafter.

Reason: The Court noted that the parties' submissions were outstanding and gave directions for the progression of the matter.

Case Name: Brian Wallace

v

Chief of Police

**[SKBMCRAP2023/0004]
(SAINT CHRISTOPHER AND NEVIS)**

Date: Monday, 16th October 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Ms. Angela Cozier

Respondent: Ms. Leslie Roberts

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 16th November 2023.**
- 2. The respondent shall file and serve written submissions with authorities on or before 18th December 2023.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 8th January 2024.**
- 4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Federation of St. Kitts and Nevis scheduled for the week commencing 26th February 2024.**

Reason:

The appellant informed the Court that there was no transcript prepared in this matter but was prepared to receive directions for the hearing of the appeal.

Case Name:

Rachael France

v

The Licensing Authority

**[SKBMCRAP2022/0001]
(SAINT CHRISTOPHER AND NEVIS)**

Date:

Monday, 16th October 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	In person
Respondent:	Ms. Greatess Gordon-Hazel

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 24th November 2023.
2. The respondent shall file and serve written submissions with authorities on or before 12th January 2024.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 22nd January 2024.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Federation of St. Kitts and Nevis scheduled for the week commencing 26th February 2024.

Reason:

The Court noted that the parties' submissions were outstanding and gave directions for the progression of the matter.