

EASTERN CARIBBEAN SUPREME COURT
COURT OF APPEAL
STATUS HEARING
GRENADA
MONDAY, 26th JUNE 2023

Case Name:

David Brandt
v
The King

[MNIHCRAP2021/0004]
(Montserrat)

Date:

Monday, 26th June 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

In person

Respondent:

Ms. Annesta Weekes KC

Issues:

Status of the matter

Type of Order:

Directions

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The parties shall agree on any documents which may need to be included in the record of appeal on or before 14th July 2023.**
- 2. The appellant shall file and serve, if necessary, a supplemental bundle with any additional documents as agreed by the parties, on or before 26th July 2023.**

3. The appellant shall file and serve written submissions with authorities on or before 26th July 2023.
4. The respondent shall file and serve written submissions with authorities on or before 28th August 2023.
5. The appellants are at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 12th September 2023.
6. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the Territory of Montserrat during the week commencing 18th September 2023.

Reason: N/A

Case Name: Director of Public Prosecutions
v
[1]Dalianne Richardson
[2]Larsheka Gray
[3]Shimmea Welsh
[4]Shanique Dwyer
[ANUHCRA2020/0002]
(Antigua and Barbuda)

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	Ms Rashida Jonas holing for Shannon Jones-Gittens
Respondents:	Mr. Lawrence Daniels for Dalianne Richardson Ms. Larsheka Gray in person Ms. Shimmea Welsh in person Ms. Shanique Dwyer 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 State of Antigua and Barbuda scheduled for 13th November 2023 to allow the respondents to make the necessary arrangements in relation to their legal representation.
2. The Registrar of the High Court shall serve a copy of this order on the respondents and shall provide proof of service thereafter.

Reason:

Counsel for the first respondent indicated an intention to remove himself from the record due to an inability of the respondent to provide proper instructions. The fourth respondent expressed an intention to retain counsel.

Case Name:

Garth George

v

Errol Joseph

**[GDAHCVAP2016/0043]
(Grenada)**

Date:

Monday, 26th June 2023

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 that the appellant and the respondent have both passed away, the matter is adjourned to the next status hearing for the state of Grenada scheduled for 8th January 2024 to allow counsel for the appellant to take the necessary steps in relation to the representation of the appellant.

Reason: The appellant and the respondent have both passed away. Counsel for the appellant is trying to locate his relatives.

Case Name: Finton Debourg
v
The King
[GDAHCRAP2016/0027]
(Grenada)

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: In person
Respondent: Mr. Howard Pinnock holding for the DPP

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 the state of Saint Vincent and the Grenadines scheduled for 19th July 2023.

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 Registrar of the High Court confirmed that the individual who the appellant has indicated as his counsel is not on the roll of lawyers for Grenada.

The appellant was warned to ensure that his counsel adopted the proper posture to be before the Court.

In relation to the transcript, the appellant, upon the recollection of the Court as to the information given by him that Ms Jacqueline Ladoo had prepared the transcript, said that he mistakenly thought that the Court was referring to a recent appointment of Ms Ladoo to prepare the transcript. He insisted that Mr. George Prime engaged Ms Ladoo to prepare the transcript and that he had a copy of the transcript. He said however that he has not spoken to Mr. Prime to be able to get a copy. The Court noted that the appellant has made this assertion many times before and therefore the Court, through the Registrar asked Mr. Prime to be present to assist the court with the details in relation to the transcript in this matter.

Case Name:

**Aldin Phillip
v
The King**

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

Date:

Monday, 26th June 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:

Mr. Benjamin Hood holding papers for Mr. Cajeton 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 appellant shall inform the court office of the details of the missing portion of the transcript for 15th May 2019 on or before 14th July 2023.
2. Counsel for the parties shall make every effort to agree to the notes of evidence for the missing portion of the transcript and file the same at the court office.
3. The matter is adjourned to the next status hearing of the Court of Appeal for Grenada scheduled for 8th January 2024.

Reason:

The transcript of proceedings is completed. However, there are some missing pages. The court was informed of this on 23rd February 2023.

There is also a portion of the audio that is not available. It is a portion of an afternoon session with one witness. The court office requested the judge's notes but these are not available.

Counsel Mr. Pinnock has agreed to use his notes, along with Mr. Clouden who appeared in the court below, to construct the notes of evidence. Mr. Hood is also to assist in contacting Mr. Clouden.

Case Name:

Paul Duncan

v

The King

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

Date:

Monday, 26th June 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mrs. Sabita Khan-Ramdhani

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 of Appeal for Grenada scheduled for 8th January 2024 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.
2. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.

Reason:

The transcript of proceedings is completed but there is no service on the appellant as yet as he is out of prison and was not yet located.

Case Name:

Marcus Fortune

v

The King

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

Date:

Monday, 26th June 2023

Coram:

Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person
Respondent: Mr. Howard Pinnock

Issues: Status of 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 26th July 2023.
2. The respondent shall file and serve written submissions with authorities on or before 28th August 2023.
3. The appellants are at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 13th September 2023.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the state of Grenada during the week commencing 15th January 2024.

Reason: The transcript of proceedings is completed. The appellant's attorney, Mr. George Prime was served with a copy of the Certificate of Result of Status Hearing.

Case Name: Albert Alexis
v
The King
[GDAHCRAP2017/0018]
(Grenada)

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Jerry Edwin

Respondent: Mr. Howard Pinnock

Issues: Status of 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 6th October 2023.
2. The respondent shall file and serve written submissions with authorities on or before 7th November 2023.
3. The appellants are at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 22nd November 2023.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for the state of Grenada during the week commencing 15th January 2024.

Reason: The Certificate of Result of Status Hearing was served on the appellant. The transcript of proceedings was personally served on the appellant on 16th February 2023 at His Majesty's Prison.

Case Name:

Elvin Waltris

V

The King

[GDAHCRAP2022/0007]

(Grenada)

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: Mr. Howard Pinnock

Issues: Status of matter

Type of Order: N/A

Result / Order: IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall cause the transcript of the proceedings to be prepared and served on the parties.
2. The matter is removed from the status hearing list pending the availability of the transcript.
3. 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.
4. 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 transcript of proceedings is outstanding.

Case Name:

Handel Stafford

V

The King

**[GDAHCRAP2017/0022]
(Grenada)**

Date:

Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Jerry Edwin

Respondent: Mr. Howard Pinnock holding for Mr. Christopher Nelson KC

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 6th October 2023.
2. The respondent shall file and serve written submissions with authorities on or before 10th November 2023.
3. The appellants are at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 24th November 2023.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for Grenada scheduled for the week commencing 15th January 2024.

Reason: Written submissions have not been filed.

Case Name: Lennard Benjamin
v

The King

**[GDAHCRAP2016/0026]
(Grenada)**

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mr. Jerry Edwin

Respondent: Mr. Howard Pinnock holding for 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 15th September 2023.
2. The respondent shall file and serve written submissions with authorities on or before 16th October 2023.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 31st October 2023.
4. The appeal is fixed for hearing at the next sitting of the Court of Appeal for Grenada scheduled for the week commencing 15th January 2024.

Reason: Written submissions have not been filed. Counsel for the appellant requested additional time to obtain instructions from his client.

Case Name: The Commissioner of Police
v
Treverson Roberts

**[GDAMCRAP2019/0021]
(Grenada)**

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	Mr. Howard Pinnock holding papers for 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 today, the matter is adjourned to the next status hearing of the Court of Appeal for Grenada scheduled for 8th January 2024.
2. The appellant shall make every effort to assist the court with information on the whereabouts of the respondent.
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 respondent, who resides out of the jurisdiction, was not yet served.

Case Name: Curtis Cyrus
v

The Commissioner of Police

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

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: No appearance

Respondent: Mr. Howard Pinnock

Issues: Status of the matter

Type of Order: Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant was not served to be present today, the matter is adjourned to the next status hearing of the court of appeal for Grenada scheduled for 8th January 2024.
2. The respondent shall make every effort to assist the court with information on the whereabouts of the appellant.
3. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.

Reason: The appellant was not yet located to be served.

Case Name: Curtis Cyrus
v
The Commissioner of Police

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

Date: Monday, 26th June 2023

Coram: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	No appearance
Respondent:	Mr. Howard Pinnock

Issues: Status of the matter

Type of Order: Adjournment

Result / Order: IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant was not served to be present today, the matter is adjourned to the next status hearing of the Court of Appeal for Grenada scheduled for 8th January 2024.
2. The respondent shall make every effort to assist the court with information on the whereabouts of the appellant.
3. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.

Reason: The appellant was not yet located to be served.