

EASTERN CARIBBEAN SUPREME COURT
COURT OF APPEAL
STATUS HEARING

**VIDEOCONFERENCE
SAINT LUCIA
MONDAY, 13TH MARCH 2023**

Case Name: **Evariste Ambrose**

v

Antoine Baptiste

[SLUHCVAP2015/0029]

Date: **Monday, 13th March 2023**

Coram: **Ms. Danielia Chambers, Deputy Chief Registrar**

Appearances:

Appellant: **Mrs. Wauneen Louis-Harris**

Respondent: **Ms. Leandra Verneuil**

Issues: **Status of the Matter**

Type of Order: **N/A**

Result / Order: **[Oral Delivery]**

IT IS HEREBY ORDERED THAT:

The matter is removed from the status hearing cause list pending the appointment of a representative party for the deceased respondent.

Reason:

The Court noted that the respondent is deceased and that the matter should be removed from the status hearing list until a representative party is appointed.

Case Name:

Lazarus Paul

v

[1] Rachel Willie-Trotman

[2] Douglas Trotman

**[3] Teferi Trotman minor acting and
represented by his mother Rachel Willie-
Trotman**

[SLUHCVAP2017/0049]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

Mr. Gerard Williams

Respondents:

Mrs. Wauneen Louis-Harris

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

The matter is granted a final adjournment to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023 to allow for the parties to have settlement discussions.

Reason: The parties indicated that they are attempting to settle the matter out of court and an adjournment was granted to facilitate such discussions.

Case Name: **Mattaniah Charlemagne**

v

**Saint Lucia National Housing Corporation
formerly St. Lucia Housing Authority**

[SLUHC VAP2019/0018]

Date: **Monday, 13th March 2023**

Coram: **Ms. Danielia Chambers, Deputy Chief Registrar**

Appearances:

Appellant: **Ms. Natalie Da Breo**

Respondent: **Mrs. Petra Jeffrey-Nelson**

Issues: **Status of the Matter**

Type of Order: **Adjournment**

Result / Order: **[Oral Delivery]**

IT IS HEREBY ORDERED THAT:

- 1. The matter is adjourned to the next status hearing for the state of Saint Lucia scheduled for 12th June 2023 to allow counsel for the appellant to serve her application filed on 23rd February 2023 to be removed as counsel on record for the appellant.**
- 2. Counsel for the appellant shall serve the authorization code on the respondent on or before 31st March 2023.**

Reason:

Counsel for the appellant indicated that she filed an application to be removed from the record, however, the Court noted that the application had not been served on the appellant. Counsel for the respondent also indicated that she had not received the authorization code to access the documents in this appeal.

Case Name:

Luvina Joseph

v

[1] William Gomez

[2] Albert Gomez

[SLUHCVP2018/0030]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

Mr. Jeannot-Michel Walters

Respondents:

No appearance

Issues: **Status of the Matter**

Type of Order: **Adjournment**

Result / Order: **[Oral Delivery]**

IT IS HEREBY ORDERED THAT:

- 1. The matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023, unless a Notice of Discontinuance is sooner filed.**
- 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 appellant indicated an intention to file a Notice of Discontinuance and the matter was adjourned to allow him to do so.**

Case Name: **Ruth Narcisse**

v

Rasheiki Adolph

[SLUHCVP2017/0004]

Date: **Monday, 13th March 2023**

Coram: **Ms. Danielia Chambers, Deputy Chief Registrar**

Appearances:

Appellant: Mrs. Cynthia Hinkson-Ouhla

Respondent: No appearance

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023, unless a Notice of Discontinuance is sooner filed.

Reason: Counsel for the appellant sought an adjournment to allow her to contact her client to take instructions for the filing of a Notice of Discontinuance.

Case Name: Organisation of Eastern Caribbean States

v

Barbara Vargas

[SLUHCVAP2020/0027]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: Ms. Marie-Ange Symmonds

Respondent: In person

Issues:

Status of the Matter

Type of Order:

Directions

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The respondent is at liberty to file and serve written submissions with authorities on or before 17th April 2023.
2. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 2nd May 2023.
3. The hearing of the appeal is fixed for the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th June 2023.
4. The Registrar of the High Court shall serve a copy of this order on the respondent and provide proof of service thereafter.

Reason:

The parties indicated that they intend to proceed with the appeal and sought directions from the Court to progress the appeal.

Case Name:

Christopher John Bristol

v

Wendy Andrea Erica Bristol

[SLUHCVAP2017/0048]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

Ms. Shari-Ann Walker

Respondent:

Ms. Andra Gokool-Foster

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. The matter is adjourned to the next Status Hearing for Saint Lucia scheduled for 12th June 2023 to allow counsel for the appellant to serve all documents filed in the appeal on Counsel for the respondent, who has filed a Notice of Acting in the matter on 10th March 2023.**
- 2. Counsel for the appellant shall also serve on Counsel for the respondent, the Authorization Code for claim no. SLUHCVAP2021/0007 in which an application to migrate these proceedings to the E-Litigation Portal has been**

filed, so that Counsel for the respondent can file a response to the said application if necessary.

Reason: Counsel for the respondent, having recently filed a notice of acting, indicated that she had not received the authorization code to access the proceedings on the E-Litigation Portal and that she had not had sight of any of the documents.

Case Name: Venus Davis nee Mascoll

v

Doris Phillip

**[SVGHCVAP2014/0005]
(Saint Vincent and the Grenadines)**

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: Mr. Joseph Delves

Respondent: Ms. Vynnette Federick holding papers for Mr. Roderick Jones

Issues: Status of the Matter

Type of Order: N/A

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. The matter is removed from the status hearing cause list to allow counsel for the appellant and counsel for the respondent to continue attempts to obtain instructions from their respective clients in relation to the progress of the appeal.**
- 2. Counsel for the parties shall inform the Court when instructions are received for the matter to proceed and the matter shall be listed thereafter by the Chief Registrar.**

Reason:

Counsel for both parties indicated that they were having difficulty contacting their respective clients and requested time to obtain instructions in relation to the progress of appeal.

Case Name:

Republic Bank (EC) Limited

v

Pizza! Pizza! Limited

[SLUHCVAP2022/0012]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Applicant:

Mr. Colin Foster for Ms. Indira Ashworth

Respondent:

Mrs. Esther Greene-Ernest for the National Insurance Corporation

Issues:

Status of the Matter

Type of Order: N/A

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

The hearing of the application for leave to appeal is fixed for the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th June 2023.

Reason: The parties indicated to the Court that the matter was ready to proceed and so it was listed for the next sitting of the Court of Appeal in Saint Lucia.

Case Name: Republic Bank (EC) Limited

v

Charthouse Limited

[SLUHCVAP2022/0013]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Applicant: Mr. Colin Foster for Ms. Indira Ashworth

Respondent: Mrs. Esther Greene-Ernest for the National Insurance Corporation

Issues: **Status of the Matter**

Type of Order: **Adjournment**

Result / Order: **[Oral Delivery]**

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023.

Reason: **Counsel for the applicant indicated that the interested parties were not added as parties to the proceedings on the E-Litigation Portal and the matter was adjourned to allow him to regularize their status.**

Case Name: **Mattaniah Charlemagne**

v

Saint Lucia National Housing Corporation

[SLUHCVAP2019/0004]

Date: **Monday, 13th March 2023**

Coram: **Ms. Danielia Chambers, Deputy Chief Registrar**

Appearances:

Appellant: **Ms. Natalie Da Breo**

Respondent: **Mrs. Petra Jeffrey-Nelson**

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing for the state of Saint Lucia scheduled for 12th June 2023 to allow counsel for the appellant to serve the application to be removed as counsel on record for the appellant and also for the respondent to personally serve the appellant with the necessary documents filed in the appeal by the respondent.
2. The Registrar of the High Court shall serve the appellant personally with a copy of this order and provide proof of service thereafter.

Reason:

Counsel for the appellant indicated that she filed an application to be removed from the record as acting for the appellant and that it had not been served on the appellant. Counsel for the respondent also indicated that an application was filed in this matter and that she needed time to locate the appellant to effect service of that application on him.

Case Name:

[1] Henry Liu
[2] Feng Huang
[3] Sunflower Limited

v

RBTT Bank Caribbean Ltd

[SLUHCMAP2022/0002]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellants: Mr. Eghan Modeste

Respondent: Ms. Shervon Pierre

Issues: Status of the Matter

Type of Order: N/A

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

The hearing of the application filed in this matter for leave to appeal to His Majesty in Council is fixed for the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th June 2023.

Reason: The parties indicated that the matter was ready to proceed and it was therefore listed for the next sitting of the Court of Appeal in Saint Lucia.

Case Name: Romauld Harte

v

Perry Longville

[SLUMCVAP2018/0001]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: Ms. Natalie Da Breo

Respondent: Mr. Al C. Elliot

Issues: Status of the Matter

Type of Order: Directions

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The Senior Magistrate shall cause the Record of Appeal including the Notes of Evidence and reasons for decision to be prepared and served on the parties by no later than 15th May 2023 failing which the Senior Magistrate shall provide affidavit evidence of the reason for non-compliance.
2. The matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023.

Reason: The Court noted that the parties were still not in possession of the record of appeal, including the notes of evidence and reasons for decision from the Magistrate's Court and accordingly gave directions for them to be served on the parties.

Case Name:

Hollinda Allen Arthur

v

Raymond Volney

[SLUMCVAP2018/0002]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: No appearance

Respondent: No appearance

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. Upon noting that the parties could not be located for service of the Certificate of Status Hearing dated 28th November 2022 adjourning the matter for hearing today and the Record of Appeal, the matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023 to allow the appellant to be present to indicate whether he is still 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: The Court noted that the parties had not been served with the notice of hearing for the status hearing and the matter was adjourned to allow them to be served to attend the next hearing.

Case Name: Rock Jean
v
Saint Lucia Civil Service Credit Union Limited
[SLUMCVAP2019/0002]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:
Appellant: In person
Respondent: Ms. Marie-Ange Symmonds

Issues: Status of the Matter

Type of Order: Directions

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The Senior Magistrate shall cause the Record of Appeal including the Notes of Evidence and reasons for decision to be prepared and served on the parties by no later than 15th May 2023 failing which the Senior Magistrate shall provide affidavit evidence of the reason for non-compliance.
2. The matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023.
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 Court noted that the parties were still not in possession of the record of appeal, including the notes of evidence and reasons for decision from the Magistrate's Court and accordingly gave directions for them to be served on the parties.

Case Name:

Kendall Caul

v

The King

[SLUHCRA2017/0007]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

In person

Respondent:

Ms. Tanya Alexis-Francis

Issues: **Status of the Matter**

Type of Order: **Adjournment**

Result / Order: **[Oral Delivery]**

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th June, 2023 to allow the appellant to make an application for a state attorney to be appointed to assist him with his appeal.
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 appellant, who appeared in person, indicated that he needed time to make an application for a state attorney to be appointed to assist him with his appeal.**

Case Name: **Burnie Preville**

v

The King

[SLUHCRA2019/0001]

Date: **Monday, 13th March 2023**

Coram: **Ms. Danielia Chambers, Deputy Chief Registrar**

Appearances:

Appellant: Mr. Jeannot-Michel Walters holding papers for Mr. David Francis

Respondent: Ms. Tanya Alexis Francis

Issues:

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 31st March 2023.
2. The respondent shall file and serve written submissions with authorities on or before 28th April 2023.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 12th May 2023.
4. The hearing of the appeal is fixed for the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th June 2023.

Reason:

The parties indicated that directions were required from the Court to progress the appeal.

Case Name: **Samuel Clairmont**

v

The King

[SLUHCRAP2020/0005]

Date: **Monday, 13th March 2023**

Coram: **Ms. Danielia Chambers, Deputy Chief Registrar**

Appearances:

Appellant: **Ms. Floreta Nicholas**

Respondent: **Ms. Tanya Alexis-Francis**

Issues: **Status of the Matter**

Type of Order: **Adjournment**

Result / Order: **[Oral Delivery]**

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023 to allow the appellant to indicate his position in relation to the prosecution of the appeal.

Reason: **Counsel for the appellant indicated that she required time to obtain further instructions from the appellant to determine whether he was still interested in proceeding with the appeal.**

Case Name: Kervin Deveaux
v
The King
[SLUHCRA2021/0002]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:
Appellant: Mr. Wayne Harrow holding papers for Mr. David Moyston
Respondent: Ms. Tanya Alexis-Francis

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023 to allow the appellant to make an application to the court to waive payment of the fees for the transcript of proceedings.

Reason: The Court noted that the transcript of proceedings is ready for collection but that the necessary payment had not been made. Counsel for the appellant

indicated an intention to make an application for the associated fees to be waived.

Case Name:

Simon Marius

v

The King

[SLUHCRAP2017/0002]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

Mr. Jeannot-Michel Walters holding for Mr. David Francis

Respondent:

Ms. Tanya Alexis-Francis

Issues:

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 24th March 2023.**

2. The respondent shall file and serve written submissions with authorities on or before 14th April 2023.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 28th April, 2023.
4. The hearing of the appeal is fixed for the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th June 2023.

Reason: The Court noted that directions were necessary to progress the appeal.

Case Name: Jabez Frederick
v
PC 600 St. Aimee
[SLUMCRAP2014/0015]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:
Appellant: No appearance
Respondent: Ms. Tanya Alexis-Francis

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. Upon noting that the appellant was served to be present at today's hearing but is not present, the matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023 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 and shall provide proof of service thereafter.**

Reason:

The Court noted that the appellant had been served a notice of hearing but did not appear. Accordingly, the matter was adjourned to the next status hearing to allow a further opportunity for the appellant to appear and indicate whether he is still interested in prosecuting the appeal.

Case Name:

Lon Octave

v

WPC 816 Mangal

[SLUMCRAP2018/0004]

[SLUMCRAP2018/0005]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: No appearance

Respondent: Ms. Tanya Alexis-Francis

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant was served to be present at this hearing but is not, the matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023 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 and shall provide proof of service thereafter.

Reason:

The Court noted that the appellant had been served with a notice of hearing but did not appear. Accordingly, the matter was adjourned to the next status hearing to allow a further opportunity for the appellant to appear and indicate whether he is still interested in prosecuting the appeal.

Case Name:

Clouds Poyotte

v

PC 711 Byron

[SLUMCRAP2019/0004]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: Mr. Alberton Richelieu

Respondent: Ms. Tanya Alexis-Francis

Issues: Status of the Matter

Type of Order: Directions

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The Senior Magistrate shall cause the Record of Appeal including the Notes of Evidence and reasons for decision to be prepared and served on the parties by no later than 15th May 2023, failing which the Senior Magistrate shall provide affidavit evidence of the reason for non-compliance.
2. The matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023.

Reason: The Court noted that the parties were still not in possession of the record of appeal, including the notes of evidence and reasons for decision from the

Magistrate's Court and accordingly gave directions for them to be served on the parties.

Case Name:

Clouds Poyotte

v

PC 711 Byron

[SLUMCRAP2019/0005]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

Mr. Alberton Richelieu

Respondent:

Ms. Tanya Alexis-Francis

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023 to allow counsel for the appellant to obtain instructions from his client regarding progressing the matter.

Reason: Counsel for the appellant indicated that the appellant's circumstances had changed and that he needed to take further instructions from his client in relation to progressing the appeal.

Case Name: Delmarnet St. Clair

v

Ashley Peter PC 211

[SLUMCRAP2019/0001]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: Mr. Bertrand Xavier

Respondent: Ms. Tanya Alexis-Francis

Issues: Status of the Matter

Type of Order: Adjournment

Result / Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next status hearing of the court of appeal for Saint Lucia scheduled for 12th June 2023 to allow counsel for the appellant to continue his efforts to contact the appellant and to

take further instructions in relation to the progress of the appeal.

Reason:

Counsel for the appellant indicated that he was having difficulty contacting the appellant and that he needed time to obtain further instructions in relation to the progress of the appeal.

Case Name:

Kurt Cadette

v

Irving Charlery CPL 690

[SLUMCRAP2019/0002]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

Mr. Bertrand Xavier

Respondent:

Ms. Tanya Alexis-Francis

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next status hearing of the court of appeal for Saint Lucia scheduled for 12th June 2023 to allow counsel for the appellant to contact the appellant and take further instructions in relation to the progress of the appeal.

Reason:

Counsel for the appellant indicated that he was having difficulty contacting the appellant and that he needed time to make further attempts to contact him so that he may obtain further instructions in relation to the progress of the appeal.

Case Name:

Ernest George

v

PC 600 St. Aimee

[SLUMCRAP2014/0012]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

No appearance

Respondent:

Ms. Tanya Alexis-Francis

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. Upon noting that the appellant could not be located to be served with the Certificate of Status Hearing dated 28th November 2022 which adjourned the matter for hearing today, the matter is adjourned to the next Status Hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 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 Court noted that the appellant had not been served with the Certificate of Status Hearing dated 28th November 2022 which adjourned the matter to the next hearing. Accordingly, the matter was adjourned to allow the appellant to be served for the next status hearing.

Case Name:

Byron Nicholas

v

PC 600 St. Aimee

[SLUMCRAP2014/0014]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: No appearance

Respondent: Ms. Tanya Alexis-Francis

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. Upon noting that the appellant was served to be present at today's hearing and is not present, the matter is adjourned to the next status hearing of the Court of Appeal in Saint Lucia scheduled for 12th June 2023 to allow the appellant to be present to indicate whether he is still interested in prosecuting his appeal.**
- 2. The Senior Magistrate shall cause the Record of Appeal including the Notes of evidence and reasons for decision to be prepared and served on the parties by no later than 15th May 2023, failing which, an affidavit giving reasons for the non-compliance shall be filed.**
- 3. The Registrar of the High Court shall serve a copy of this order on the appellant and provide proof of service thereafter.**

Reason:

The matter was adjourned to allow the appellant to be served to appear at the next status hearing to indicate whether he is still interested in prosecuting the appeal. The Court also noted that the parties were not in possession of the record of appeal and gave directions for the same to be served on the parties.

Case Name:

Wilfred Karl Daniel

v

The King

[SLUMCRAP2018/0007]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant:

Mr. Bertrand Xavier holding papers for Mr. Ferguson John

Respondent:

Ms. Tanya Alexis-Francis

Issues:

Status of the Matter

Type of Order:

Adjournment

Result / Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th June 2023.

Reason:

Mr. Xavier requested an adjournment to allow him to communicate with counsel for the appellant to determine the manner in which he would like to progress the appeal. Counsel for the respondent did not object.

Case Name:

Kenty Williams

v

Martin Cadette PC147

[SLUMCRAP2020/0002]

Date:

Monday, 13th March 2023

Coram:

Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:

Appellant: No appearance

Respondent: Ms. Tanya Alexis-Francis

Issues:

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 14th April 2023.**
- 2. The respondent shall file and serve written submissions with authorities on or before 12th May 2023.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 19th May 2023.**

4. The hearing of the appeal is fixed for the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th June 2023.

Reason: The Court noted that directions were necessary to progress the appeal.

Case Name: Ian Paul
v
SPC 144 Leon
[SLUMCRAP2018/0003]

Date: Monday, 13th March 2023

Coram: Ms. Danielia Chambers, Deputy Chief Registrar

Appearances:
Appellant: Mr. Jeannot Michel-Walters
Respondent: Ms. Tanya Alexis-Francis

Issues: 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 31st March 2023.**
- 2. The respondent shall file and serve written submissions with authorities on or before 21st April 2023.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 5th May 2023.**
- 4. The hearing of the appeal is fixed for the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th June 2023.**

Reason:

The Court noted that directions were required to progress the appeal.