

**COURT OF APPEAL
LIST OF CASES FOR HEARING
WEEK COMMENCING 30TH OCTOBER 2023**

**Michealmas Term
6/23**

DIVISION I

SITTING IN COURT ROOM I

**BEFORE: THE HON. MR JUSTICE BROOKS, P
THE HON. MRS JUSTICE SINCLAIR-HAYNES, JA
THE HON. MR JUSTICE BROWN, JA**

WEDNESDAY 1ST NOVEMBER 2023

MOTIONS/APPLICATIONS

“Without Notice” Application for extension of time to file and serve notice of appeal and for permission to serve by substituted service

COA2023APP00075 – Keith Clarke	v	- Albert Isaacs
COA2023CV00016 – Natalie Anne M Wolfe (Pollard, Lee Clarke & Assoc)		

Without notice of application for leave to appeal

COA2023APP00089 – Leo Taddeo	v	- Benedetto Persichilli
(Robinson & Partners)		- New Era Homes 2000 Ltd (Nerine Small)

DIVISION I

SITTING IN COURT ROOM I

**BEFORE: THE HON. MR JUSTICE BROOKS, P
THE HON. MRS JUSTICE SINCLAIR-HAYNES, JA
THE HON. MRS JUSTICE G FRASER, JA (AG)**

FRIDAY 3RD NOVEMBER 2023

MOTIONS/APPLICATIONS

Re-listed Amended Notice of Application for extension of time to file and serve notice of appeal and for stay of execution

COA2022APP00276 – Anisha Setal	v	- Oneil Ricketts
(Nea/Lex)		

Notice of application for extension of time to file notice & grounds of appeal

COA2023APP00215		
- Lacy-Ann Sherene Raymond	v	- Desmond William McKenzie
(Archer Cummings & Co.)		(Lorenzo Eccleston)

DIVISION II

SITTING IN COURT ROOM II

**BEFORE: THE HON. MISS JUSTICE STRAW, JA
THE HON. MRS JUSTICE HARRIS, JA
THE HON. MRS JUSTICE G FRASER, JA (AG)**

MONDAY 30TH OCTOBER – FRIDAY 3RD NOVEMBER 2023

CIVIL APPEAL

MA 2/18 – Don Foote (Able Attorneys)	v	- General Legal Council (Myers, Fletcher & Gordon)
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SUPREME COURT CIVIL APPEAL

COA2022CV00070 – The Public Service Commission The Attorney General of Jamaica (Garth McBean & Co)	v	- Dale Austin (Hugh Wildman & Co)
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DIVISION III

SITTING IN COURT ROOM III

**BEFORE: THE HON. MISS JUSTICE EDWARDS, JA
THE HON. MRS JUSTICE DUNBAR-GREEN, JA
THE HON. MR JUSTICE BROWN, JA**

MONDAY 30TH OCTOBER – FRIDAY 3RD NOVEMBER 2023

MOTION/APPLICATION

Notice of Motion for leave to appeal to His Majesty in Council

COA2023MT00004 SCCA 53/2018 – Oneil Forrest (Zara Lewis)	v	- Rape
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SUPREME COURT CIVIL APPEALS

CA 105/13 – Handel Young (a minor) by Delphine Williams Young (his mother and next friend) (Nigel Jones & Co)	v	- Garth Braham - Attorney General of Jamaica - The Commissioner of Police (Director of State Proceedings)
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COA2022CV00023 – Branch Development Ltd (Iberostar Rose Hall (beach and Spa)) (Samuda & Johnson)	v	Kieron Thomas (K Churchill Neita & Co)
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Procedural appeal for consideration on paper

COA2021CV00112 – First Union Financial Co. Ltd. (Samuel Beckford)	v	- Sharon Brown (Robinson Phillips & Whitehorne)
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DIVISION II

SITTING IN COURT ROOM II

BEFORE: THE HON. MISS JUSTICE STRAW, JA
THE HON. MRS JUSTICE HARRIS, JA
THE HON. MR JUSTICE BROWN, JA

FRIDAY 3 NOVEMBER 2023

REGISTRAR’S REPORT – UNDER RULE 2.19(2) OF THE COURT OF APPEAL RULES

SUPREME COURT CIVIL APPEALS

By videoconferences

CA 39/2005	V.R.L Services V.R.L Management Limited Superclub Properties Limited (Hart Muirhead Fatta)	v	Michelle Elster (Nunes Scholefield DeLeon & Co.)
CA 22/2006	CMP Solutions Ltd (Bishop & Partners)	v	Export Import Bank of Trinidad & Tobago (Nicholson Phillips)
CA 15/2007	Winston Fuller (Norman Manley Law School Legal Aid Clinic)	v	Hector White The Attorney General of Jamaica (Director of State Proceedings)
CA 19/2007	Stanley Gowdie (Paris & Co)	v	Hubert Thompson (Fraser Ennis & Gordon)
CA 82/2007	Edith Stewart (Joseph Jarrett & Co.)	v	Kenric Osborne Commissioner of Correctional Services Ministry of National Security The Attorney General (Director of State Proceedings)
CA 123/2007	George Roberts (K. Churchill Neita & Co.)	v	National Water Commission (Ernest A. Smith & Co.)
CA 48/2008	Brumalia Hardware Ltd	v	Donovan Gooden (Scott Bhoorasingh Bonnick)
CA 5/2010	Rushane Savage b.n.f. Sean Savage (K Churchill Neita & Co)	v	Jamaica Public Service Co. Ltd (Hart Muirhead Fatta) The Attorney General of Jamaica (Director of State Proceedings)

PARISH COURT CIVIL APPEAL

COA2022PCCV00009	Inner Circle Resort Ltd Judene Hacker (Michael Erskine)	v	Orlando Smith (Davdane & Co)
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CHAMBERS

THE HONOURABLE MISS JUSTICE STRAW, JA WILL SIT ON TUESDAY 31ST OCTOBER 2023.

Case management conference

2:00 PM – By videoconference

CA 80/2013 - Andrew Hamilton)	v	- The Assets Recovery Agency
- Dorothy Hamilton)		(Caroline P Hay KC)
- Andre Hamilton)		
- Andrew Hamilton Construction Ltd)		
- Janet Ramsay)		
(Wilkinson Law))		
CA 61/2014 - Andrew Hamilton Construction Ltd)	v	- The Assets Recovery Agency
(Wilkinson Law))		(Caroline P Hay KC)

THE HONOURABLE MISS JUSTICE EDWARDS, JA WILL SIT ON TUESDAY 31ST OCTOBER 2023.

Case management conference

2:00 PM – By videoconference

COA2021CV00027 – JMMB Bank (Jamaica) Ltd.	v	- Winston Finzi
(Formerly JMMB Merchant Bank Ltd.)		- Mahoe Bay Co. Ltd.
(Hylton Powell)		(Guyah Tolan & Associates)

THE HONOURABLE MR JUSTICE D FRASER, JA WILL SIT ON TUESDAY 31ST OCTOBER 2023.

Notice of application for bail

2:00 PM – By videoconference

COA2023B00002 – Oneil Farquharson	v R	- Unlawful wounding
(Mel Brown & Co.)		- Malicious destruction of property

THE HONOURABLE MRS JUSTICE G FRASER, JA (AG) WILL SIT ON TUESDAY 31ST OCTOBER 2023.

Case Management Conference

2:00 PM – By videoconference

COA2023APP00182		
- Shauna Anderson-Guthrie	v	- South East Regional Health
(t/a IG Marketing & Consultancy)		Authority
(Henlin Gibson Henlin)		- Minister of Health & Wellness
		(Director of State Proceedings)

**Stacie-Anne Brown
Registrar
2023/10/26**