

COMMONWEALTH OF THE BAHAMAS
INDUSTRIAL TRIBUNAL

No. IT/ NES/ 120 of 2019

In The Matter of The Industrial Relations Act

And

In the Matter of the Industrial Relations (Tribunal Procedure) Rules 2010

BETWEEN

RUDOLPH COAKLEY

Applicant

AND

HLB HOLDINGS LIMITED

Respondent

BEFORE: Her Honour Vice President Simone I. Fitzcharles

APPEARANCES: Mr Errol McKinney for the Applicant
Ms Laurastine Moss for the Respondent

ORDER ON DIRECTIONS

WHEREAS:

- 1) By Certificate of Referral of a Trade Dispute dated 1 August 2019, the Minister referred the subject dispute to the Industrial Tribunal;
- 2) Pursuant to Rule 3(1) of the Industrial Relations (Tribunal Procedure) Rules, 2010 a Notice for presentation of an Originating Application was issued by the Secretary of the Industrial Tribunal to the Applicant on 10 September 2019;

- 3) The Applicant filed an Originating Application (Form A) in the Industrial Tribunal on 30 September 2020;
- 4) Pursuant to Rule 4 of the Industrial Relations (Tribunal Procedure) Rules, 2010 a Notice of the Originating Application (Form C) was issued by the Tribunal to the Respondent on 30 September 2020;
- 5) A Notice of Appearance (Form D) was entered by the Respondent on 18 October 2019 and a Defence (Form E) on 12 March 2020;
- 6) This matter was listed for a Case Management hearing on 14 July 2020 which was served on the Applicant and on the Respondent on 29 June 2020.

IT IS HEREBY ORDERED as follows:

1. Leave is granted to the Applicant to substitute the name of HLB Holdings Limited for H.R. Esso. All future filed pleadings shall reflect the Respondent's correct name as HLB Holding Limited;
2. The Applicant and the Respondent shall file their respective Witness Statements, Bundles of Documents and Skeleton Arguments, and serve the same on each other by no later than Tuesday 11 August 2020;
3. The Applicant and the Respondent may file supplemental Witness Statements, Bundles of Documents or Skeleton Arguments and serve the same on each other by Tuesday 25 August 2020, should they deem such supplemental documents necessary for their respective cases;
4. The Respondent shall produce all weekly pay statements for Rudolph Coakley which are in its possession, custody or control for the period from 1st January 2016 to 18 June 2019, and shall file the same as a part of its Bundle of Documents referred to in paragraph 2 of this Order;
5. Each party shall be at liberty to call up to two (2) witnesses, and the trial shall be set for one (1) day; and

6. The parties shall have liberty to apply for further directions and/or to vary these directions.

AND THIS IS THE ORDER OF THIS TRIBUNAL

Dated this 14th day of July A.D. 2020.

Her Honour

Simone I. Fitzcharles
Vice President