

In the Matter of the Industrial Relations Act, Chapter 321

And

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

**BETWEEN:**

**SHERNIQUECA MCKINNEY**

APPLICANT

v.

**ISLAND LIFE DOWN HOME RESTAURANT/ PARTNERS JAMES MCKENZIE & PRINCE MILLER**

RESPONDENT

**APPEARANCES:** Mr. Errol McKinney on behalf of the Applicant

No appearance behalf of the Respondent

**BEFORE:** Her Honour, President Indira N. Demeritte-Francis

---

**ORDER ON DIRECTIONS**

---

**WHEREAS:**

- (1) By Certificate of Referral dated 22<sup>nd</sup> March, 2019 the Minister referred the subject dispute to the Industrial Tribunal; and
- (2) In accordance with Rule 3 (1) of the Industrial Relations (Tribunal Procedure) Rules, 2010 a Notice for an Originating Application – Form A was sent on 6<sup>th</sup> May, 2019 by the Secretary, to the Tribunal, to the Applicant; and
- (3) Upon receipt by the Applicant of the Notice for an Originating Application the Applicant filed an Originating Application in the Tribunal on the 17<sup>th</sup> May, 2020; and

- (4) A Notice of Application to the Respondent – Form C and a Notice of Appearance - Form D was sent to the Respondent on the 21<sup>st</sup> May, 2019; and
- (5) That no Notice of Appearance - Form D or Defence – Form E was filed in the Tribunal by the Respondent; and
- (6) That the Tribunal has made several attempts to contact the Respondent; and
- (7) The matter was set for Call Over on the 27<sup>th</sup> April, 2020 and Notice for the said hearing was Gazetted in the Nassau Guardian Newspaper on the 1<sup>st</sup> April, 2021; and
- (8) At the hearing the Applicant’s Representative Mr. McKinney appeared and there was no appearance for or on behalf of the Respondent in this matter; and
- (9) That the Tribunal continued the Case Management directions in the absence of the Respondent; and

**IT IS HEREBY ORDERED** by consent of the party present:

- a. That the Applicant will file Skeletons, Witness Statements and Submissions on or before 14<sup>th</sup> May, 2021.
- b. That there will be an estimated one (1) day of hearing.
- c. That the Applicant will call one (1) witness.
- d. That the Applicant’s Representative will attempt further settlement discussions with the Respondent and inform the Tribunal if a settlement is agreed.

**AND THIS IS THE ORDER OF THIS TRIBUNAL**

DATED THIS, 27<sup>th</sup> April, 2021

---

Indira N. Demeritte – Francis

President

Industrial Tribunal