

INDUSTRIAL TRIBUNAL

**COURT #1 SAFFREY SQUARE, EAST & BAYSTREET, NEW PROVIDENCE,
COMMONWEALTH OF THE BAHAMAS**

Before

**MRS. INDIRA N. DEMERITTE-FRANCIS (PRESIDENT)
(SITTING ALONE)**

TYRONE BROWN

APPLICANT

MARLIN MARINE

RESPONDENT

ORDER OF SETTLEMENT

APPEARANCES

For the Applicant

Mr. Angelo Whitfield
Attorney-at-Law

For the Respondent

Mr. George Pyfrom
Marlin Marine

WHEREAS:

- (1) By Certificate of Referral dated January 25, 2021 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 March 1, 2021 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 March 11, 2021; 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 March 29, 2021; and
- (5) That a Notice of Appearance - Form D was filed on April 1, 2021 and a Defence – Form E was filed on April 9, 2021 in the Tribunal by the Respondent.
- (6) The Tribunal was in receipt of two Certificate of Referrals with the same parties named. To clarify whether these were separate matters, both matters were listed for Case Management; and
- (7) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on the July 19, 2021 for the Case Management Hearing for Directions; and
- (8) The Applicant appeared on the day of the Case Management and told the Tribunal that he had one matter against the Respondent. The Applicant, Mr. Brown, consequently withdrew his Originating Application filed February 19, 2021 in the matter of NP2021-035 Tyrone Brown v Marlin Marine as it was a duplicate of the current matter; and
- (9) The Case Management for this matter was then adjourned to July 30, 2021; and
- (10) On July 30, 2021, the Applicant appeared with Counsel, Mr. Angelo Whitfield, on his behalf and the owner of the Respondent business, Mr. George Pyfrom, appeared for the Respondent; and

- (11) The parties came to a settlement agreement during the Case Management; and
- (12) The Respondent agrees to pay the Applicant One Thousand, Three Hundred and Seventy-Five Dollars (\$1,375.00) in full and final settlement; and

THE DECISION OF THE TRIBUNAL IS AS AGREED AND THEREFORE IT IS SO ORDERED:

- (13) The Originating Application filed in the Industrial Tribunal on March 11, 2021 is decided accordingly pursuant to Rule 12(1)(b) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby marked Settled.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, July 30, 2021

Indira N. Demeritte – Francis
President
Industrial Tribunal