

INDUSTRIAL TRIBUNAL

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

Before

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

MARS SARGENT

APPLICANT

BAHAMA DIVERS YACHT HAVEN

RESPONDENT

JOINDER ORDER

APPEARANCES

For the Applicant

Mr. Mars Sargent
Pro Se
Kool Meadows
Nassau, The Bahamas.

For the Respondent

No Appearance

WHEREAS:

- (1) By Certificate of Referral dated February 9, 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 February 19, 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 1, 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 March 2, 2021; and
- (5) No Notice of Appearance - Form D or a Defence – Form E was filed in the Tribunal by the Respondent; and
- (6) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on June 17, 2021 for the Case Management Hearing for Directions; and
- (7) That Mr. Sargent appeared Pro se and that there was no appearance by or on behalf of the Respondent; and
- (8) The matter was adjourned to be relisted and the Respondent to be served; and
- (9) The matter was relisted for October 13, 2021 and a Notice of Hearing – Form J was properly served on Mr. Mars Sargent and Mr. Matt Whiteland; and
- (10) On the date of the Case management Hearing Mr. Sargent appeared Pro se and there again was no appearance by the Respondent; and
- (11) The Applicant presented information to the Tribunal which indicated that the Respondent continues to do business under another name; and

IT IS HEREBY ORDERED:

- a. That of its own motion, the Industrial Tribunal now joins Bahama Pro as a Respondent in this matter pursuant to Rule 16(1) of the Industrial Relations (Tribunal Procedures) Rule 2010.
- b. That notice of the next listed date for Case Management will be given by way of substituted service and by way of Notice of Hearing – Form J.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, October 13, 2021

Indira N. Demeritte – Francis

President

Industrial Tribunal