

INDUSTRIAL TRIBUNAL

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

Before

MRS. INDIRA N. DEMERITTE-FRANCIS (PRESIDENT)

(SITTING ALONE)

ANTONIQUE KELLY-MAJOR

APPLICANT

**FIDELITY BANK (BAHAMAS)
LIMITED**

RESPONDENT

ORDER

APPEARANCES

For the Applicant

Mr. Errol McKinney
Representative
EM & Associates
Suit 5 Colonial Hill Plaza.
72 University Drive.

For the Respondent

Obie Ferguson
Attorney-at-Law
Obie Ferguson & Co.
#32 Snug Haven
Elizabeth Avenue
Nassau, The Bahamas

WHEREAS:

- (1) By Certificate of Referral dated July 29, 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 August 17, 2021 to the Applicant by the Secretary to the Tribunal; and
- (3) Upon receipt by the Applicant of the Notice for an Originating Application the Applicant filed an Originating Application in the Tribunal on August 27, 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 September 1, 2021; and
- (5) That no Notice of Appearance - Form D or Defence – Form E was 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 November 17, 2021 for the Case Management Hearing for Directions; and
- (7) During the Case Management on November 17, 2021 Mr. McKinney appeared for the Applicant and Mr. Ferguson appeared for the Respondent. The parties asked the Tribunal for an adjournment to have further discussions; and
- (8) That both parties returned on December 6, 2021 and the Applicant's Representative informed the Tribunal that he was withdrawing the case; and
- (9) That the Applicant filed into the Tribunal Notice of Withdrawal - Form K on December 6, 2021; and

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

- (10) The Originating Application filed in the Industrial Tribunal on August 27, 2021 is decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby withdrawn and marked Dismissed.

AND THIS IS THE DECISION OF THIS TRIBUNAL

DATED THIS, December 6, 2021

Indira N. Demeritte – Francis
President
Industrial Tribunal