

**INDUSTRIAL TRIBUNAL**

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

**Before**

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

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**ERICKA MORLEY**

APPLICANT

**STRATEGIC PROPERTY HOLDING  
LTD. D/B/A BRITISH COLONIAL  
HILTON NASSAU HOTEL**

RESPONDENT

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**ORDER**

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**APPEARANCES**

For the Applicant

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

For the Respondent

No Appearance

**WHEREAS:**

- (1) By Certificate of Referral dated December 30, 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 January 20, 2022 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 February 4, 2022; and
- (4) A Notice of Application to the Respondent – Form C and a Notice of Appearance - Form D was sent to the Respondent on February 8, 2022; and
- (5) That no Notice of Appearance - Form D or Defence – Form E was filed in the Tribunal by the Respondent; and
- (6) The matter was listed for Call Over on March 28, 2022 and Notice for the said hearing was Gazetted in the Nassau Guardian Newspaper on March 9, 2022; and
- (7) On the day of the Call Over Hearing Mr. McKinney appeared for the Applicant and there was no appearance on behalf of the Respondent; and

- (8) On March 28, 2022 during the Case Management Hearing the matter was adjourned and listed for Call Over on April 13, 2022; and
- (9) That the Applicant filed into the Tribunal Notice of Withdrawal - Form K on April 12, 2022; 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 February 4, 2022 is decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby Withdrawn and is Dismissed.

**AND THIS IS THE DECISION OF THIS TRIBUNAL**

DATED THIS, on April 12, 2022

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Indira N. Demeritte – Francis  
President  
Industrial Tribunal