

INDUSTRIAL TRIBUNAL

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

Before

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

SOPHIA THOMPSON

APPLICANT

**M.F. INTERNATIONAL (T/A)
DIAMONDS INTERNATIONAL
BAHAMAS**

RESPONDENT

ORDER ON DIRECTIONS

APPEARANCES

For the Applicant

Mr. Anthony McKinney, QC
Attorney-at-Law
McKinney Turner & Co
#13 West Hill Street
Nassau, The Bahamas

For the Respondent

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

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 March 16, 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 March 21, 2022; and
- (5) That a Notice of Appearance - Form D was filed in the Tribunal on April 1, 2022 and no Defence – Form E was filed in the Tribunal by the Respondent; and
- (6) The matter was listed for Call Over on August 11, 2022 and Notice for the said hearing was Gazetted in the Nassau Guardian Newspaper on July 22, 2022.
- (7) On the day of the Call Over Hearing Mr. McKinney appeared for the Applicant and Mr. Ferguson appeared for the Respondent; and

IT IS HEREBY ORDERED by the Industrial Tribunal and by consent of the parties:

- a. That Pursuant to section 7(1) a the Applicant will file Further and Better Particulars on or before September 1, 2022.
- b. That the Tribunal Registry will issue a Defence – Form E to the Respondent.
- c. That the Respondent will file the Defence – Form E on or before September 22, 2022.

- d. That the Respondent is to provide the Applicant with her records, relating to the commission and a letter from Mr. Anthony McKinney written to Mr. Obie Ferguson dated November 2, 2021 is to be produced.
- e. That the Applicant will file Skeletons, Witness Statements and Submissions on or before October 6, 2022.
- f. That the Respondent will file Skeletons, Witness Statements and Submissions on or before October 20, 2022.
- g. That there will be an estimated one (1) day of hearing.
- h. That the Applicant and the Respondent will call one (1) witness each.
- i. That the parties will continue to have settlement discussions and if an agreement is reached the parties will inform the Tribunal immediately.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, August 11, 2022

Indira N. Demeritte – Francis
President
Industrial Tribunal