

NP2019-175

INDUSTRIAL TRIBUNAL

**COURT #5 SAFFREY SQUARE, EAST & BAY STREETS, NEW
PROVIDENCE**

COMMONWEALTH OF THE BAHAMAS

Before

Ingrid Cooper-Brooks (Vice President)

(Sitting Alone)

MARCO BETHEL

Applicant

BAHA MAR RESORT

Respondent

ORDER OF DISMISSAL

APPEARANCES

For the Applicant

No Appearance

For the Respondent

Ms. J. Almitra Collie

WHEREAS:

1. By Certificate of Referral dated 7th November, 2019 the Minister referred the subject Trade Dispute to the Industrial Tribunal and the Applicant filed an Originating Application on 16th December, 2019; and
2. The matter was set for Case Management on the 30th March, 2020 and was adjourned several times to allow the parties to pursue settlement negotiations and subsequently readjourned to 3rd October, 2022 by consent of Counsel; and
3. On the 3rd October, 2022 there being no appearance by or on behalf of the Applicant, messages were lodged at the law chambers of Counsel on record indicating that the matter was set for final adjournment on 6th October 2022 and the usual links were sent to the Applicant and his Counsel to join the proceedings digitally; and.
4. On 4th October, 2022 the Applicant was contacted via telephone and upon being informed of the final adjourned date on 6th October, 2022 the Applicant advised the court clerk of his intention to withdraw his Originating Application; and
5. On 6th October, 2022 there being no appearance by or on behalf of the Applicant.

IT IS HEREBY ORDERED THAT:

In view of the above the Originating Application filed herein on 16th December, 2019 be struck out pursuant to **Rule 12(1) (f) of the Industrial Relations (Tribunal Procedures) Rule, 2010** for want of prosecution

AND THIS IS THE ORDER OF THIS TRIBUNAL

Dated this 6th day of October, A.D., 2022

Ingrid Cooper-Brooks
Vice President
Industrial Tribunal