

NP2021-228

**INDUSTRIAL TRIBUNAL**

**COURT #3 SAFFREY SQUARE, EAST & BAY STREETS, NEW PROVIDENCE  
COMMONWEALTH OF THE BAHAMAS**

Before

**Mrs. Rionda Godet Vice President (Acting)  
(Sitting Alone)**

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**THERESA STRACHAN**

**Applicant**

**AND**

**MONTY's BEAUTY SUPPLIES & TRINKETS**

**Respondent**

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**ORDER OF DISMISSAL**

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## APPEARANCES

For the Applicant

Hope Strachan – Attorney

For the Respondent

Errol McKinney - Advocate

**WHEREAS:**

- 1) On November 28<sup>th</sup> 2022, the Applicant, represented by Attorney Hope Strachan, and the Respondent represented by Advocate Errol McKinney, appeared for Case Management before Her Honour, President Indira N. Demeritte-Francis;
- 2) On 18<sup>th</sup> January, 2023, the Respondent's Advocate, and on 20<sup>th</sup> January 2023, the Applicant's Attorney, were duly served the Form J which advised of the Hearing of this matter being set for 20<sup>th</sup> February, 2023;
- 3) At the Hearing hereof, the Applicant's Attorney, Hope Strachan appeared, however, the Applicant herself did not appear, notwithstanding the matter ultimately being stood down to 12:20 pm to permit her appearance. The Applicant's Attorney, not being able to give reasonable explanation for the non-appearance of her Client, and neither Attorney nor Applicant making appearance at the appointed time for the Applicant to make appearance, despite the Tribunal calling for the Applicant's attorney on three occasions;
- 4) Upon hearing the submission made by the Respondent's Advocate for the dismissal of this matter for want of prosecution, the Tribunal determines that it is the Applicant's Originating Application that has brought the Respondent to the Tribunal to give answer to the matters claimed, and it is the Applicant who is charged with the responsibility of prosecuting the matter with the assistance of her legal advisor.
- 5) Accordingly, in the absence of any reasonable responses as touching the Applicant's failure to appear, the Tribunal has no choice but to dismiss this action for want of prosecution. At all times, the Applicant was duly represented and is deemed to be aware of the steps required to advance her claim. At the last, there was no appearance by the Applicant to advance her matter.
- 6) This matter accordingly stands dismissed for want of prosecution by the Applicant.

**AND THIS IS THE ORDER OF THIS TRIBUNAL**

Dated this 20<sup>th</sup> day of February, A.D., 2023

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**Rionda Godet**  
**Vice President (Acting)**  
**Industrial Tribunal**