

IT/NES/NO. NP2022-066

INDUSTRIAL TRIBUNAL

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

Before

RIONDA Y. GODET (Acting Vice President)

(Sitting Alone)

STEPHEN THOMPSON JR.

APPLICANT

VS.

SMG CONSTRUCTION

RESPONDENTS

ORDER OF SETTLEMENT

APPEARANCES

STEPHEN THOMPSON

HILBERT COLLIE - ATTORNEY

SMG CONSTRUCTION

DARREN BAIN - ATTORNEY

WHEREAS:

- 1) On this 22nd February 2023, the parties appeared for Hearing, and having previously entered into dialogue pursuant to Section 60 of the Industrial Relations Act, the parties made effort to reach amicable conclusion by means of mediation;
- 2) Whereas there was offered by the Applicant, the demand for \$10,000.00 to be paid and the Respondent counter-offered \$7,000.00, with the Tribunal's mediation, the Applicant was asked whether he would accept the further sum of \$1,500.00 (being the mid point difference between the two sums), if the Respondent could be persuaded to make further nuisance value assessment to that extent. The Tribunal, recording the Applicant's response to the affirmative, requested of the Respondent's attorney, to take instructions for the additional payment.
- 3) The Respondent, having agreed to the remit to the Applicant, the further sum of \$1,500.00 for the total of \$8,500.00 to be paid, advanced the same to the Applicant, only to find the Applicant on this day of hearing, had changed his mind and now demanded a sum over and above the sum of \$10,000.00 requested.
- 4) Accordingly, the Tribunal, being satisfied, upon referral to notes taken on the first occasion of hearing, and upon confirmation from both Attorneys of the Applicant and Respondent, that the Applicant did in fact state that he would have accepted the said total sum of \$8,500.00, if the Respondent would offer it, herewith ORDERS that the Respondent shall pay to the Applicant the sum of Eight Thousand Five

Hundred Dollars (\$8,500.00) to be paid on or before Friday 24th
February 2023 in full and final settlement of this matter;

AND THIS IS THE ORDER OF THE TRIBUNAL

Dated this 22nd day of February, A.D., 2023

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