

INDUSTRIAL TRIBUNAL

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

Before

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

SHERNELL INGRAHAM

APPLICANT

VXL ENTERPRISES

RESPONDENT

ORDER OF SETTLEMENT

APPEARANCES

For the Applicant

Mr. Franklin D.C. Carter
Representative
#18 San Souci Rd.
Nassau, The Bahamas

For the Respondent

Dwight Ginton
Attorney
Lennox Paton
Nassau, The Bahamas

WHEREAS:

- (1) By Certificate of Referral dated November 15, 2022 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 December 1, 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 December 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 December 16, 2022; and
- (5) That a Notice of Appearance - Form D was filed January 3, 2023 and no Defence – Form E was filed in the Tribunal by the Respondent.
- (6) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on March 30, 2023 for the Case Management Hearing for Directions; and
- (7) On the date for the Case Management Hearing Mr. Carter appeared for the Applicant and Mr. Ginton appeared for the Respondent; and
- (8) The Hearing was adjourned to April 25, 2023 to allow the parties to have settlement discussions; and

- (9) The parties returned on April 18, 2023 and a settlement was agreed between the Applicant and the Respondent; and
- (10) The Respondent agrees to pay the Applicant Two Thousand Five Hundred Dollars (\$2,500.00) in full and final settlement; and

THE DECISION OF THE TRIBUNAL IS AS AGREED AND THEREFORE IT IS SO ORDERED:

- (11) The Originating Application filed in the Industrial Tribunal on December 16, 2022 is decided accordingly pursuant to Rule 12(1)(b) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby marked Settled.

AND THIS IS THE ORDER OF THIS TRIBUNAL

DATED THIS, April 18, 2023

Indira N. Demeritte – Francis
President
Industrial Tribunal