

**INDUSTRIAL TRIBUNAL**

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

**Before**

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

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**AMIER COLLIE**

APPLICANT

**ATLANTIS RESORT, PARADISE  
ISLAND**

RESPONDENT

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**ORDER**

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**APPEARANCES**

For the Applicant

No Appearance

For the Respondent

Mr. Kenneth Lightbourne  
With Shari Johnson  
Attorneys  
Island Hotel Company Ltd.  
Atlantis  
Paradise Island, Bahamas

**WHEREAS:**

- (1) By Certificate of Referral dated April 28, 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 June 10, 2022 to the Applicant by the Secretary to the Tribunal; and
- (1) Upon receipt by the Applicant of the Notice for an Originating Application the Applicant filed an Originating Application in the Tribunal on June 24, 2022; and
- (2) A Notice of Application to the Respondent – Form C and a Notice of Appearance - Form D was sent to the Respondent on June 27, 2022; and
- (3) That no Notice of Appearance - Form D was filed and no Defence – Form E was filed in the Tribunal by the Respondent; and
- (4) The matter was listed for Call Over on December 5, 2022 and Notice for the said hearing was Gazetted in the Nassau Guardian Newspaper on November 21, 2022; and
- (5) On the day of the Call Over Hearing there was no appearance by or on behalf of the Applicant and there was no appearance by or on behalf of the Respondent; and
- (6) The matter was to be re-listed to allow the parties another opportunity to appear as the substituted service did not give sufficient notice; and
- (7) The Industrial Tribunal listed the matter on April 27, 2023 for the Case Management Hearing for Directions; and

- (8) On the day of the Case Management Hearing there was no appearance by or on behalf of the Applicant and Mr. Lightbourn along with Mrs. Johnson appeared on behalf of the Respondent; and
- (9) The Tribunal contacted Ms. Collie and she indicated to the Tribunal staff (Mrs. Cash) that she no longer wished to go forward with the matter; and
- (10) The Respondent's counsel made an application before the Tribunal to have the matter dismissed; 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 June 24, 2022 is decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby Withdrawn and is Dismissed.

**AND THIS IS THE DECISION OF THIS TRIBUNAL**

DATED THIS, on April 25, 2023

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Indira N. Demeritte – Francis  
President  
Industrial Tribunal