

**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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**ANTANET MCKINNEY**

APPLICANT

**THE REEF RESTAURANT**

RESPONDENT

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**ORDER OF SETTLEMENT**

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**APPEARANCES**

For the Applicant

Mr. Anthony McKinney, QC  
Attorney-at-Law  
McKinney Turner & Co  
#13 West Hill Street  
Nassau, The Bahamas

For the Respondent

Rhoda Jackson  
The Reef Restaurant  
Nassau, The Bahamas

**WHEREAS:**

- (1) By Certificate of Referral dated October 12, 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 October 24, 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 November 7, 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 November 16, 2022; and
- (5) That no Notice of Appearance - Form D was filed 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 April 27, 2023 for the Case Management Hearing for Directions; and
- (7) On the date for the Case Management Hearing Mr. McKinney appeared for the Applicant and Ms. Jackson appeared for the Respondent; and
- (8) Ms. Jackson agreed that the Respondent owed the Applicant and they are willing to settle the matter for Five Thousand Two Hundred Dollars (\$5,200.00) in full and final settlement; and

- (9) The Respondent informed the Tribunal that it had not paid the Applicant as yet due to the Respondent business forming apart of the Respondent's estate which is currently being probated and in the Supreme Court; and
- (10) The Respondent will pay the Applicant upon receiving a Grant of Probate or Letters of Administration from the Supreme Court; 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 November 7, 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 27, 2023

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Indira N. Demeritte – Francis  
President  
Industrial Tribunal