

INDUSTRIAL TRIBUNAL

**COURT #2 FREEPORT INSURANCE CENTER, 21B WEST MALL & POINCIANA
DRIVE, FREEPORT, GRAND BAHAMA, COMMONWEALTH OF THE BAHAMAS**

Before

MRS. HELEN J. ALMORALES-JONES (VICE-PRESIDENT)

(SITTING ALONE)

SHEMIKA BARRY

APPLICANT

TOTAL EDUCATIONAL CENTER CO. LTD.

RESPONDENT

ORDER

APPEARANCES

For the Applicant

None

For the Respondent

Counsel,
Ms. Pleasant M.M. Bridgewater
Bridgewater & Co.
Freeport, Grand Bahama
The Bahamas

WHEREAS:

- 1) On the 1st May, 2023, **Shemika Barry** ("the Applicant") filed a **Report of a Trade Dispute** against **Total Educational Center Co. Ltd.** with The Department of Labour in Grand Bahama, The Bahamas, which stated, inter alia, that the issues relevant to the dispute were *Unfair Dismissal, Wrongful Dismissal, Severance pay, Vacation pay, Notice pay* and *National Insurance Contribution*;
- 2) By a **Certificate of Referral** dated the 6th June, 2023 (received on the 5th July, 2023), the Honourable Minister of Labour & Immigration ("The Minister") referred the trade dispute between the Applicant and **Total Education Center Co. Ltd.** ("the Respondent") to the Industrial Tribunal, Northern Region ("the Tribunal");
- 3) Pursuant to **Rule 15 of The Industrial Relations (Tribunal Procedure) Rules, 2010** ("The Rules"), on the 28th September, 2023, the Tribunal conducted a **Case Management** hearing in this matter and made an **Order On Directions**;
- 4) Pursuant to **Section 59(1)(b)(ii) of The Industrial Relations Act, Cap. 321 ("The I.R.A.")** and **Rule 16(1) & (2) of The Rules**, and with the consent of both parties, the Tribunal, of its own motion, joined **Total Educational Center Co. Ltd.** as the Respondent and dismissed **Total Education Center Co. Ltd.** from the proceedings;
- 5) Pursuant to **Section 58(1)(a) of The I.R.A.**, the **Tribunal** remitted the dispute to the parties for further consideration, with a view to settling it out of Court; and
- 6) Neither the Applicant nor the Respondent or its Counsel appeared on the trial date today (Monday, 23rd October, 2023);

IT IS HEREBY ORDERED that the Applicant's **Form A** (Originating Application) be struck out for want of prosecution and this matter be dismissed pursuant to **Rule 12(1)(f) of The Rules**.

DATED: This 23rd day of October, A.D., 2023.

**Her Honor, Helen J. Almoraes-Jones,
Vice-President**