

**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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**STEPHEN BUTLER**

**APPLICANT**

**ISLAND HOTEL COMPANY LTD.**

**RESPONDENT**

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**ORDER**

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**APPEARANCES**

For the Applicant

Mr. Hilbert Collie  
Representative  
Hilbert Collie & Associates  
#83 Dowdeswell Street  
Nassau, The Bahamas

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 December 14, 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 January 4, 2023 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 January 16, 2023; and
- (2) A Notice of Application to the Respondent – Form C and a Notice of Appearance - Form D was sent to the Respondent on January 16, 2023; and
- (3) That a Notice of Appearance - Form D was filed January 25, 2023 and a Defence – Form E was filed February 3, 2023 in the Tribunal by the Respondent; and
- (4) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules 2010, the Industrial Tribunal set a fixture on the March 31, 2023 for the Case Management Hearing for Directions; and
- (5) On March 31, 2023 the day of the Case Management Hearing, the parties appeared and Directions were given; and
- (6) That the Applicant filed into the Tribunal Notice of Withdrawal - Form K on May 24, 2023; and

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

- (7) The Originating Application filed in the Industrial Tribunal on January 16, 2023 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decided accordingly pursuant to Rule 12(1)(a) of the Industrial Relations (Tribunal Procedures) Rule 2010 and is hereby Withdrawn and is Dismissed.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 May 24, 2023

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Indira N. Demeritte – Francis  
President  
Industrial Tribunal