

COMMONWEALTH OF THE BAHAMAS No. IT/NES/NP2023-029
INDUSTRIAL TRIBUNAL

In The Matter of The Industrial Relations Act

And

In the Matter of the Industrial Relations (Tribunal Procedure) Rules 2010)

WENDELL DEMERITTE

APPLICANT

vs

DOLPHIN ENCOUNTERS LIMITED

RESPONDENT

BEFORE: Her Honour, Vice President
Mrs. Rionda Y. Godet

ORDER ON DIRECTIONS

APPEARANCES

WENDELL DEMERITTE

PRO SE in lieu of Hilbert Collie

DOLPHIN ENCOUNTERS LTD

Camille Cleare Attorney

Harry B Sands, Lobosky & Co.

WHEREAS:

- 1) By Order of Case Management dated 31st July 2023, the Applicant was granted extension through his then representative Hilbert Collie to file his Originating Application;
- 2) In light of the request of the Respondent by way of Form F for further and better particulars filed herein on 30th August 2023, to which no response was had;
- 3) The Tribunal now being seized by communication dated 12th February 2024, also copied to the Attorney for the Respondent that Mr. Collie no longer represents the Applicant;

IT IS HEREBY ORDERED, as follows:

1. The Applicant shall file such further and better particulars as requested by the Respondent on or before 1st March 2024,
2. In response thereto, the Respondent shall file its Defence on or before 19th March 2024.
3. The trial of this matter is set for two days.
4. The Applicant has indicated that he intends to call up to two witnesses and the Respondent has indicated that it intends to call up to four witnesses.
5. There shall be inspection of documents on or before 29th March 2024 at a place and time agreed between the parties.
6. The Applicant shall file his Witness Statements and Skeleton Arguments no later than **4:00 p.m. on 12th April 2024** and the Respondent shall file its remaining Witness Statements and Skeleton Arguments no later than **4:00 p.m. on 1st May 2024** and, upon filing, the Applicant and the Respondent

shall provide a hard copy of each to the Secretary to Court No. 5 and a copy of which shall be retained for the Court's use. Should the parties have their witnesses appear in person, a second hard copy of all documents to be relied upon at the hearing hereof, shall be presented to the secretary to Court No. 5.

7. The witness statements shall stand as evidence in chief at the trial and should any witness not attend, the witness statements will not be accepted as evidence.
8. An agreed bundle of documents to be prepared and presented for 10th May 2024
9. The hearing of this matter set for the 5th and 6th June 2024 for trial, to be confirmed by the Registry.
10. This is the final adjournment to this matter, but for any Act of God.

AND THIS IS THE ORDER OF THIS TRIBUNAL

Dated this 15th day of February, A.D., 2024

Rionda Godet
Vice President
Industrial Tribunal

