

COMMONWEALTH OF THE BAHAMAS
INDUSTRIAL TRIBUNAL

No. IT/NES/NP2024-070

In The Matter of The Industrial Relations Act

And

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

ELLIOTT DEAN

APPLICANT

Vs

DR. GREGORY SPIRO GEORGE

RESPONDENT

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

ORDER OF DISMISSAL

APPEARANCES

ELLIOTT DEAN

Errol McKinney – Advocate

V

DR. GREGORY SPIRO GEORGE

Keath Smith - Attorney

WHEREAS:

- 1) By Certificate of Referral dated 6th May 2024, the Minister referred the subject dispute to the Industrial Tribunal; and
- 2) The Applicant filed in the Industrial Tribunal an Originating Application (Form A) on 11th June 2024; and
- 3) Pursuant to Rule 15(1) of the Industrial Relations (Tribunal Procedure) Rules, 2010 the Industrial Tribunal set this matter down for Case Management Hearing on 31st October 2024;
- 4) At the hearing, the Respondent made request for and received an Order to forthwith file the Form L Request for Extension of time to file his Notice of Appearance (Form D) and Defence (Form E), the same which were both filed and entered that same date, i.e., the 31st October 2024;
- 5) On the same day, the Respondent also filed the Notice of Interrogatories (Form H) which was brought to the Applicant's attention on the 14th November 2024. The same remains unanswered to this day, moreover, the Applicant has failed to comply with the October 31st 2024 Order on Directions which required the filing of his Witness Statements and Skeletal Arguments on or before 6th December 2024.
- 6) The matter was set for hearing today, 17th June 2025. Prior to hearing, the Applicant's Representative submitted the Form K Notice of Withdrawal, but did not himself appear.
- 7) The Applicant appeared on his own behalf and informed the Tribunal that he was not aware of his matter being withdrawn and that he had not issued instructions to that effect. Out of an abundance of caution, the Tribunal stood the hearing of the matter down to 2 pm, to give the Applicant an opportunity to place himself in readiness to enter his evidence and to serve on the Respondent the outstanding particulars.
- 8) At the stated time, the Applicant and his Representative appeared. In light of the Form K submitted by the Applicant's Representative, he was asked whether the same had been entered pursuant to the Applicant's own instructions.
- 9) The Applicant's representative indicated that the matter was withdrawn in the best interest of the Applicant. Out of an abundance of caution, the

Tribunal once again asked the Applicant if it was indeed his intent to withdraw the matter, and to adopt the Form K action as presented. He responded that it was.

- 10) In light of the Applicant's voluntary and stated intent to adopt the submission of the Form K as previously submitted, this matter accordingly stands dismissed by reason of said Withdrawal.

AND THIS IS THE ORDER OF THIS TRIBUNAL

Dated this 17th day of June, A.D., 2025

**Rionda Godet
Vice President
Industrial Tribunal**