

IN THE SUPREME COURT OF JUDICATURE OF JAMAICA

IN COMMON LAW

CLAIM NO. 2006 HCV 0582

BETWEEN	NOLA HEWITT-FORBES	1 <sup>ST</sup> CLAIMANT
AND	EYRIEL PLANTER	2 <sup>ND</sup> DEFENDANT
AND	SHARNETT WHITTAKER	3 <sup>RD</sup> DEFENDANT
AND	FOAM AND ACCESSORIES COMPANY LIMITED	DEFENDANT

**CONSOLIDATED WITH**

CLAIM NO 2006 HCV 004430

BETWEEN	NOLA HEWITT-FORBES	CLAIMANT
	(Administrator for the Estate of Samuel Forbes)	
AND	FOAM AND ACCESSORIES COMPANY LIMITED	DEFENDANT

Ms Linda M. Wright for Claimants.

Mr. Barry Frankson for Defendants

Coram: **D. O. McINTOSH, J.**

**HEARD: 18<sup>th</sup> March, 2009**

Having heard the evidence of the parties in this case, this Court found that the claimants have not proved on a Balance of Probabilities that the fire emanated from the Defendants premises.

This Court will dismiss the claim with costs to the Defendant to be agreed or taxed.