

**ACTION MATTERS** 



# Supreme Court of Judicature of Jamaica

# <u>Commercial Division</u> <u>List of Sittings for the week commencing the 7<sup>TH</sup> OCTOBER, 2019</u>

COF CLERE MONDAY, 7 <sup>TH</sup> OCTOBER, 2019					
MONDAY, 7 - 00 2017CD00103	Petrojam Ltd	v China Harbour Engineering	Samuda & Johnson:		
(3 days)		Company Ltd	Sadeera Shaw		
CHAMBERS					
MONDAY, 7 <sup>TH</sup> OC	<b>CTOBER, 2019</b>				
10.00 4 M	<u>COR:</u> <u>CLERK:</u>	HEARING ROOM No. 4 (1 <sup>st</sup> Floor) (5 <u>THE HONOURABLE MR. JUSTICE</u> <u>MR. R. COHEN</u>	e ,		
<b>10:00 A.M.</b> SU2019CD00256 (1 hr)	National Commercial Bank Jamaica Ltd	v Davis	Application to Pay by Instalments Defendant-in-Person: Peta-Gay Chin-Hibbert		
<b>11:00 A.M.</b> 2017CD00074 ( <sup>1</sup> / <sub>2</sub> hr)	National Export-Import Bank of Jamaica Ltd	v Cubana Trading Distributors Ltd	Application for Attachment of Debt Order Nigel Jones & Company		
<b>11:30 A.M.</b> SU2019CD00044 ( <sup>1</sup> / <sub>2</sub> hr)	National Commercial Bank Jamaica Ltd	v Williams-Gordon	Application to Pay by Instalments Defendant-in-Person: Peta-Gay Chin-Hibbert		
<b>12:00 P.M.</b> SU2019CD00406 ( <sup>1</sup> / <sub>2</sub> hr)	Mitchell & Anor	v The Liquor Store Ltd	Application for appointment as directors Nunes Scholefield DeLeon & Co		
<b>2:00 P.M.</b> SU2019CV02185 (1/2 hr)	Foreman	v National Commercial Bank Jamaica Ltd	Application to Transfer to the Commercial Division HRC Law Claimant in Person		

Supreme Court Listing for the week , 7 TH OCTOBER, 2019Page 1 of 4(To view the weekly court list please visit our website www.supremecourt.gov.jm.)NB: THIS LIST IS SUBJECT TO CHANGE, PLEASE SEE THE NOTICE BOARD FOR CHANGES.

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#### **CHAMBERS (CONT'D)**

20 D 3 C

10.00 A M

#### MONDAY, 7<sup>TH</sup> OCTOBER, 2019 CONT'D

2:30 P.M. SU2019CD00304 (1 hr)	Simpson	v	S. G. Asphalting Company Ltd	Application for Default Judgment Jerome Spencer
TUESDAY, 8 <sup>TH</sup> OC	<b>CTOBER, 2019</b>			

# HEARING ROOM No. 4 (1st Floor) (52-54 King Street)COR:THE HONOURABLE MR. JUSTICE D. BATTSCLERK:MR. R. COHEN

<b>10:00 A.M.</b> SU2019CD00063 ( <sup>1</sup> / <sub>2</sub> hr)	Educom Co-Operative Credit Union Ltd	v	Morgan & Anor	Application for Service Outside Jurisdiction Richards & Richards
<b>10:30 A.M.</b> 2016CD00183 ( <sup>1</sup> / <sub>2</sub> hr)	Northern Sunshine Farms Ltd	v	CMA CGM SA & Ors	Pre-Trial Review Nunes Scholefield DeLeon & Co: Samuda & Johnson Myers Fletcher & Gordon
<b>11:00 A.M.</b> 2016I00002 ( <sup>1</sup> / <sub>2</sub> hr)	Grant & Anor	v	Hartwell & Anor	Application for Amendment to Caption Lijyasu M. Kandekore
<b>2:00 P.M.</b> SU2019CD00399 (1 hr)	Foreign Options Ltd	v	Stewart	First Hearing of Fixed Date Claim Form Vaccianna & Whittingham
<b>3:00 P.M.</b> SU2019CD00400 (1 hr)	Foreign Options Ltd	v	Alliance Finance Ltd & Anor	First Hearing of Fixed Date Claim Form Vaccianna & Whittingham

#### <u>CHAMBERS NO. 19</u> <u>COR:</u> <u>THE HONOURABLE MR. JUSTICE K. LAING</u> CLERK: MISS P. SPENCER

10:00 A.M. 2018CD00670	NMIA Airports Ltd	v	Fly Jamaica Airways Ltd	Application for Summary Judgment
(1 hr)	I		5	Nerine A. Small
				Knight, Junor & Samuels

#### **CHAMBERS (CONT'D)**

## TUESDAY, 8<sup>TH</sup> OCTOBER, 2019 CONT'D

2:30 p.m.	<u>COR:</u> <u>CLERK:</u>	<u>MISS C. BENNETT, REGISTRAR</u> <u>MRS. N. WILLIAMS-FRATER</u>	(52-54 KING STREET)
2017CD00135 (1 <sup>1</sup> / <sub>2</sub> hr)	Finzi	v Jamaica Redevelopment Foundation Inc	TAXATION Myers Fletcher & Gordon: Ballantyne Beswick & Co
WEDNESDAY, 9 <sup>TI</sup>	H OCTOBER, 2019		
10:00 A.M.	<u>COR:</u> <u>CLERK:</u>	<u>HEARING ROOM No. 4 (1<sup>st</sup> Floor) THE HONOURABLE MR. JUSTIC MR. R. COHEN</u>	
SU2019CD00173 ( <sup>1</sup> / <sub>2</sub> hr)	O'Gilvie	v Duncan	Application for Default Judgment Ballantyne Beswick & Co: Defendant-in-Person
<b>10:30 A.M.</b> SU2019CD00163 ( <sup>1</sup> / <sub>2</sub> hr)	McKayla Financial Services Ltd	v Gayle & Ors	Application for Service by Specified Method Caroline P. Hay
		CHAMBERS NO. 19	TE K. I. AINC
10.00	<u>COR:</u> <u>CLERK:</u>	<u>THE HONOURABLE MR. JUSTIC</u> <u>MISS P. SPENCER</u>	AL K. LAINU
<b>10:00 am</b> 2018I00007 (1hr)			Application to Cancel Certificate of Title Glenroy Mellish: Charles E Piper & Associates:
2018I00007	<u>CLERK:</u> Re: Brian Walks		Application to Cancel Certificate of Title Glenroy Mellish:
2018I00007 (1hr) THURSDAY, 10 <sup>TH</sup>	<u>CLERK:</u> Re: Brian Walks		Application to Cancel Certificate of Title Glenroy Mellish: Charles E Piper & Associates: (52-54 King Street)
2018I00007 (1hr)	CLERK: Re: Brian Walks OCTOBER, 2019 COR:	MISS P. SPENCER HEARING ROOM No. 4 (1 <sup>st</sup> Floor) THE HONOURABLE MR. JUSTIC	Application to Cancel Certificate of Title Glenroy Mellish: Charles E Piper & Associates: (52-54 King Street)

Supreme Court Listing for the week, 7<sup>TH</sup> OCTOBER, 2019 (To view the weekly court list please visit our website <u>www.supremecourt.gov.jm.</u>) NB: THIS LIST IS SUBJECT TO CHANGE, PLEASE SEE THE NOTICE BOARD FOR CHANGES.

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### CHAMBERS (CONT'D)

# THURSDAY, 10<sup>TH</sup> OCTOBER, 2019 CONT'D

2011CD00038 (1 hr) Cdgment 21200 p.m. 21200 p.m. 21200 p.m. 21200 p.m. 21200 p.m. 2012CD00001 Ltd Cashad Credit Merchant Ltd Cashad Credit Merchant Bank Ltd Bank Ltd Beecher-Bravo Hanson & Asso Henlin Gibson Henlin Bank Ltd Hart Muinhead Fatta: Nerine A. Small: Phillipson Partners CIERK: MISS P. SPENCER 10:00 A.M. 2010 p.m. 2010 CD00240 (2 hrs) CIERK: MISS C. BENNETT, REGISTRAR (52-54 KING STREET) CLERK: MRS. N. WILLIAMS-FRATER 2010 p.m. 2017 CD00280 Finzi v Westar International Ltd TAXATION Alton E. Morgan & Collegis Ballantyne Beswick & Co FRIDAY, 11 <sup>TH</sup> OCTOBER, 2019 Ltd V Plantation Holdings Co Ltd Application for Default Judgme (1 hr) Plantation Holdings Co Ltd Application for Default Judgme Ballantyne Beswick & Co				
2012CD00001 Development Company Bank Ltd Beecher-Bravo Hanson & Asso Henlin Gibson Henlin   2:00 P.M. Gabay v Cargill & Ors Pre-Trial Review   2017CD000451 Gabay v Cargill & Ors Pre-Trial Review   2017CD00074 Gabay v MIC Masterbuilders Ltd Hart Muirhead Fatta:   (1 hr) Nerine A. Small: Pre-Trial Review Pre-Trial Review   (1 hr) V MIC Masterbuilders Ltd Hart Muirhead Fatta:   (1 hr) Kurrey Paving & Aggregate V Eiffage Jamaica Energia Ltd Application for Injunction Georgia Hamilton & Company   2017CD00280 Finzi V Westar International Ltd TAXATION Alton E. Morgan &Co (LEGIS) Ballantyne Beswick & Co   2017CD00280 Finzi V Westar International Ltd TAXATION Alton E. Morgan &Co (LEGIS) Ballantyne Beswick & Co   21300 p.m. COR: HEARING ROOM No. 4 (1" Floor) (52-54 King Street) HEARING ROOM No. 4 (1" Floor) (52-54 King Street)   1/4 hr) Kurewis Venture Capital V Plantation Holdings Co Ltd Application for Default Judgme Ballantyne Beswick & Co   2015CD0018 E.W. Lewis Venture Capital V Plantation Holdings Co Ltd Application for Strike Out Defen MIS P. SPENCER   1:00 a.m. 2018CD000566 Guardian Life Ltd <td< td=""><td>2011CD00037 2011CD00038</td><td>Baba Ltd</td><td>v West Best Foods Jamaica Ltd</td><td>Paris &amp; Co:</td></td<>	2011CD00037 2011CD00038	Baba Ltd	v West Best Foods Jamaica Ltd	Paris & Co:
2017CD00451 Gabay v Cargill & Ors Pre-Trial Review 2018CD00274 Gabay v Gargill & Ors Pre-Trial Review 2018CD00274 Gabay v MJC Masterbuilders Ltd Hart Muirhead Fatta: Nerine A. Small: Phillipson Partners CCER: CLERK: 202019CD00412 Surrey Paving & Aggregate v Elifage Jamaica Energia Ltd Application for Injunction 2 hrs) Ltd CCER: CLERK: 2:30 p.m. 2017CD00280 Finzi v Westar International Ltd TAXATION 2017CD00280 Finzi v Westar International Ltd TAXATION Alton E. Morgan & Co (LEGIS) Ballantyne Beswick & Co CLERK: MR. R. COHEN 2:30 p.m. 2015CD00118 E.W. Lewis Venture Capital 1 hr) E.W. Lewis Venture Capital 2 hr) Alton E. Morgan & Co CLERK: CCER: CO 1 HE HONOURABLE MR. JUSTICE D. BATTS CLERK: MISS P. SPENCER 1 HE HONOURABLE MR. JUSTICE D. BATTS CLERK: MISS P. SPENCER 1 Heat M	2012CD00001	Development Company		Application for Extension of Time Beecher-Bravo Hanson & Associa Henlin Gibson Henlin
COR:   THE HONOURABLE MR. JUSTICE K. LAING     0:00 A.M.   MISS P. SPENCER     0:2019CD00412   Surrey Paving & Aggregate   v   Eiffage Jamaica Energia Ltd   Application for Injunction Georgia Hamilton & Company     2 hrs)   Ltd   MISS C. BENNETT, REGISTRAR (52-54 KING STREET)     2.30 p.m.   CLERK:   MRS. N. WILLIAMS-FRATER     2.30 p.m.   Finzi   v   Westar International Ltd   TAXATION     2017CD00280   Finzi   v   Westar International Ltd   TAXATION     11/2 hr)   Alton E. Morgan & Co (LEGIS)   Ballantyne Beswick & Co     ERIDAY, 11 <sup>110</sup> OCTOBER, 2019   MISS C. DENNETT, REGISTRAR (52-54 King Street)     COR:   CLERK:   MR. R. COHEN     2:00 p.m.   COR:   MR. R. COHEN     2:015CD00118   E.W. Lewis Venture Capital   v   Plantation Holdings Co Ltd   Application for Default Judgme Ballantyne Beswick & Co     1 hr)   Ltd   V   Plantation Holdings Co Ltd   Application to Strike Out Defer and Counterclaim     1 hr)   Ltd   V   Plantation Holdings Co Ltd   Application to Strike Out Defer and Counterclaim     1 hr)   Ltd   V   Allen   Application to St	2017CD00451 2018CD00274	•		Hart Muirhead Fatta: Nerine A. Small:
SU2019CD00412 2 hrs)   Surrey Paving & Aggregate Ltd   v   Eiffage Jamaica Energia Ltd   Application for Injunction Georgia Hamilton & Company     COR: CLERK:   MISS C. BENNETT, REGISTRAR (52-54 KING STREET) MRS. N. WILLIAMS-FRATER   Mage Street Mage Street     2:30 p.m. 2017CD00280   Finzi   v   Westar International Ltd   TAXATION Alton E. Morgan &Co (LEGIS) Ballantyne Beswick & Co     2:100 200   Finzi   v   Westar International Ltd   TAXATION Alton E. Morgan &Co (LEGIS) Ballantyne Beswick & Co     CRIDA Y, 11 TH OCTOBER, 2019   HEARING ROOM No. 4 (14 Floor) (52-54 King Street) THE HONOURABLE MR. JUSTICE D. BATTS MR. R. COHEN     2:00 p.m. 2015CD00118   E.W. Lewis Venture Capital Ltd   v   Plantation Holdings Co Ltd   Application for Default Judgme Ballantyne Beswick & Co     11 hr)   Ltd   v   Plantation Holdings Co Ltd   Application for Default Judgme Ballantyne Beswick & Co     CLERK:   CLERK: THE HONOURABLE MR. JUSTICE K. LAING MISS P. SPENCER   Application to Strike Out Defer and Counterclaim Hylton Powell:			THE HONOURABLE MR. JUSTI	CE K. LAING
CLERK:   MRS. N. WILLIAMS-FRATER     2:30 p.m.   2017CD00280   Finzi   v   Westar International Ltd   TAXATION Alton E. Morgan &Co (LEGIS) Ballantyne Beswick & Co     11 ½ hr)   FRIDAY, 11 <sup>TH</sup> OCTOBER, 2019   HEARING ROOM No. 4 (1st Floor) (52-54 King Street) THE HONOURABLE MR. JUSTICE D. BATTS MR. R. COHEN     2:00 p.m.   COR:   HEARING ROOM No. 4 (1st Floor) (52-54 King Street) THE HONOURABLE MR. JUSTICE D. BATTS MR. R. COHEN     2:00 p.m.   COR:   CLERK:   MR. R. COHEN     2:015CD00118   E.W. Lewis Venture Capital Ltd   v   Plantation Holdings Co Ltd   Application for Default Judgmed Ballantyne Beswick & Co     1:00 a.m.   COR:   COR:   CLERK:   MISS P. SPENCER     1:1:00 a.m.   Guardian Life Ltd   v   Allen   Application to Strike Out Defer and Counterclaim Hylton Powell:	SU2019CD00412		v Eiffage Jamaica Energia Ltd	
(1½ hr)   Alton E. Morgan &Co (LEGIS) Ballantyne Beswick & Co     FRIDAY, 11 <sup>TH</sup> OCTOBER, 2019   HEARING ROOM No. 4 (1 <sup>st</sup> Floor) (52-54 King Street) THE HONOURABLE MR. JUSTICE D. BATTS MR. R. COHEN     12:00 p.m. 2015CD00118   E.W. Lewis Venture Capital Ltd   v   Plantation Holdings Co Ltd   Application for Default Judgme Ballantyne Beswick & Co     11:00 a.m. 2018CD00566   Guardian Life Ltd   v   Alton E. M. JUSTICE K. LAING MISS P. SPENCER     11:00 a.m. 2018CD00566   Guardian Life Ltd   v   Allen   Application to Strike Out Defen and Counterclaim Hylton Powell:	2:30 p.m.			R (52-54 KING STREET)
Lieber Am.   HEARING ROOM No. 4 (1* Floor) (52-54 King Street)     12:00 p.m.   MR. R. COHEN     2015CD00118   E.W. Lewis Venture Capital     1 hr)   Ltd     V   Plantation Holdings Co Ltd     Application for Default Judgmed Ballantyne Beswick & Co     Hi:00 a.m.   COR:     2018CD00566   Guardian Life Ltd     V   Allen     Application to Strike Out Default     V   Allen	2017CD00280	Finzi	v Westar International Ltd	Alton E. Morgan &Co (LEGIS):
CLERK:   MR. R. COHEN     12:00 p.m.   E.W. Lewis Venture Capital   v   Plantation Holdings Co Ltd   Application for Default Judgme Ballantyne Beswick & Co     1 hr)   Ltd   v   Plantation Holdings Co Ltd   Application for Default Judgme Ballantyne Beswick & Co     COR:   COR:   CHAMBERS NO. 19   HE HONOURABLE MR. JUSTICE K. LAING     11:00 a.m.   Guardian Life Ltd   v   Allen   Application to Strike Out Defenant Counterclaim     11:00 a.m.   Guardian Life Ltd   v   Allen   Application to Strike Out Defenant Hylton Powell:	FRIDAY, 11 <sup>TH</sup> OC			
2015CD00118   E.W. Lewis Venture Capital Ltd   v   Plantation Holdings Co Ltd   Application for Default Judgmed Ballantyne Beswick & Co     (1 hr)   Ltd   COR:   CHAMBERS NO. 19   Ballantyne Beswick & Co     11:00 a.m.   COR:   CLERK:   CHAMBERS NO. 19   HE HONOURABLE MR. JUSTICE K. LAING     2018CD00566   Guardian Life Ltd   v   Allen   Application to Strike Out Defenant Counterclaim     (1 hr)   Hr)   Height Science   V   Allen   Application to Strike Out Defenant Counterclaim				<u>CE D. BATTS</u>
COR:   THE HONOURABLE MR. JUSTICE K. LAING     CLERK:   MISS P. SPENCER     11:00 a.m.   William Life Ltd     2018CD00566   Guardian Life Ltd   V     1 hr)   V   Allen     Application to Strike Out Deferrant Hylton Powell:   Miss P. SPENCER	2015CD00118	-	v Plantation Holdings Co Ltd	Application for Default Judgment Ballantyne Beswick & Co
2018CD00566   Guardian Life Ltd   v   Allen   Application to Strike Out Deferand Counterclaim     (1 hr)   Hylton Powell:   Hylton Powell:			THE HONOURABLE MR. JUSTI	CE K. LAING
	2018CD00566	Guardian Life Ltd	v Allen	Hylton Powell:
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