

COURT OF APPEAL  
HEARING LIST OF CASES FOR  
WEEK COMMENCING 17<sup>TH</sup> APRIL 2023

HILARY TERM  
1/23

DIVISION I  
SITTING IN COURT ROOM I

BEFORE: THE HON. MR JUSTICE BROOKS, P  
THE HON. MR JUSTICE FRASER, JA  
THE HON. MR JUSTICE LAING, JA (AG)

MONDAY 17<sup>th</sup> APRIL-FRIDAY 21<sup>st</sup> APRIL, 2023

**MOTIONS/APPLICATIONS**

Notices of application for leave to argue supplementary and further grounds of appeals

**By videoconference**

COA2022APP00142 & 242  
COA2021CR00043 – Andrewain Smith v R - Manslaughter  
(Peter Champagnie KC)

Notice of motion for conditional leave to appeal to appeal to His Majesty in Council

**By videoconference**

COA2022MT00015  
CA 74/12 - Faye Marie DeMercado v - Kevin DeMercado  
(Rudolph Smellie) (Representative of the estate of  
Tyrone Owen DeMercado)  
(Keith Bishop)

**SUPREME COURT CRIMINAL**

Applications for leave to appeal

**By videoconference**

**ON BAIL**

COA2019CR00042 – Durvin Hayles )  
(Kemar Robinson) )  
)  
COA2019CR00043 – Andrewain Smith ) v R - Manslaughter  
(Peter Champagnie KC) )  
)  
COA2019CR00044 – AnnaKay Bailey )  
(Oswest Senior-Smith) )  
)

**SUPREME COURT CRIMINAL APPEALS**

COA2019CR00042 – Durvin Hayles )  
(Kemar Robinson) )  
)  
COA2019CR00043 – Andrewain Smith ) v R - Manslaughter  
(Peter Champagnie KC) )  
)  
COA2019CR00044 – AnnaKay Bailey )  
(Oswest Senior-Smith) )  
)

## SUPREME COURT CIVIL APPEALS

### By videoconference

COA2020CV00048 – Paymaster (Jamaica) Ltd v - Paul Lowe  
(Nunes Scholefield Deleon & Co) (Chen, Green & Co)

### By videoconference

COA2021CV00007,22 & 90 v - Garfield Sinclair  
– Kevin Sudeall - Lynsetta Sinclair  
- Joyce Ramdeen Sudeall (Earle & Wilson)  
(Legal Chambers)

### Procedural appeal for consideration on paper

COA2022CV00034 – Donald Jackson v - Hermine McFarlane  
(NEA/LEX) (Jean M Williams)

## DIVISION II SITTING IN COURT ROOM 2

BEFORE: THE HON. MRS JUSTICE MCDONALD-BISHOP, JA  
THE HON. MISS JUSTICE STRAW, JA  
THE HON. MR JUSTICE BROWN, JA

MONDAY 17<sup>th</sup> APRIL-FRIDAY 21<sup>st</sup> APRIL, 2023

## MOTIONS/APPLICATIONS

Notice of motion for conditional leave to appeal to His Majesty in Council

### By videoconference

COA2022MT00017  
COA2022APP00159 – Andrew Hamilton v -The Assets Recovery Agency  
- Janet Ramsay (Caroline P Hay KC)  
- Paulette Higgins  
(Wilkinson Law)

Notice of application to grant leave to appeal/permission to appeal

### By videoconference

COA2022APP00265 – Pioneers Construction Development v - Clinton Alexander Hutton  
Company Ltd (Knight Junor & Samuels)  
(Devon G. Deslandes)

Amended notice of motion for conditional leave to appeal to His Majesty in council and notice of application for stay of execution of judgement pending leave to appeal

**By videoconference**

COA2023APP00015

COA2022MT00021

COA2020MS00004 – Carleen McFarlane  
(Hugh Wildman & Co)

v

- The General Legal Council  
(Caroline P. Hay, KC)

**SUPREME COURT CIVIL APPEAL**

**By videoconference**

CA 15/17 – CVM Television Ltd  
(Hart Muirhead Fatta)

v

- Television Jamaica Ltd  
(Henlin Gibson Henlin)

**By videoconference**

COA2020CV00045 – Rowena Johnson-Dennie  
(Garth E. Lyttle & Co)

v

- t/a Inspt W. Emmanuel  
- Diana Patterson  
- Transport Authority  
(McDermott Reynolds McDermott)

For consideration on paper

COA2021CV00044 – Vista Mer  
- Chester K Stewart  
(Bernard & Co.)

v

- Sheryl Stewart  
(Chambers, Bunny & Steer)

**CHAMBERS**

**THE HONOURABLE MR JUSTICE BROWN, JA WILL SIT ON TUESDAY 18<sup>TH</sup> APRIL 2023.**

**Case management conference**

**2:00 PM – By teleconference**

COA2020CV00044 – Peter Sudlow  
(Archer Cummings & Co)

v

- Kewayne Wright  
(Kinghorn & Kinghorn)

**Notice of application to remove name from record**

**2:15 PM – By teleconference**

COA2022APP00152  
Misc App 13/18 – Jerome Dixon  
(Wilkinson Law)

v

- The Disciplinary Committee of  
the General Legal Council  
(Hylton Powell)

**Case management conference and notice of application for stay**

**2:30 PM – By teleconference**

COA2023APP00070

COA2022CV00016 – Island (Jamaica) Ltd v  
(Myers, Fletcher & Gordon)

- Industrial Dispute Tribunal  
(Director of State Proceedings)

**THE HONOURABLE MR. JUSTICE LAING, JA (Ag) WILL SIT ON TUESDAY 18<sup>TH</sup> APRIL 2023.**

**Case management conference**

**2:00 PM – By teleconference**

COA2022CV00129 – Mary Salome Morrison v  
(Carol Davis)

- Errol York St. Aubyn Morrison  
(Earle & Wilson)

**Case management conference**

**2:15 PM – By teleconference**

COA2022CV00102 – Rollin Henry v  
(Zavia Mayne & Co)

- Jun Liu  
(Hussey Legal)

**Stacie-Anne Brown  
Registrar  
2023/04/13**