

THE EASTERN CARIBBEAN SUPREME COURT
COURT OF APPEAL
STATUS HEARING

VIDEOCONFERENCE
SAINT LUCIA
MONDAY, 8th JUNE 2026

Case Name:

Fleur Byron - Cox

V

Nick Ltd

[SLUHCVAP2023/0003]
(Saint Lucia)

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant:

Mrs. Cynthia Hinkson-Ouhla

Respondent:

Mr. Travis Lay holding papers for Mrs. Diana Thomas-Hunte

Issues:

Status of the matter

Type of Order:

N/A

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. This matter is removed from the Court's list pending the appointment of a next friend under Part 23 of the Eastern Caribbean Supreme Court Civil Procedure Rules (Revised Edition) 2023 or the appointment of a curator under the Saint Lucia Civil Code.

Reason:

It was brought to the Court's attention that the appellant's deteriorating health has rendered her unable to effectively participate in the proceedings or provide instructions to her legal representatives, making the appointment of a

next friend necessary to safeguard her interests and facilitate the orderly progression of the appeal.

Applications have been filed in the High Court and the Court of Appeal in this regard; however, the process has not yet been finalized. There is currently an extant application for the appointment of a next friend filed 15th May 2024 in the High Court as well as an extant application to revoke the order of a single judge refusing the application for extension of time to file an application for leave to appeal in the related appeal no. SLUHCVAP2024/0020.

In the circumstances, the Court considered it appropriate to remove the matter from the list pending the determination of the outstanding applications.

Case Name:

Augustin Hinkson

v

Attorney General

**[SLUHCVAP2024/0023]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant:

Mrs. Cynthia Hinkson-Ouhla

Respondent:

**Mr. George K. Charlemagne holding papers for
Ms. Antonia Charlemagne**

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

- 1. The Registrar of the High Court shall make efforts to retrieve the Judge's notes of**

evidence and update the parties accordingly on or before 30th June 2026

2. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026.

Reason:

The Court and parties were advised that the recordings are incomplete and, as such, a transcript of the proceedings is unavailable. By consent, the parties indicated that they would be minded to rely on the Judge's notes of evidence if the same can be sourced. In those circumstances, the matter was adjourned to allow for the collation of the Judge's notes so that the appeal may be properly advanced.

Case Name:

Richard Frederick

v

Minerva Ward

**[SLUHCVP2024/0021]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: Mr. Jared Jagroo

Respondent: No appearance

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The respondent shall file and serve in submissions with authorities on or before 31st July 2026.
2. The appellant is at liberty to file written submissions with authorities in reply if necessary, on or before 17th August 2026.

3. This appeal is provisionally listed for hearing at the next sitting of the Court of Appeal for Saint Lucia scheduled for the week commencing 19th October 2026.
4. The appellant shall serve a copy of this order on the respondent by a registered post at her usual or last known place of residence at Esplanade Lane, Grimsby ON, L3M 0G9, Canada.

Reason:

The Court was advised that the appellant had not been served with the notice of this hearing as she is not within the jurisdiction. It was indicated by counsel for the appellant however, that all relevant documents had been served by registered post to her last known address in Canada. In those circumstances, the appellant requested that a date be fixed for the hearing of the appeal.

The Court further noted that there has been no response from the respondent, nor has an appearance been entered on the electronic platform.

Case Name:

Al Beausoliel

v

The Attorney General

**[SLUHCVAP2024/0013]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: No appearance

Respondent: Mr. George K. Charlemagne

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026.

Reason:

The Court was advised by the respondent that the appellant has failed to prosecute the matter. It was noted by the respondent that, since service of the notice of availability of the transcript, no further steps have been taken by the appellant, and he has not appeared when the matter was listed.

In those circumstances, the respondent indicated an intention to make the appropriate application to dispose of the appeal. Accordingly, the matter was adjourned.

Case Name:

Darnnia Darcie

v

[1] Errol James

[2] Terrance Stefano

**[SLUHCVP2023/0014]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: Mr. Alvin St. Clair

Respondents: No appearance

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant was not served with notice of today's hearing, the matter is adjourned to the next status

hearing of the Court of Appeal for Saint Lucia scheduled for 12th October 2026.

2. The appellant shall serve a copy of this order on the respondents and shall provide proof of service thereafter.

Reason:

The Court was advised that the respondent had not been served with the notice of hearing. The Court further noted the difficulties encountered in effecting service, as it is believed that the respondent is no longer within the jurisdiction and his current whereabouts are unknown.

Case Name:

Alexander Elliot

v

**[1] The Board of Management of the St.
Mary's College Secondary School**

[2] The Attorney General

**[SLUHCVP2023/0029]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: **Ms. Mercaira Malaykhan holding papers for Mr. Al Elliot**

1st Respondent: **Ms. Alex Boland holding papers for Mr. Deale Lee**
2nd Respondent: **No appearance**

Issues:

Status of the matter

Type of Order:

Directions

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The appellant shall file and serve written submissions with authorities on or before the 17th of July 2026.

2. The respondents shall file and serve written submission with authorities on or before the 3rd of August 2026.
3. The respondents are at liberty to file and serve written submissions with authorities in reply on or before the 18th August 2026.
4. This appeal is provisionally listed for hearing at the Court of Appeal sitting for the State of Saint Lucia scheduled for the week commencing 18th May 2026.

Reason:

The Court was advised that the appellant and respondents are in agreement that the record of appeal, filed 8th March 2024, is in compliance with the applicable procedural requirements.

In light of this consensus, the Court considered it appropriate to give directions for the further conduct of the appeal so as to facilitate its progression toward hearing.

Case Name:

Othoniel Jason Fontinelle-Alcee

v

The Attorney General

**[SLUHCVP2024/0017]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant:

Mr. Horace Fraser holding papers for Mr. Collin Foster

Respondent:

No appearance

Issues:

Status of the matter

Type of Order:

Directions

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The appellant shall file and serve written submissions with authorities on or before 14th September 2026.
2. The respondent shall file and serve written submissions with authorities on or before 13th October 2026.
3. The appellant is at liberty to file and serve written submissions with authorities in reply if necessary, on or before 28th October 2026.
4. This appeal will be listed for hearing at the Court of Appeal sitting for Saint Lucia on a date to be fixed by the registrar.

Reason:

The Court noted that the record of appeal has been filed and that directions for filing of submissions are necessary in order to progress the appeal.

Case Name:

Hollinda Allen Arthur

v

Raymond Volney

**[SLUMCVAP2018/0002]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: No appearance

Respondent: No appearance

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. Upon noting that the parties could not be located to be served with notice of the matter for hearing today, the matter is adjourned to the next status hearing of the Court of Appeal of the state of Saint

Lucia schedule for 12th October 2026 to allow the appellant to state whether he is still interested in pursuing the appeal.

2. The Registrar of the High Court shall serve a copy of this order on the parties and shall provide proof of service thereafter.

Reason:

The Court noted that the parties have not been served, as they cannot be located within the jurisdiction, and that the matter has therefore remained in abeyance.

The Court was of the view that a further adjournment would assist the Court office in obtaining further information on the parties whereabouts in order for an informed decision to be made on the next occasion regarding the progress of the appeal.

Case Name:

Rock Jean

v

Saint Lucia Civil Service Credit Union Limited

**[SLUMCVAP2019/0002]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: **In person**

Respondent: **Mr. Duane Jean Baptiste**

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026.
2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason:

The Court noted the appellant's contention that he is not in possession of the complete record of appeal, and audio recordings which he considers necessary for the proper prosecution of his appeal.

The appellant submitted that, in the absence of these materials, he has been unable to adequately assess the merits of the appeal, prepare his case, or retain legal representative.

The matter is therefore adjourned to allow the appellant to obtain a copy of the volume of the record appeal that he is not in possession of and to allow the Court office to make enquiries about the recording of the proceedings in the Magistrate Court.

Case Name:

Flavia Cherry

v

Ezekiel Mason

**[SLUMCVAP2021/0004]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: Mr. Dexter Theodore, KC

Respondent: No appearance

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026.
2. The Registrar of the High Court shall serve a copy of this order on the respondent and shall provide proof of service thereafter.

Reason:

The Court was advised that the appellant intends to make an application for the appointment of a next friend on behalf of the respondent, based on information contained in the affidavit of service which suggests that the respondent may be unable to conduct the proceedings on his own behalf, as he has been placed in a home and has Alzheimer's disease and is blind.

Counsel for the appellant, however, noted that there is presently no medical evidence before the Court substantiating the respondent's alleged condition or incapacity.

In those circumstances, the Court considered it appropriate to adjourn the matter to allow the appellant an opportunity to obtain further information and determine how to progress the appeal.

Case Name:

John Leon

v

Linzy Francois

**[SLUMCVAP2022/0001]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant:

No appearance

Respondent: Mr. Giovanni James

Issues: Status of the matter

Type of Order: Adjournment

Result/Order: [Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026 unless a notice of discontinuance is sooner filed.

Reason: The court was advised by the respondent that the matter has been settled and, accordingly, the appeal would no longer be pursued.

In light of this position, the Court noted that a notice of discontinuance is yet to be filed. The matter was therefore adjourned to allow time for the filing of the requisite notice.

Case Name: Weifang JS Trading Co. Limited

v

Euro Exim Bank Limited

[SLUHCMAP2024/0003]
(Saint Lucia)

Date: Monday, 8th June 2026

Before: Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: Ms. Shari-Ann Walker

Respondent: Mr. Jahn Sifflet

Issues: Status of the matter

Type of Order: Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026 to allow the parties time to take the necessary step to progress the appeal.

Reason:

The Court was advised that the appellant intends to seek leave to amend the notice of appeal on the basis that it was drafted in reliance upon the transcript of the oral delivery of the judgment, as the written judgment had not yet been received at the time of filing. The written judgment was subsequently received on 31st December 2025. The appellant requested time to make the necessary application, and the respondent had no objection given the circumstances.

Case Name:

Stephen Reynold

v

The King

**[SLUHCRA2020/0003]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: No appearance

Respondent: Ms. Kelly Thomson

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th October 2026 for the to allow the appellant to state whether he is still interested in pursuing the appeal.
2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason:

The Court was advised that the appellant was not served with the notice of status hearing as he has not been located. It was also indicated that the appellant has served his sentence. The Court was of the view that a further adjournment would assist the Court office in obtaining further information on the appellant's whereabouts in order for an informed decision to be made on the next occasion regarding the progress of the appeal.

Case Name:

Antonio Alexander

v

The King

**[SLUHCRA2024/0002]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: **In person**

Respondent: **Ms. Kelly Thomson**

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

**[Oral Delivery]
IT IS HEREBY ORDERED THAT:**

1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026, to allow the appellant to make the necessary application to waive transcript fees and for legal aid to be assigned to him
2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason:

The appellant indicated that he had submitted a letter requesting legal aid and a waiver of the transcript fees. However, the Court is not in possession of the letter. The appellant was therefore informed that he should make an application for legal aid and waiver of transcript. In light of this, the matter was adjourned to allow the necessary steps to be taken to properly advance the appeal.

Case Name:

Dave Joseph

v

The King

**[SLUHCRA2022/0006]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant:

In person

Respondent:

Ms. Kelly Thomson

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal for the state of Saint Lucia scheduled for 12th October 2026, unless a notice of abandonment is sooner filed.
2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason:

The appellant indicated his intention to abandon the appeal on the basis that his sentence is due to end in August 2026. In the circumstances, he was directed to complete Form 15- Notice of Abandonment.

Case Name:

Byron Nicholas

v

PC 600 St. Aimee

**[SLUMCRAP2014/0014]
(Saint Lucia)**

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant: No appearance

Respondent: Ms. Kelly Thomson

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant could not be located to be served with notice of today's hearing, the matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th October 2026 for the to allow the appellant

to state whether he is still interested in pursuing the appeal.

2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason:

The Court was advised that the appellant cannot be located to be served. As a result, the matter was adjourned to allow final attempts to be made to ascertain the appellant's whereabouts.

Case Name:

Owen Lamontagne

v

The King

[SLUMCRAP2023/0001]
(Saint Lucia)

Date:

Monday, 8th June 2026

Before:

Mrs. Danielia Sylvestre, Deputy Chief Registrar

Appearances

Appellant:

No appearance

Respondent:

Ms. Kelly Thomson

Issues:

Status of the matter

Type of Order:

Adjournment

Result/Order:

[Oral Delivery]

IT IS HEREBY ORDERED THAT:

1. Upon noting that the appellant could not be located to be served with notice of today's hearing, the matter is adjourned to the next status hearing of the Court of Appeal for Saint Lucia scheduled for 12th October 2026 for the to allow the appellant to state whether he is still interested in pursuing the appeal.

- 2. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.**

Reason:

The Court was advised that the appellant cannot be located to be served. As a result, the matter was adjourned to allow final attempts to be made to ascertain the appellant's whereabouts.