

**IN THE SUPREME COURT OF THE VIRGIN ISLANDS**

**AMENDED ORDER SETTING CALENDAR OF CASES FOR  
CONSIDERATION AND FOR ORAL ARGUMENT**

The Supreme Court will convene in its First Session of its 2016 Term on **Tuesday, February 16, 2016**, in the Supreme Court of the Virgin Islands - St. Thomas, 161B Crown Bay.

Unless otherwise noted, the Honorable **RHYS S. HODGE**, Chief Justice, the Honorable **MARIA M. CABRET**, Associate Justice, and the Honorable **IVE ARLINGTON SWAN**, Associate Justice, will comprise the panel scheduled for February 16, 2016.

**AND NOW**, this 10<sup>th</sup> day of February, 2016, it is hereby

**ORDERED**, that the following cases are scheduled for consideration before the Supreme Court of the Virgin Islands in its First Session, 2016 Term:

---

S. Ct. Crim. No. 2015-0067  
Super. Ct. Crim. No. 736/2011 (STX)  
**ASSAULT 3RD; RECKLESS ENDANGERMENT 1ST; UNAUTH POSS. OF A  
FIREARM; MURDER 1ST; POSSESSION OF AMMUNITION; POSSESSION OF A  
FIREARM WITH ALTERED OR OBLITERATED IDENTIFYING MARKS.**

**EDWIN PONCE,**  
Appellant/Defendant,

v.

**PEOPLE OF THE VIRGIN ISLANDS,**  
Appellee/Plaintiff.

Counsel For Appellant(s)  
Renee D. Dowling, Esq.

Counsel For Appellee(s)  
Andrette Watson, Esq.  
Samuel A. Walker, Esq.,  
Deputy Solicitor General

S. Ct. Civ. No. 2015-0074  
Super. Ct. Civ. No. 497/2013 (STX)  
**ACTION FOR BREACH OF CONTRACT**

**GOVERNOR JUAN F. LUIS HOSPITAL AND MEDICAL CENTER, AND  
GOVERNMENT OF THE VIRGIN ISLANDS EX. REL. GOVERNOR JUAN F. LUIS  
HOSPITAL AND MEDICAL CENTER,**  
Appellants/Defendants,

v.

**TITAN MEDICAL GROUP, LLC AND  
TITAN NURSE STAFFING, LLC,**  
Appellees/Plaintiffs.

Counsel For Appellant(s)  
Anthony R. Kiture, Esq.

Counsel For Appellee(s)  
Adam N. Marinelli, Esq.

---

S. Ct. Civ. No. 2014-0033 / S. Ct. Civ. No. 2014-0034  
Super. Ct. GU. No. 65/2012 (STX)  
**ACTION FOR GUARDIANSHIP**

**JOHN CIANCI AND THOMAS CHAPUT,**  
Appellants/Petitioners,

v.

**ROBERT CHAPUT,**  
Appellee/Respondent.

Counsel For Appellant(s)  
John Cianci, Pro Se  
Thomas Chaput, Pro Se  
Kye K. Walker, Esq.

Counsel For Appellee(s)  
Atiim Dia Abraham, Esq.

---

S. Ct. Civ. No. 2015-0052  
Super Ct. DI. No. 019/2012(STT)  
**ACTION FOR DIVORCE**

**WINSTON DEMMING,**  
Appellant/Plaintiff,

v.

**SYLVIA DEMMING,**  
Appellee/Defendant.<sup>1</sup>

Counsel For Appellant(s)  
Leonard B. Francis, Jr., Esq.

Counsel For Appellee(s)  
Clive C. Rivers, Esq.

---

S. Ct. Crim. No. 2015-0030  
Super Ct. Crim. No. 759/2011(STT)  
**ACTION FOR 14 V.I.C. 2551(A)(2)(B)**

**ORIEL DESTIN,**  
Appellant/Defendant,

v.

**PEOPLE OF THE VIRGIN ISLANDS,**  
Appellee/Plaintiff.

Counsel For Appellant(s)  
Kele Onyejekwe, Esq.

Counsel For Appellee(s)  
Kimberly L. Salisbury, Esq., AAG

---

<sup>1</sup> Associate Justice Ive Arlington Swan being recused from consideration of this matter, the panel convened to consider this matter comprises of the Honorable Rhys S. Hodge, Chief Justice, the Honorable Maria M. Cabret, Associate Justice, and the Honorable Verne A. Hodge, Designated Justice.

S. Ct. Civ. No. 2015-0064  
Super. Ct. DI. No. 115/2014(STT)  
**ACTION FOR DIVORCE**

**ROYSON FABIEN,**  
Appellant/Plaintiff,

v.

**ANGELICA FABIEN,**  
Appellee/Defendant.

Counsel For Appellant(s)  
Darren John-Baptiste, Esq.

Counsel For Appellee(s)  
Angelica Fabien, Pro Se

---

S. Ct. Crim. No. 2014-0084  
Super. Ct. Crim. No. 581/2013(STT)  
**ACTION FOR 20 V.I.C. 493**

**KEHLI M. UBILES,**  
Appellant/Defendant,

v

**PEOPLE OF THE VIRGIN ISLANDS,**  
Appellee/Plaintiff.

Counsel For Appellant(s)  
Vanessa-Nola Pratt, Esq.

Counsel For Appellee(s)  
Kimberly L. Salisbury, Esq., AAG

---

S. Ct. Civ. No. 2015-0028  
Super.Ct.Civ.No.515/2004Super.Ct.Civ.No.415/2004  
**ACTION FOR DAMAGES**

**COASTAL AIR TRANSPORT,**  
Appellant/Defendant,

v.

**EDWARD ROYER and FLORENCE ROYER,**  
Appellees/Plaintiffs.

---

**COASTAL AIR TRANSPORT,**  
Appellant/Defendant,

v.

**SMYRNA HAMILTON and ALPHA JOHNSON,**  
Appellees/Plaintiffs.<sup>2</sup>

Counsel For Appellant(s)  
Martial A. Webster, Sr., Esq.

Counsel For Appellee(s)  
Lee J. Rohn, Esq.  
Gertrude LeCointe, Esq.

---

It is further

**ORDERED** that the Court will hear **ARGUMENTS** in the above-noted cases on  
February 16, 2016, in **Supreme Court of the Virgin Islands - St. Thomas, 161B Crown Bay,**  
as follows:

---

<sup>2</sup> Associate Justice Maria M. Cabret being recused from consideration of this matter, the panel convened to consider this matter comprises of the Honorable Rhys S. Hodge, Chief Justice, the Honorable Ive Arlington Swan, Associate Justice, and the Honorable Adam G. Christian, Designated Justice.

Oral Arguments will commence at **10:00 AM**, in the following cases:<sup>3</sup>

1. **Ponce v. People**  
S. Ct. Crim. No. 2015-0067
2. **Governor Juan F. Luis Hospital et al. v. Titan Medical Group et al.**  
S. Ct. Civ. No. 2015-0074

CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT

1. **Cianci et al v. Chaput**  
S. Ct. Civ. No. 2014-0033/ S. Ct. Civ. No. 2014-0034
2. **Demming v. Demming**  
S. Ct. Civ. No. 2015-0052
3. **Destin v. People**  
S. Ct. Crim. No. 2015-0030
4. **Fabien v. Fabien**  
S. Ct. Civ. No. 2015-0064
5. **Ubiles v. People**  
S. Ct. Crim. No. 2014-0084
6. **Coastal Air Transport v. Royer et al**  
S. Ct. Civ. No. 2015-0028

**SO ORDERED** this 10<sup>th</sup> day of February, 2016.

**FOR THE COURT:**  
/s/ Rhys S. Hodge  
**RHYS S. HODGE**  
Chief Justice

**ATTEST:**  
**VERONICA J. HANDY, ESQ.**  
Clerk of the Court

---

<sup>3</sup> Pursuant to Supreme Court Rule 27(b), each side is allotted fifteen (15) minutes to present arguments. All cases that are submitted on the record may be considered at any time or date. Counsels who would like to appear remotely from the St. Croix Court, must file a Motion for Remote Appearance, no later than (5) days prior to the date of Oral Arguments.

The Supreme Court of the Virgin Islands is committed to fostering compliance with the Americans with Disabilities Act and to providing services, programs and activities in a way that assures accessibility for all users of the courts, including qualified individuals with disabilities. If you need an accommodation for a disability, please contact one of the ADA Coordinators listed below at least 10 working days in advance.

Supreme Court of the Virgin Islands  
#8174 Subbase  
St. Thomas, VI 00802  
ADA Coordinator: Koya S. Ottley  
Monday - Friday 8:00 am-5:00 pm  
Telephone: (340) 774-2237  
TTY: (340) 693-4118  
E-Mail: [ada@visupremecourt.org](mailto:ada@visupremecourt.org)

Supreme Court of the Virgin Islands  
#18 Strand Street  
St. Croix, VI 00840  
ADA Coordinator: Kevin Williams  
Monday - Friday 8:00 am-5:00 pm  
Telephone: (340) 778-0613  
TTY: (340) 778-0644  
E-Mail: [ada@visupremecourt.org](mailto:ada@visupremecourt.org)