

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

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

The Supreme Court will convene in its Third Session of its 2009 Term on **March 27, 2009**. 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 March 27, 2009.

**AND NOW**, this 24<sup>th</sup> day of February 2009, it is hereby

**ORDERED THAT** the following cases are scheduled for consideration before the Supreme Court of the Virgin Islands in its Third Session, 2009 Term:

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S. Ct. Crim. No. 2008-040  
Super. Ct. Crim. Nos. 230, 258, 259/2007  
Appealing April 4, 2008 Memorandum Opinion  
and Order dated April 4, 2008 and  
Judgment and Commitment dated  
May 2, 2008

**AKEEM CORRASPE**  
Appellant/Defendant,

v.

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

Counsel for Appellant  
W. John Amerling, Esq.

Counsel for Appellee  
Richard S. Davis, Esq., AAG

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S. Ct. Crim. No. 2007-067  
Super. Ct. Crim. No. 128/2006  
Appealing Judgment of the Superior Court  
Of the Virgin Islands imposed May 11, 2007

**JOEL DOWDYE**  
Appellant/Defendant,

v.

**PEOPLE OF THE VIRGIN ISLANDS,**  
Appellee/Plaintiff.<sup>1</sup>

Counsel for Appellant  
Joseph Mingolla, Esq.

Counsel for Appellee  
Matthew Phelan, Esq., AAG

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S. Ct. Crim. No. 2007-105  
Super. Ct. Crim. No. 399/2005  
Appealing Oral Sentence Imposed on August 31, 2007

**DARYL BLYDEN**  
Appellant/Defendant,

v.

**PEOPLE OF THE VIRGIN ISLANDS,**  
Appellee/Plaintiff.<sup>2</sup>

Counsel for Appellant  
Natalie Nelson Tang How, Esq.

Counsel for Appellee  
Terryln Smock, Esq., AAG

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<sup>1</sup> Chief Justice Rhys S. Hodge having recused himself from consideration on this matter, the panel convened to consider this matter comprises of **ASSOCIATE JUSTICE MARIA M. CABRET, ASSOCIATE JUSTICE IVE ARLINGTON SWAN** and the Honorable **FRANCIS J. D'ERAMO**.

<sup>2</sup> Associate Justice Ive Arlington Swan having recused himself from consideration on this matter, the panel convened to consider this matter comprises of **CHIEF JUSTICE RHYS S. HODGE, ASSOCIATE JUSTICE MARIA M. CABRET** and the Honorable **FRANCIS J. D'ERAMO**.

S. Ct. Civ. No. 2008-049  
Super. Ct. Civ. No. 485/2000  
Appealing Superior Court's Decision  
Entered on May 5, 2008

**HARD ROCK CAFÉ AND GOVERNMENT OF  
THE VIRGIN ISLANDS**

Appellant/Defendant,

v.

**SANDRA ROSEMARY LEE,**  
Appellee/Plaintiff.

Counsel for Appellant  
Richard S. Davis, Esq., AAG

Counsel for Appellee  
Alexander Dawson, Esq.

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S. Ct. Crim. No. 2007-071  
Super Ct. Crim. No. 242/2006  
Appealing Order, Judgments and Verdicts

**SAMUEL J. MULLEY**  
Appellant/Defendant,

v.

**PEOPLE OF THE VIRGIN ISLANDS,**  
Appellee/Plaintiff.<sup>3</sup>

Counsel for Appellant  
Henry S. Smock, Esq.  
Kyle R. Waldner, Esq.

Counsel for Appellee  
Pamela Tepper, Esq., AAG

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<sup>3</sup> Associate Justice Ive Arlington Swan having recused himself from consideration on this matter, the panel convened to consider this matter comprises of **CHIEF JUSTICE RHYS S. HODGE**, **ASSOCIATE JUSTICE MARIA M. CABRET** and the Honorable **JAMES S. CARROLL, III**, Justice Pro Tem.

S. Ct. Crim. No. 2008-017  
Super. Ct. Crim. No. 090/2007  
Appealing Judgment and Sentence entered  
On March 5, 2008  
**LEMUEL L. PHILLIPS, JR.**  
Appellant/Defendant,

v.

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

Counsel for Appellant  
Clive Rivers, Esq.

Counsel for Appellee  
Pamela Tepper, Esq., AAG

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S. Ct. Crim. No. 2007-093  
Super. Ct. Crim. No. 425/2006  
Appealing Judgment of Jury entered on  
June 12, 2007 and Sentence entered on  
July 6, 2007

**LAURIE L. FRANCIS**  
Appellant/Defendant,

v.

**PEOPLE OF THE VIRGIN ISLANDS,**  
Appellee/Plaintiff.<sup>4</sup>

Counsel for Appellant  
Leonard B. Francis, Esq.

Counsel for Appellee  
Denise George-Counts, Esq., AAG

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<sup>4</sup> Chief Justice Rhys S. Hodge having recused himself from consideration on this matter, the panel convened to consider this matter comprises of **ASSOCIATE JUSTICE MARIA M. CABRET, ASSOCIATE JUSTICE IVE ARLINGTON SWAN** and the Honorable **MICHAEL C. DUNSTON**.

S. Ct. Crim. No. 2007-129  
Super Ct. Crim. No. 119/2000  
Super Ct. Civ. No. 696/2006  
Appealing December 3, 2007 Memorandum Opinion and Order

**PEOPLE OF THE VIRGIN ISLANDS**  
Appellant/Plaintiff

v.

**CLEMENTO MONSANTO**  
Appellee/Defendant

Counsel for Appellant  
Tiffany V. Robinson, Esq., AAG

Counsel for Appellee  
Gordon Rhea, Esq.

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S. Ct. Crim. No. 2008-026  
Super Ct. Crim. No. 393/2007  
Appealing Final Judgment and Sentence  
Orally Rendered on March 17, 2008

**MALIK CHEATHAM**  
Appellant/Defendant

v.

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

Counsel for Appellant  
Debra S. Watlington, Esq.

Counsel for Appellee  
Tiffany Robinson, Esq., AAG

It is further

**ORDERED** that the Court will hear **ORAL ARGUMENTS** in the above-noted cases on March 27, 2009, in the **Magistrate Courtroom, 3<sup>rd</sup> floor, United States District Court of the Virgin Islands**, St. Thomas, as follows:

Oral arguments will commence at **10:00 a.m.** in the following cases:

1. **AKEEM CORRASPE v. PEOPLE OF THE VIRGIN ISLANDS,**  
S. Ct. Crim. Nos. 2008-040
2. **JOEL DOWDYE v. PEOPLE OF THE VIRGIN ISLANDS,**  
S. Ct. Crim. No. 2007-067
3. **DARYL BLYDEN v. PEOPLE OF THE VIRGIN ISLANDS**  
S. Ct. Crim. No. 2007-105
4. **HARD ROCK CAFÉ AND GOVERNMENT OF THE VIRGIN ISLANDS**  
**v.SANDRA ROSEMARY LEE**  
S. Ct. Civ. No. 2008-049
5. **SAMUEL J. MULLEY v. PEOPLE OF THE VIRGIN ISLANDS**  
S. Ct. Crim. No. 2007-071
6. **LEMUEL L. PHILLIPS, JR. v. PEOPLE OF THE VIRGIN ISLANDS,**  
S. Ct. Crim. No. 2008-017
7. **LAURIE L. FRANCIS v. PEOPLE OF THE VIRGIN ISLANDS**  
S. Ct. Crim. No. 2007-093

**CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT:**

1. **PEOPLE OF THE VIRGIN ISLANDS v. CLEMENTO MONSANTO**  
S. Ct. Civ. No. 2007-129
2. **MALIK CHEATHAM v. PEOPLE OF THE VIRGIN ISLANDS**  
S. Ct. Crim. No. 2008-026

**SO ORDERED** this 24<sup>th</sup> day of February, 2009.

**FOR THE COURT:**

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**RHYS S. HODGE, Chief Justice**

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