

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 Second Session of its 2010 Term on **Wednesday, March 24, 2010**. 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 24, 2010.

AND NOW, this 25TH day of February, 2010, it is hereby

ORDERED, that the following cases are scheduled for consideration before the Supreme Court of the Virgin Islands in its Second Session, 2010 Term:

S. Ct. Civ. No. 2009-0031

Super. Ct. CV. No. 676/2004

Action for Debt and Foreclosure of Real Property Mortgage

DIANA Y. DAVIS,
Appellant/Defendant,

v.

ALLIED MORTGAGE CAPITAL CORPORATION,
Appellee/Plaintiff.

Counsel For Appellant
Mark L. Milligan, Esq.

Counsel For Appellee
Bruce P. Bennett, Esq.

S. Ct. Crim. No. 2007-0136

Super. Ct. Lt. No. 93/2007, Super. Ct. Lt. No. 94/2007

19 V.I. C. 1563(5), 1560-2(J)

JULIAN L. FRANCIS,

Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,

Appellee/Plaintiff.

Counsel For Appellant

Joseph J. Mingolla, Esq.

Counsel For Appellee

Richard S. Davis, Esq., AAG

S. Ct. Civ. No. 2009-0053

Super. Ct. Civ. No. 461/2007

Action for Negligence

ERNEST HALLIDAY, SR. ET. AL.,

Appellant/Plaintiff

v.

FOOTLOCKER SPECIALTY, INC., ET. AL,

Appellees/Defendants.

Counsel For Appellant

Clive Rivers, Esq.

Counsel For Appellees

Sharmane Davis-Braithwaite, Esq.

Terryln M Smock, Esq., AAG

S. Ct. Crim. No. 2007-0008

Super. Ct. Crim. No. F485/2005

14 V.I.C. 1701(3)-2, 295(3), 1708

ASHLEY WILLIAMS,

Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,

Appellee/Plaintiff.

Counsel For Appellant

Harris R. Angell, Jr., Esq.

Counsel For Appellee

Richard S. Davis, Esq., AAG

S. Ct. Crim. No. 2008-0043

Super. Ct. Crim. No. 257/2007

14 V.I.C. 506(1), 481(a)

SHERBB ELIZEE,

Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,

Appellee/Plaintiff.

Counsel For Appellant

Kele Onyejekwe, Esq.

Counsel For Appellee

Matthew C. Phelan, Esq., AAG

S. Ct. Crim. No. 2009-0003

Super. Ct. Crim. No. 047/2008

14 V.I.C. 921, 2251(A)(2)(B), 296,297(2), 2253(A),2256(A)

LEMY VERGILE,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.

Counsel For Appellant
Kele Onyejekwe, Esq.

Counsel For Appellee
Matthew C. Phelan, Esq., AAG

S. Ct. Crim. No. 2008-0073

Super. Ct. Crim. No. 385/2005

14 V.I.C. 921(a)(1), 11(a), 2251(a)(2)(B), 295(1)

KAREEM JAMAL BROWN,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.¹

Counsel For Appellant
Gaylin Vogel, Esq.

Counsel For Appellee
Matthew C. Phelan, Esq., AAG

¹ Associate Justice Ive Arlington Swan recused himself from consideration of this matter, the panel convened to consider this matter comprises of the Honorable Rhys S. Hodge, Chief Justice, Honorable Maria M. Cabret, Associate Justice and the Honorable James S. Carroll, III, Designated Justice.

It is further

ORDERED that the Court will hear **ORAL ARGUMENTS** in the above-noted cases on **Wednesday, March 24, 2010**, in **Supreme Court of the Virgin Islands, No. 161B Crown Bay, St. Thomas, Virgin Islands**, as follows:

Oral Arguments will commence at **10:00 AM**, in the following cases:

1. **Julian Francis v. People of the Virgin Islands**
S. Ct. Crim. No. 2007-0136
2. **Ashley Williams v. People of the Virgin Islands**
S. Ct. Crim. No. 2007-0008
3. **Sherbb Elizee v. People of the Virgin Islands**
S. Ct. Crim. No. 2008-0043
4. **Lemy Vergile v. People of the Virgin Islands**
S. Ct. Crim. No. 2009-0003
5. **Kareem Jamal Brown v. People of the Virgin Islands**
S. Ct. Crim. No. 2008-0073

CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT

1. **Diana Davis v. Allied Mortgage Capital Corporation**
S. Ct. Civ. No. 2009-0031
2. **Ernest Halliday, et. al v. Footlocker Specialty, Inc., et. al**
S. Ct. Civ. No. 2009-0053

SO ORDERED this 25th day of February, 2010.

FOR THE COURT:

_____/s/_____
RHYS S. HODGE
Chief Justice

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