

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 2011 Term on **Tuesday, March 15, 2011**. 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 15, 2011.

AND NOW, this 10th day of February, 2011, it is hereby

ORDERED, that the following cases are scheduled for consideration before the Supreme Court of the Virgin Islands in its Second Session, 2011 Term:

S. Ct. Crim. No. 2009-0002

Super. Ct. Crim. No. F462/2007

14 V.I.C. 922(A)(1), 2253(A), 2101(A), 371(A)

AKEEL CODRINGTON,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.

Counsel For Appellant(s)
Kele Onyejekwe, Esq.

Counsel For Appellee(s)
Terryln M. Smock, Esq.

S. Ct. Crim. No. 2010-0024
Super. Ct. Crim. No. 234/2009
14 V.I.C. 795, 14 V.I.C. 331(2), 14 V.I.C. 843(3)

DELVIN DUGGINS,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.

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

Counsel For Appellee(s)
Terryln M. Smock, Esq.

S. Ct. Civ. No. 2009-0074
Super. Ct. Civ. No. 194/2007
**ACTION FOR DAMAGES: ALIENATION OF AFFECTION AND CRIMINAL
CONVERSATION**

MATTHIAS MATTHEW,
Appellant/Defendant,

v.

DERMONT P. HERMAN,
Appellee/Plaintiff.

Counsel For Appellant(s)
Amelia B. Joseph, Esq.

Counsel For Appellee(s)
Eszart A. Wynter, Esq.

S. Ct. Civ. No. 2010-0026
Super. Ct. Civ. No. 423/2006
ACTION FOR DAMAGES

FRANK POLLARA and F.C. POLLARA GROUP, LLC,
Appellants/Plaintiffs,

v.

CHATEAU ST. CROIX, LLC and ROBERT NEAL,
Appellees/Defendants.

Counsel For Appellant(s)
Lee J. Rohn, Esq.

Counsel For Appellee(s)
Kevin A. Rames, Esq.

S. Ct. Civ. No. 2008-0021
Super. Ct. Civ. No. 118/2006
ACTION FOR DEBT AND FORECLOSURE OF LIEN

MICHAEL J. WEARY
Appellant/Defendant,

v.

LONG REEF CONDOMINIUM ASSOCIATION
Appellee/Plaintiff.¹

Counsel For Appellant(s)
Mr. Michael J. Weary, *Pro Se*

Counsel For Appellee(s)
Ellen G. Donovan, Esq.

¹ Associate Justice Maria M. Cabret recused herself from consideration of this matter, the panel convened to consider this matter comprises of the Honorable Rhys S. Hodge, Chief Justice, Honorable Ive Arlington Swan, Associate Justice and the Honorable Michael C. Dunston, Designated Justice.

S. Ct. Civ. No. 2010-0084

Super. Ct. Civ. No. 535/2009

**BREACH OF CONTRACT, BREACH OF GOOD FAITH AND GOOD DEALING,
PROMISSORY ESTOPEL, FRAUD, INTERFERENCE WITH CONTRACTUAL
RELATIONSHIP, PROSPECTIVE CONTRACTUAL RELATIONSHIPS, FORCE
MAJEURE, IMPOSSIBILITY OF PERFORMANCE, INJUNCTIVE RELIEF AND
PUNITIVE DAMAGES**

FIRST AMERICAN DEVELOPMENT GROUP/CARIB, LLC.,
Appellant/Plaintiff,

v.

WESTLB AG, individually and as administrative agent for itself and other co-lenders,
Appellee/Defendant,

STONE MASONRY, INC., WILLIAM R. NASH, V.I., INC., SPRINGLINE ARCHITECTS,
LLC, BIOIMPACT, INC., DEBRA GRAMMER d/b/a ST. JOHN CABINETS AND
INTERIOR, MLC HOLDINGS, LLC, ALRICK S. PARIS d/b/a PARIS DUMP TRUCK
SERVICES, WHARTON-SMITH, INC., MO STEEL FABRICATORS & ERECTORS, INC.,
GRAYDAZE CONTRACTING, INC., SK TILE & PLASTER, LLC, WMK MECHANICAL
GROUP, LLC, CAJUN INSTALLATION AND DISTRIBUTING, INC., MSI BUILDING
SUPPLIES, INC., STEPHEN M. SCHULER d/b/a STEVE SCHULER & SON
CONSTRUCTION, ECLECTIC ELECTRIC, INC., R.F. LUSA & SONS SHEETMETAL, INC.,
KENT SCOTT, KRAUS-MANNING, INC., ATLANTA REFRIGERATION SERVICE, VI,
AND MAYER ELECTRIC SUPPLY,
Additional Counterclaim Appellees/Defendants

SB ARCHITECTS, INC., P.W.S. INTERNATIONAL, INC., MCM MECHANICAL, RI- TECH
CONSTRUCTION, LLC, ISLAND TILE AND MARBLE, LLC, MICHAEL RAISER
ASSOCIATES, INC., AUBERGE RESORTS, LLC, PAUL FERRAS AND DONALD
BLUMENTHAL,
Additional Counterclaim Appellees/Defendants

Counsel For Appellant(s)
Susan B Moorehead, Esq.
Nagesh V Tammara, Esq.

Counsel For Appellee(s)
Gregory H. Hodges, Esq.
Steven Hogroian, Esq.
Charles Russell, Esq.
Denise M. Francois, Esq.
Kathryn J. Depree, Esq.
Karl R Percell, Esq.
John H. Benham, III, Esq.
Christopher R. Johnson, Esq.

Nycole A Thompson, Esq.
Alfred J Stone, Esq.
Michael L. Sheesley, Esq.
Karin A. Bentz, Esq.
Rosh D. Alger, Esq.
Carol Ann Rich, Esq.
John W. Amerling, Esq.
Bruce D Spector, Esq.
Sharon Eichenauer-Schoenleben,
Esq.
Rafael F Muilenburg, Esq.

It is further

ORDERED that the Court will hear **ARGUMENTS** in the above-noted cases on March 15, 2011, in **Supreme Court of the Virgin Islands - St. Thomas, 161B Crown Bay**, as follows:

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

- 1. Codrington v. People**
S. Ct. Crim. No. 2009-0002
- 2. Duggins v. People**
S. Ct. Crim. No. 2010-0024
- 3. Matthew v. Herman**
S. Ct. Civ. No. 2009-0074
- 4. Pollara, et al v. Chateau St. Croix, et al**
S. Ct. Civ. No. 2010-0026
- 5. First American Development Group/Carib, LLC v. Westlb AG et al**
S. Ct. Civ. No. 2010-0084

CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT

- 1. Weary vs. Long Reef Condominium Association**
S. Ct. Civ. No. 2008-0021

Order Setting Calendar and Oral Arguments

March 15, 2011

Page 6

SO ORDERED this 10th day of February, 2011.

FOR THE COURT:

_____/s/_____

RHYS S. HODGE

Chief Justice

ATTEST:

VERONICA J. HANDY, ESQ.

Clerk of the Court