

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 Ninth Session of its 2011 Term on **Wednesday, October 12, 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 October 12, 2011.

AND NOW, this **8th** day of September, 2011, it is hereby

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

S. Ct. Crim. No. 2010-0029
Super. Ct. Crim. No. 549/2009
**14 V.I.C. § 921 2-Cts., 14 V.I.C. § 922(a)(1) 2-Cts., 11(a), 14 V.I.C. § 2253(a), 11(a) 3-Cts.
14 V.I.C. § 295(1), 11(a), 14 V.I.C. § 331, 14 V.I.C. § 625(a), 11(a)**

RICHIE FONTAINE,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.

Counsel For Appellant
James Bernier, Jr., Esq.
John W Stryker, Esq.
Sabrina Joy Cohen, Esq.

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

S. Ct. Civ. No. 2011-0037
CERTIFIED QUESTION OF LAW

DIANA BANKS, ET AL.,
Appellants/Plaintiffs,

v.

INTERNATIONAL RENTAL AND LEASING CORPORATION
Appellee/Defendant.

Counsel For Appellant
Michael J. Sanford, Esq.

Counsel For Appellee
Robert L. King, Esq.

S. Ct. Crim. No. 2010-0069
Super. Ct. Crim. No. 600/2007
**14 V.I.C. § 922(a)(2) 2-Cts.; 14 V.I.C. § 331(1) & 11(a) 2-Cts.,
14 V.I.C. § 295(1) and 11(a) & (b), 14 V.I.C. § 625(a), 14 V.I.C. § 2251(a)(2)(B)
14 V.I.C. § 2256**

JEFFREY BROWNE,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.¹

Counsel For Appellant
Andrew L. Capdeville, Esq.

Counsel For Appellee
Tiffany V. Monroe, Esq.

¹ 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 Verne A. Hodge, Chief Emeritus.

S. Ct. Crim. No. 2010-0071

Super. Ct. Crim. No. 601/2007

**MURDER FIRST DEGREE; ATTEMPTED MURDER; ASSAULT FIRST DEGREE;
RECKLESS ENDANGERMENT FIRST DEGREE; CARRYING OUR USING A
DANGEROUS WEAPON DURING THE COMMISSION OF A CRIME OF VIOLENCE;
UNAUTHORIZED POSS. OF AMMUNITION**

LUIS MELENDEZ,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.

Counsel For Appellant
Bruce P. Bennett, Esq.

Counsel For Appellee
Tiffany V. Monroe, Esq., AAG

S. Ct. Crim. No. 2010-0088

Super. Ct. Crim. No. 53/2008

**ACCESSORY AFTER THE FACT; INTERFERING WITH AN OFFICER
DISCHARGING HIS DUTY**

MARCELLA BROWNE,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.

Counsel For Appellant
Vincent A. Colianni, Esq.

Counsel For Appellee
Terryln M. Smock, Esq., AAG

S. Ct. Crim. No. 2010-0076
Super. Ct. Crim. No. 277/2010
14 V.I.C. 297(2); 16 V.I.C. 91(b)(1)(2); 14 V.I.C. 2251(a)(2); 14 V.I.C. 297(4)

HARIM ALMANDO PRINCE,
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,
Appellee/Plaintiff.

Counsel For Appellant
Kele Onyejekwe, Esq.

Counsel For Appellee
Tiffany V. Monroe, Esq., AAG

S. Ct. Civ. No. 2008-0028
Super. Ct. Civ. No. 567/2005
Application for Writ of Habeas Corpus

ANGEL RODRIGUEZ,
Appellant/Petitioner,

v.

BUREAU OF CORRECTIONS, ET AL.
Appellee/Respondent.²

Counsel For Appellant
Angel Rodriguez, *Pro Se*

Counsel For Appellee
Karen C McDowell, Esq., AAG

² 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, the Honorable Thomas K. Moore, Designated Justice.

S. Ct. Civ. No. 2010-0054
Super. Ct. Civ. No. 214/2007

ACTION FOR DEBT AND FORECLOSURE OF REAL PROPERTY MORTGAGE

PATRICK ANTHONY,
Appellant/Defendant,

v.

FIRSTBANK VIRGIN ISLANDS,
Appellee/Plaintiff.

Counsel For Appellant
Joseph Caines, Esq.

Counsel For Appellee
Richard M. Dollison, Esq.

S. Ct. Civ. No. 2010-0015
Super. Ct. Civ. No. 614/2009

PETITION FOR WRIT OF HABEAS CORPUS

FRANK E. HUGHLEY,
Appellant/Petitioner,

v.

GOVERNMENT OF THE VIRGIN ISLANDS AND RICHARD
SCHRADER, JR.,
Appellees/Respondents.³

Counsel For Appellant
Frank E. Hughley, *Pro Se*

Counsel For Appellee(s)
Richard Schrader, Jr., *Pro Se*
Pamela Tepper, Esq., AAG

³ 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 Thomas K. Moore, Designated Justice.

It is further

ORDERED that the Court will hear **ARGUMENTS** in the above-noted cases on October 12, 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. **Fontaine v. People**
S. Ct. Crim. No. 2010-0029
2. **Banks et al v. International Rental and Leasing Corp.**
S. Ct. Civ. No. 2011-0037
3. **Browne v. People**
S. Ct. Crim. No. 2010-0069
4. **Melendez v. People**
S. Ct. Crim. No. 2010-0071
5. **Browne v. People**
S. Ct. Crim. No. 2010-0088

CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT

1. **Prince v. People**
S. Ct. Crim. No. 2010-0076
2. **Rodriguez v. Bureau of Corrections**
S. Ct. Civ. No. 2008-0028
3. **Anthony v. Firstbank**
S. Ct. Civ. No. 2010-0054
4. **Hughley v. Government of the Virgin Islands, et al**
S. Ct. Civ. No. 2010-0015

Order Setting Calendar and Oral Arguments

October 12, 2011

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SO ORDERED this 8th day of September, 2011.

FOR THE COURT:

_____/s/_____

RHYS S. HODGE

Chief Justice

ATTEST:

VERONICA J. HANDY, ESQ.

Clerk of the Court