

**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 First Session of its 2010 Term on **Wednesday, March 3, 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 3, 2010.

**AND NOW**, this 4<sup>th</sup> 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 First Session, 2010 Term:

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S. Ct. Civ. No. 2009-0026

Super. Ct. CV. No. 027/2009

**ACTION FOR TEMPORARY RESTRAINING ORDER, PRELIMINARY INJUNCTION,  
INJUNCTION AND DECLARATORY RELIEF**

VIRGIN ISLANDS CONSERVATION SOCIETY, INC.,  
Appellant/Plaintiff,

v.

GOLDEN RESORTS, LLLP<sup>1</sup>,  
Appellee/Defendant.

Counsel For Appellant(s)  
Andrew C Simpson, Esq.

Counsel For Appellee(s)  
William J. Glore, Esq.

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<sup>1</sup> Associate Justice Maria M. Cabret is recused from consideration of this matter; the Honorable **JULIO A. BRADY** has been designated to sit in consideration of this matter.

S. Ct. Crim. No. 2008-0103

Super. Ct. Crim. No. 395/2007

**ACCESSORY AFTER THE FACT**

ELVIS E. BRITO,

Appellant/Defendant

v.

PEOPLE OF THE VIRGIN ISLANDS,

Appellee/Plaintiff.

Counsel For Appellant(s)

Mark L. Milligan, Esq.

Counsel For Appellee(s)

Matthew C. Phelan, Esq.

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S. Ct. Crim. No. 2008-0045

Super. Ct. Crim. No. 2007/325

**ROBBERY IN THE FIRST DEGREE; ASSAULT IN THE THIRD DEGREE (2 COUNTS);  
UNLAWFUL POSSESSION OF A FIREARM DURING THE COMMISSION OF A CRIME OF  
VIOLENCE**

AURELIO RIVERA,

Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,

Appellee/Plaintiff.

Counsel For Appellant(s)

Debra S. Watlington, Esq.

Counsel For Appellee(s)

Matthew C. Phelan, Esq.

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S. Ct. Civ. No. 2009-0068  
Super. Ct. MC. No. 002/2009  
**MOTION FOR PERMISSION TO FILE LATE CLAIM**

IN RE: MICHAEL A. HARTLAGE AS PLAINTIFF TO AN ACTION FOR DAMAGES FOR  
PERSONAL INJURY

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

Counsel For Appellee(s)

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S. Ct. Civ. No. 2009-0057  
Super. Ct. Civ. No. 602/2008  
**PETITION FOR WRIT OF REVIEW**

WILBERT WILLIAMS, MD.,  
Appellant/Petitioner,

v.

GOVERNMENT OF THE VIRGIN ISLANDS, BOARD OF MEDICAL EXAMINERS,<sup>2</sup>  
Appellee/Respondent.

Counsel For Appellant(s)  
Joel H. Holt, Esq.

Counsel For Appellee(s)  
Aquanette Chinnery-Montell, Esq.  
Terrilyn Smock, Esq., AAG

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<sup>2</sup> Associate Justice Maria M. Cabret is recused from consideration of this matter; the Honorable **THOMAS K. MOORE** has been designated to sit in consideration of this matter.

S. Ct. Civ. No. 2009-0054

Super. Ct. Civ. No. 267/1995

**ACTION FOR DAMAGES**

PIERRE PAUL JOSEPH,  
Appellant/Plaintiff,

v.

HESS OIL VIRGIN ISLANDS CORP.,  
Appellee/Defendant.

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

Counsel For Appellee(s)  
Sunshine Benoit, Esq.

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S. Ct. Crim. No. 2009-0111

Super. Ct. Crim. No. 554/2009

**CHARGES: MURDER FIRST DEGREE/PRINCIPALS; ASSAULT FIRST  
DEGREE/PRINCIPALS; RECKLESS ENDANGERMENT FIRST DEGREE/PRINCIPALS;  
POSSESSION OF A FIREARM DURING THE COMMISSION OF A CRIME OF  
VIOLENCE/PRINCIPALS; ATTEMPTED ASSAULT IN THE THIRD DEGREE/PRINCIPALS  
(EXPEDITED APPEAL)**

JALANI WILLIAMS,  
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,  
Appellee/Plaintiff.

Counsel For Appellant(s)  
Charles E. Lockwood, Esq.

Counsel For Appellee(s)  
Paul J Paquin, Esq.

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It is further

**ORDERED** that the Court will hear **ARGUMENTS** in the above-noted cases on March 3, 2010, in **Courtroom No. 2, Third Floor, United States District Court of the Virgin Islands, St. Croix**, as follows:

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

1. **Virgin Islands Conservation Society, Inc., v. Golden Resorts, LLLP**  
S. Ct. Civ. No. 2009-0026
2. **Elvis E. Brito v. People of the Virgin Islands**  
S. Ct. Crim. No. 2008-0103
3. **Aurelio Rivera v. People of the Virgin Islands**  
S. Ct. Crim. No. 2008-0045
4. **Wilbert Williams v. Government of the V.I., Board of Medical Examiners**  
S. Ct. Civ. No. 2009-0057
5. **Pierre Paul Joseph v. Hess Oil Virgin Islands Corp.**  
S. Ct. Civ. No. 2009-0054

CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT

1. **In re: Michael A. Hartlage as Plaintiff to an Action for Damages for Personal Injury**  
S. Ct. Civ. No. 2009-0068
2. **Jalani Williams v. People of the Virgin Islands**  
S. Ct. Crim. No. 2009-0111

**SO ORDERED** this 4<sup>th</sup> day of February, 2010.

**FOR THE COURT:**  
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**RHYS S. HODGE**  
Chief Justice

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