

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 2012 Term on **Tuesday, February 14, 2012**. 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 February 14, 2012.

**AND NOW**, this 11<sup>th</sup> day of January, 2012, it is hereby

**ORDERED**, that the following cases are scheduled for consideration before the Supreme Court of the Virgin Islands in its First Session, 2012 Term:

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S. Ct. Crim. No. 2011-0004  
Super. Ct. Crim. No. 150/2010(STT)  
**14 V.I.C. § 295(3); 14 V.I.C. §§ 1701(2); 331; 443**  
**14 V.I.C. § 1051; 1708(1)**

CLIFTON A. FAHIE, JR.,  
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,  
Appellee/Plaintiff.

Counsel For Appellant  
Kele Onyejekwe, Esq.

Counsel For Appellee  
Pamela Tepper, Esq.

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S. Ct. Crim. No. 2011-0027  
Super. Ct. Crim. No. 394/2009(STT)  
**14 V.I.C. § 1709; 14 V.I.C. §505;**

LENNOX M. LEBLANC,  
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,  
Appellee/Plaintiff.

Counsel For Appellant  
Robert L. King, Esq.

Counsel For Appellee  
Bernard M. Vansluytman, Esq.

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S. Ct. Crim. No. 2011-0032  
Super. Ct. Crim. Nos. 622,624,625/2009  
**14 V.I.C. § 922(A)(1) – 2 Cts.; 14 V.I.C. § 2253(A) – 4 Cts.;**  
**14 V.I.C. § 295(1); 14 V.I.C. § 297(2); 14 V.I.C. § 625(A)**

NESTA JAMES,  
Appellants/Defendants,

v.

PEOPLE OF THE VIRGIN ISLANDS,  
Appellee/Plaintiff

Counsel For Appellant  
Gary A. Teague, Esq.

Counsel For Appellee  
Pamela R. Tepper, Esq.

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S. Ct. Crim. No. 2011-0034  
Super. Ct. Crim. No. 625/2009(STT)  
**14 V.I.C. 922(A)(1) - 2Cts.; 14 V.I.C. 2253(A) -4Cts.; 14 V.I.C. 295(1);  
14 V.I.C. 297(2); 14 V.I.C. 625(A)**

DENALSON W. MERRIFIELD,  
Appellant/Defendant,

v.

PEOPLE OF THE VIRGIN ISLANDS,  
Appellee/Plaintiff.

Counsel For Appellant  
Joseph A. DiRuzzo, III, Esq.

Counsel For Appellee  
Pamela Tepper, Esq.

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S. Ct. Civ. No. 2011-0083  
Super. Ct. Civ. No. 183/2011 (STT)  
**ACTION FOR TEMPORARY RESTRAINING ORDER; PRELIMINARY  
INJUNCTION, TORTIOUS INTERFERENCE WITH CONTRACT NUISANCE,  
DECLARATORY JUDGMENT AND DAMAGES**

ALLISON PETRUS, SURTEP ENTERPRISES, INC., and  
THE GOVERNMENT OF THE VIRGIN ISLANDS,  
Appellants/Defendants,

v.

QUEEN CHARLOTTE HOTEL, CORPORATION,  
Appellee/Plaintiff.

Counsel For Appellants  
Clive Rivers, Esq.  
Bernard VanSluytman, Esq.

Counsel For Appellee  
Mark D. Hodge, Esq.

S. Ct. Civ. No. 2011-0089  
Super. Ct. DI. No. 227/2009(STT)  
**ACTION FOR DIVORCE**

ROBIN WESSINGER,  
Appellant/Plaintiff,

v.

KENT WESSINGER,  
Appellee/Defendant.

Counsel For Appellant  
A. Jeffrey Weiss, Esq.

Counsel For Appellee  
Sharon Schoenleben, Esq.

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S. Ct. Civ. No. 2011-0010  
Super. Ct. Civ. No. 281A/1994  
**PETITION ON APPEAL**

VIRGIN ISLANDS PUBLIC SERVICES COMMISSION,  
Appellant/Respondent,

v.

VIRGIN ISLANDS WATER AND POWER AUTHORITY,  
Appellee/Petitioner.

Counsel For Appellant  
Paul J. Paquin, Esq.

Counsel For Appellee  
Lorelei Farrington, Esq.  
Mark A. Kragel, Esq.

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S. Ct. Civ. No. 2008-0076  
Super. Ct. MC. No. 024/2007(STT)  
**WRIT OF HABEAS CORPUS**

OTTICE BRYAN,  
Appellant/Plaintiff,

v.

GOVERNMENT OF THE VIRGIN ISLANDS,  
Appellee/Defendant.<sup>1</sup>

Counsel For Appellant  
Ottice Bryan, *Pro Se*

Counsel For Appellee  
Pamela Tepper, Esq.

It is further

**ORDERED** that the Court will hear **ARGUMENTS** in the above-noted cases on February 14, 2012, 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. **Fahie v. People**  
S. Ct. Crim. No. 2011-0004
2. **LeBlanc v. People**  
S. Ct. Crim. No. 2011-0027
3. **James v. People**  
S. Ct. Crim. No. 2011-0032
4. **Merrifield v. People**  
S. Ct. Crim. No. 2011-0034
5. **PSC v. WAPA**  
S. Ct. Civ. No. 2011-0010

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<sup>1</sup> Chief Justice Rhys S. Hodge being recused from consideration of this matter, the panel convened to consider this matter comprises of the Honorable Maria M. Cabret, Associate Justice, the Honorable Ive Arlington Swan, Associate Justice, and the Honorable Julio A. Brady, Judge.

CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT

1. **Petrus et al. v. Queen Charlotte Hotel**  
S. Ct. Civ. No. 2011-0083
2. **Wessinger v. Wessinger**  
S. Ct. Civ. No. 2011-0089
3. **Bryan v. Government**  
S. Ct. Civ. No. 2008-0076

**SO ORDERED** this 11<sup>th</sup> day of January, 2012.

**FOR THE COURT:**  
/s/ Rhys S. Hodge

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**RHYS S. HODGE**  
Chief Justice

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