

**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 Sixth Session of its 2009 Term on **July 16, 2009**.

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 July 16, 2009.

**AND NOW**, this 22<sup>nd</sup> day of June 2009, it is hereby

**ORDERED THAT** the following cases are scheduled for consideration before the Supreme Court of the Virgin Islands in its Sixth Session, 2009 Term:

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S. Ct. Crim. No. 2008-017  
Super. Ct. Crim. No. 90/2007  
14 V.I.C. 297(2), 14 V.I.C. 2251(A)(2)(B)

**LEMUEL PHILLIPS**  
(Appellant/Defendant)

v.

**PEOPLE OF THE VIRGIN ISLANDS**  
(Appellee/Plaintiff)<sup>1</sup>

Counsel for Appellant

Clive Rivers, Esq.

Counsel for Appellee

Pamela Tepper, Esq., AAG

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<sup>1</sup> Chief Justice Rhys S. Hodge having recused himself from consideration on this matter, the panel convened to consider this matter comprise of **ASSOCIATE JUSTICE MARIA M. CABRET**, **ASSOCIATE JUSTICE IVE ARLINGTON SWAN** and the **HONORABLE AUDREY L. THOMAS**, Designated Justice.

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S. Ct. Civ. No. 2008-061  
Super. Ct. Civ. No. 016/2008  
ACTION FOR CUSTODY

**SHEARA BRYANT**  
(Appellant/Defendant)

v.

**PEOPLE OF THE VIRGIN ISLANDS, ET AL.**  
(Appellee/Plaintiff)

Counsel for Appellant  
Clive Rivers, Esq.

Counsel for Appellee  
Terryln Smock, Esq. AAG  
Gerianne Kotas, Esq.  
Robert King, Esq.

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S. Ct. Crim. No. 2008-033  
Super. Ct. Crim. No. 534/2005  
14 V.I.C. § 834(2)

**MAXINE BOWRY**  
(Appellant/Defendant)

v.

**PEOPLE OF THE VIRGIN ISLANDS**  
(Appellee/Plaintiff)<sup>2</sup>

Counsel for Appellant  
Jomo Meade, Esq.

Counsel for Appellee  
Richard S. Davis, Esq., AAG

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<sup>2</sup> Associate Justice Maria M. Cabret having recused herself from consideration on this matter, the panel convened to consider this matter comprise of **CHIEF JUSTICE RHYS S. HODGE**, **ASSOCIATE JUSTICE IVE ARLINGTON SWAN** and the **HONORABLE VERNE A. HODGE**, Designated Justice.

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S. Ct. Civ. No. 2009-001  
Super. Ct. Misc. No. 003/2008; Super. Ct. Crim. No. 427/2008  
5 V.I.C. § 3504; 14 V.I.C. § 605; 14 V.I.C. § 834(2); 14 V.I.C. § 1094;  
14 V.I.C. § 1083(1); 14 V.I.C. § 1662; 14 V.I.C. § 895 14 V.I.C. § 552

**IN RE: RODNEY E. MILLER, SR., AMOS W. CARTY, JR.,  
PETER R. NAJAWICZ AND JUNE ADAMS**  
(Appellants/Defendants)

v.

**PEOPLE OF THE VIRGIN ISLANDS**  
(Appellee/Plaintiff)<sup>3</sup>

Counsel for Appellants  
William J. Glore, Esq.  
Charles J. Grant, Esq.  
Warren B. Cole, Esq.

Counsel for Appellee  
Tiffany V. Robinson, Esq. AAG  
Denise George Counts, Esq., AAG  
Claude E. Walker, Esq., AAG

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S. Ct. Crim. No. 2009-052  
Super. Ct. Crim. No. 44/2008  
14 V.I.C. § 834(2)

**PEOPLE OF THE VIRGIN ISLANDS**  
(Appellant/Plaintiff)

v.

**WILLIS C. TODMANN**  
(Appellee/Defendant)

Counsel for Appellant  
Denise George Counts, Esq., AAG

Counsel for Appellee  
Treston Moore, Esq.

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<sup>3</sup> Associate Justice Ive Arlington Swan having recused himself from consideration on this matter, the panel convened to consider this matter comprise of **CHIEF JUSTICE RHYS S. HODGE**, **ASSOCIATE JUSTICE MARIA M. CABRET** and the **HONORABLE VERNE A. HODGE**, Designated Justice.

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S. Ct. Crim. No. 2009-028  
Super. Ct. Crim. No. 195/2007

ACTION FOR KIDNAPPING FOR RAPE;  
AGGRAVATED RAPE IN SECOND DEGREE; UNLAWFUL SEXUAL CONTACT  
FIRST DEGREE; CHILD ABUSE; INTERFERING WITH AN  
OFFICER DISCHARGING HIS DUTY (2COUNTS)

**PEOPLE OF THE VIRGIN ISLANDS**  
(Appellant/Plaintiff)

v.

**JOSE ALBERTO RODRIGUEZ**  
(Appellee/Defendant)

Counsel for Appellant  
Kenrick E. Robertson, Esq., AAG

Counsel for Appellee  
Yolan Brow Ross, Esq.  
Warren B. Cole, Esq.

It is further

**ORDERED** that the Court will hear **ORAL ARGUMENTS** in the above-noted cases on **July 16, 2009**, in the **Magistrate Courtroom, third floor, United States District Court of the Virgin Islands, St. Thomas**, as follows:

Oral arguments will commence at **10:00 a.m.** in the following cases:

1. **LEMUEL PHILIPS v. PEOPLE OF THE VIRGIN ISLANDS**  
S. Ct. Crim. No. 2008-017
2. **SHEARA BRYANT v. PEOPLE OF THE VIRGIN ISLANDS, ET AL**  
S. Ct. Civ. No. 2008-061
3. **MAXINE BOWRY v. PEOPLE OF THE VIRGIN ISLANDS**  
S. Ct. Crim. No. 2008-033
4. **IN RE: RODNEY E. MILLER, SR., AMOS W. CARTY, JR., PETER R. NAJAWICZ AND JUNE ADAMS**  
S. Ct. Civ. No. 2009-001

**CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENTS:**

- 1. PEOPLE OF THE VIRGIN ISLANDS v. WILLIS C. TODMANN**  
S. Ct. Crim. No. 2009-052
- 2. PEOPLE OF THE VIRGIN ISLANDS v. JOSE ALBERTO  
RODRIGUEZ**  
St. Ct. Crim. No. 2009-028

**SO ORDERED** this 22<sup>nd</sup> day of June, 2009.

**FOR THE COURT:**

                        /s/                          
**RHYS S. HODGE**  
Chief Justice

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