

IN THE SUPREME COURT OF THE VIRGIN ISLANDS

**ORDER SETTING CALENDAR OF CASES FOR CONSIDERATION AND
FOR ORAL ARGUMENT**

The Supreme Court will convene on **Tuesday, March 14, 2017**, in the Supreme Court of the Virgin Islands - St. Thomas, 161B Crown Bay. 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 14, 2017.

AND NOW, this 14th day of February, 2017, it is hereby

ORDERED, that the following cases are scheduled for consideration before the Supreme Court of the Virgin Islands:

S. Ct. Civ. No. 2016-0056
Super. Ct. Civ. No. 380/2012 (STX)
ACTION FOR DAMAGES

**COMPANION ASSURANCE COMPANY
AND RICARDO FOURNIER,**
Appellants/Defendants,

v.

SHAWN SMITH AND KRISTIN COATES,
Appellees/Plaintiffs.

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

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

S. Ct. Civ. No. 2016-0051
Super. Ct. Civ. No. 461/2012 (STT)
ACTION FOR DAMAGES

DAVID AUBAIN,
Appellant/Plaintiff,

v.

KAZI FOODS OF THE VI INC.
D/B/A PIZZA HUT ST. THOMAS,
Appellee/Defendant.

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

Counsel For Appellee(s)
Lisa M. Komives, Esq.
Mark A. Kragel, Esq.
Ravinder S. Nagi, Esq.
Adam Nicholas Marinelli, Esq.

S. Ct. Civ. No. 2016-0049
Super. Ct. Civ. No. 336/2013 (STX)
ACTION FOR BREACH OF WARRANTY

JACQUELINE L. CHARLES,
Appellant/Plaintiff,

v.

ARCOS DORADOS USVI, INC., d/b/a MCDONALD'S
RESTURANT,
Appellee/Defendant.

Counsel For Appellant(s)
Mark L. Milligan, Esq.

Counsel For Appellee(s)
Richard P. Farrelly, Esq.

S. Ct. Civ. No. 2016-0047
Super. Ct. Civ. No. 359/1998 (STX)
ACTION FOR BREACH OF CONTRACT AND FIDUCIARY DUTY

DELIA ANDERSON,
Appellant/Plaintiff,

v.

**AMERICAN FEDERATION OF
TEACHERS d/b/a AFT LOCAL 1826,**
Appellee/Defendant.

Counsel For Appellant(s)
Martial A. Webster, Sr., Esq.

Counsel For Appellee(s)
Amos W. Carty, Jr., Esq.

S. Ct. Civ. No. 2016-0041
Super. Ct. CV. No. 170/2006(STT)
ACTION FOR DAMAGES

IN RE: LEE J. ROHN, ESQ.,
Appellant,

LUIS MOQUETE-MELLA,
Plaintiff,

v.

CULUSVI, INC., d/b/a COST-U-LESS V.I. and COST-U-LESS, INC.,
Appellees/Defendants.

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

Counsel For Appellee(s)
Kyle R. Waldner, Esq.
Ryan C. Meade, Esq.

It is further

ORDERED that the Court will hear **ARGUMENTS** in the above-noted cases on March 14, 2017, 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

1. **COMPANION ASSURANCE COMPANY ET AL. V. SMITH ET AL.**
S. Ct. Civ. No. 2016-0056
2. **AUBAIN V. PIZZA HUT**
S. Ct. Civ. No. 2016-0051
3. **CHARLES V. ARCOS DORADOS USVI**
S. Ct. Civ. No. 2016-0049

CASES TO BE CONSIDERED WITHOUT ORAL ARGUMENT

1. **ANDERSON V. AFT LOCAL 1826**
S. Ct. Civ. No. 2016-0047
2. **IN RE: ROHN**
S. Ct. Civ. No. 2016-0041

SO ORDERED this 14th day of February, 2017.

FOR THE COURT:

/s/ Rhys S. Hodge
RHYS S. HODGE
Chief Justice

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

¹ Pursuant to Supreme Court Rule 27(b), each side is allotted fifteen (15) minutes to present arguments. All cases that are submitted on the record may be considered at any time or date. Counsels who would like to appear remotely from the St. Croix Court, must file a Notice of Remote Appearance, no later than (5) days prior to the date of Oral Arguments.

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