

Sentencing Over the Period 2004 - 2006

Categories:

- 1) Offences Involving Violence to the Person/Part V Penal Code/ Offences Against the Person.
- 2) Offences Involving Firearms/Firearms Law
- 3) Sexual Offences/Part V (B) Penal Code/ Offences Against Morality
- 4) Drug Offences/Misuse of Drugs Law (1995 Revision)
- 5) Offences of Dishonesty/ Part VII Penal Code/Offences Relating to Property
- 6) Traffic Offences Involving Death/Traffic Law (2001 Revision)
- 7) Attempts and Conspiracies to Commit Crimes and Accessories after the Fact/ Part IX Penal Code.
- 8) Other Miscellaneous Offences

Notes:

Unless otherwise stated, time spent in custody has been taken into account by the Judge at sentencing.

Unless otherwise stated, the Defendant had a Jury trial.

OFFENCES AGAINST THE PERSON

MURDER

MANSLAUGHTER

ASSAULT CAUSING GBH

ASSAULT CAUSING ABH

Murder:

Section 179 Penal Code – Maximum Penalty- Life Imprisonment.

YEAR 2004

R v Stephen Edwardo Ebanks IND# 30/03. GCS March/April 2004. (Henderson J.)
CICA 5/04 Pending.

Charges:	Case# 2328/03: Murder
Plea:	Not Guilty.
Previous Convictions:	Unknown.
Age:	23 years old
Summary Court:	N/A
Grand Court:	Count 1: Life.
CICA:	Appeal pending.

YEAR 2006

R v John Talmage Gouldbourne IND#53/04 GCS May 2006 (Harrison J. Judge alone)

Charges:	Case#3857/04(1): Count 1: Murder
Plea:	Not Guilty Plea to Murder/ Guilty of Manslaughter-Plea unacceptable to Crown.
Previous Convictions:	Unknown
Age:	55 years old
Summary Court:	N/A
Grand Court:	Guilty of Murder - Life imprisonment.

Manslaughter:

Section 181 Penal Code – Maximum Penalty of Life Imprisonment

YEAR 2004

R v Seymour Patrick Ramsay IND# 18/04. GCS November/December 2004.
(Levers J.)

Charges:	Case# 0032/04: Count 1 Murder
Plea:	Not Guilty to Murder but Guilty of manslaughter
Previous Convictions:	Unknown.
Age:	30 years old
Summary Court:	N/A
Grand Court:	6 years.

YEAR 2005

R v Donna Lee Phillips IND#45/04. GCS November/December 2005.
(Hon. Chief Justice Smellie. Judge alone)

Charges:	Case# 3288/04: Count 1 Murder
Plea:	Not Guilty to Murder but Guilty of manslaughter
Previous Convictions:	Unknown.
Age:	30 years old
Summary Court:	N/A
Grand Court:	5 years to run from date of first incarceration. Submit to random drug testing and drug counseling.

YEAR 2006

R v Carlos Renton Russell IND#44/05(A) GCS March/April 2006 (Henderson J./with Jury)

Charges:

Case#1193/05 (1): Count 1 Murder

Plea:

Not Guilty Plea

Previous Convictions:

Unknown

Age:

42 years old

Summary Court:

N/A

Grand Court:

Found Guilty on Manslaughter by reason of Provocation.

11 years imprisonment .

Assault Causing GBH:

Section 201 Penal Code – Maximum Penalty of Life Imprisonment. “A” Offence.

YEAR 2004

R v Danzita Wood IND#37A/03 GCS November/December 2004 (Henderson J.)

Charges:

Case#2365/03: Count 1 GBH

Plea:

Guilty Plea

Previous Convictions:

Unknown

Age:

26 years old

Summary Court:

N/A

Grand Court:

Probation Order for 1 year on the following conditions: (1) Remain within residence from 7p.m to 7am.

(2) Not to be found in possession of or consume alcohol or any drug;

(3) Not to be found inside any bar or nightclub

(4) Not to be found in possession of a weapon

(5) To complete 200 hours of Community Service

YEAR 2005

R v Ian George Duffell and Peter Samuel Ebanks IND#28/04. GCS May/June 2005
(Levers J.)- (See Miscellaneous Offences)

Charges: Case#0480/04 (1-2)- Count 1- **GBH (Duffell and Ebanks)**
Count 2: Threatening Violence at night (Ebanks only).

Plea: **Duffell:**
Re-arraigned and pleaded guilty to Count 1. Plea of Guilty on Count 1 struck out. Plea of not Guilty entered.
Ebanks:
Re-arraigned and pleaded not guilty to Count 1 but Guilty to Count 2.

Previous Convictions: Unknown

Age: **Duffell:**
34 years old
Ebanks:
34 years.

Summary Court: N/A

Grand Court: **Duffell**
Count 1: 3 years consecutive to present sentence.
Ebanks:
Count 2: 1 year.

R v Raziel Omar Jeffers IND#39/04 GCS May/June 2005 (Sanderson J.) CICA 5/05

Charges: Case#2944/04- Count 1- GBH

Plea: Not Guilty.

Previous Convictions: Unknown

Age: 21 years old

Summary Court: N/A

Grand Court: 6 years.

CICA: **Appeal against conviction dismissed.**
Appeal against sentence allowed – 5 years substituted.

R v Keith Brian Orrett IND# 52/04. GCS July/August 2005
(Levers J.)

Charges: Case#4223/04: Count 1: Causing GBH with intent.
Plea: **Guilty**
Previous Convictions: Unknown
Age: 26 years old
Summary Court: N/A
Grand Court: 3 years probation. To attend anger management and drug counseling. To report to Probation Officer forthwith and to do so thereafter when required.

R v Camilo Naranjo and Cannon Richard Walton IND# 4/05. GCS July/August 2005.
(Henderson J.)

Charges: **Naranjo:**
Case#4216/04 (1-2):Count1-Attempted Murder
Count 2 – Causing GBH with intent.
Walton:
Case#4213/04(1-2): Count 1 – Attempted Murder.
Count 2 – Causing GBH with intent.
Plea: Both defendants pleaded not guilty to Count 1.
Both plead Guilty to Count 2.
Pleas acceptable to Crown.
Count 1- Left on File for both defendants.
Previous Convictions: Unknown.
Age: **Naranjo:** 21 years old
Walton: 32 years old.
Summary Court: N/A
Grand Court: **Naranjo :** (Sentenced July 2005)
Count 2 – 2 years and 8 months consecutive to present term being served.
Walton:
Count 1 – 3 years and 4 months consecutive to present term being served..

R v James Isaac Stanley IND#55/05 GCS November/December 2005 (Henderson J.)

Charges: Case#2386/05: Count 1 GBH
Plea: Guilty Plea
Previous Convictions: Unknown
Age: 31 years old
Summary Court: N/A
Grand Court: 12 months imprisonment.

YEAR 2006

R v Alvin Winston Brown IND#/05 GCS January/February 2006 (Henderson J.- Judge Alone)

Charges: Case#3805/04(1-2): Count 1 Attempted Murder
Count 2: GBH with intent
Plea: Guilty to Count 2
Previous Convictions: Unknown
Age: 24 years old
Summary Court: N/A
Grand Court: **Count 2: 3 years imprisonment.**
All weapons confiscated.
Count 1 to lie on file

R v Neville Norman Ebanks IND#45/05 GCS July 2006 (Henderson J. Judge alone)

Charges: Case#2079/05
Count 1: GBH
Plea: **Not Guilty**
Previous Convictions: Unknown
Age: 47 years old
Summary Court: N/A
Grand Court: Count 1: 6 years.

R v Ralph Wright IND#64/05 GCS August 2006 (Panton J. Judge alone)

Charges: Case#2929/05
Count 1: GBH
Plea: **Not Guilty**
Previous Convictions: Unknown
Age: 47 years old
Summary Court: N/A
Grand Court: Count 1: 4 years.

R v Tashika Khouri IND#28/06 GCS September 2006 (Henderson J.)
Sentenced 31.8.06

Charges: Case#1580/06
Count 1: GBH
Count 2: ABH- Left on File
Count 3: GBH – Left on File
Plea: **Guilty**
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: 10 months.

R v Courtney Bryan IND#71/06 GCS December 2006 (Sanderson J.)

Charges: Case#3964/06
Count 1:GBH
Plea: **Guilty**
Previous Convictions: Unknown
Age: 33 years old
Summary Court: N/A
Grand Court: 3 years.

Assault Causing Actual Bodily Harm:

Section 214 Penal Code – Maximum Penalty of 5 years. “B” Offence.

YEAR 2004

R v Gary Whittaker IND# 16/03 GCR Session January/February 2004

Coram: Henderson J.

Charges:	Case#0354/03, Count 1: Assault Causing ABH
Plea:	Not Guilty
Previous Convictions:	Not Known
Age:	35 years old
Summary Court:	N/A
Grand Court:	Application by Crown to leave on File

R v Durney Loxley Ebanks Sentenced July 2004. SCA # 35/04. Heard April 2005 by Henderson J.

Charges:	Case# 2371/04(1): Assault causing ABH. Case# 2371/04(2): Damage to Property. Case# 2371/04(3): Common Assault.
Plea:	Guilty
Amount:	Unknown
Previous Convictions:	Unknown.
Age:	Unknown
Summary Court:	2371/04(1): 2371/04(2): 2371/04(3):
Grand Court:	Dismissed for want of Prosecution.

R v Jeff Albert Powell-Pandohie IND# 54/03. GCS July/August 2004. (Levers J.)

Charges: Case# 3775/03:Count 1: GBH
Count 2:**ABH**
Plea: Not Guilty to Count 1 but
Guilty to Count 2.
Count 1 left on File.
Previous Convictions: Unknown.
Age: 35 years old
Summary Court: N/A
Grand Court: Counts 2: Probation for 1 year.
Compensation of \$250.00 to be paid to
Selwyn Forde.

YEAR 2005

R v Eric Mark Jackson IND# 30/04. GCS Jan/Feb 2005
(Sanderson J.)

Charges: Case#1088/04: Count 1: Causing GBH
Plea: **Not Guilty to GBH but Guilty to ABH**
Previous Convictions: Unknown
Age: 26 years old
Summary Court: N/A
Grand Court: (1) Fine of \$2,000.00 to be paid within 12 months. Failure to pay the fine will result in 1 month's incarceration.
(2) Compensation to be paid to Kevin Eden in the amount of \$7,000.00 or 3 months. 12 months to pay. To be paid at the monthly rate of \$583.33 per month commencing April 1, 2005. Failure to make those payments will result in term of imprisonment of 3 months to run consecutively to any imprisonment to the \$2,000.00 fine.
(3) Probation for 12 months – usual terms. 50 hours Community Service.

R v Mark Steve McLean IND#39/03 GCS Jan/Feb 2005 (Henderson J.)

Charges: Case#0037/03: Count 1 GBH
Plea: Not Guilty to GBH but guilty to ABH
Previous Convictions: Unknown
Age: 23 years old
Summary Court: N/A
Grand Court: **Probation Order for 18 months;
House Arrest 7p.m to 5a.m;
Not to be found within 100 feet of any
nightclub or bar;
Not to be found with any offensive
weapon unless tools of trade;
To pay medical authority the
compensation awarded.**

R v Ronald Baxter Argenbright IND#33/04 GCS May/June 2005 (Henderson J.)

Charges: Case#2186/04 (1&4)- Count 1- ABH
Count 2: Threatening Violence.
Plea: Re-arraigned and pleaded Guilty to Count 1.
Count 2 not put. Count 2 left on File.
Previous Convictions: Unknown
Age: 52 years old
Summary Court: N/A
Grand Court: Compensation to Mark Jackson of US\$1,100
OR 30 days imprisonment consecutive in
default of payment. To e paid in installments
of \$200 per month.
Fined \$2000.00 OR 90 days in default of
payment. To be paid at the rate\$200.00 per
month.

R v Alvin Robert McLean IND#7/05 May/June 2005
(Henderson J.) (See Miscellaneous Offences; Theft; Firearm Offences)

Charges: **Case#4254/04:**
Count 1: Threatening Violence
Count 2: ABH
Count 3: Wrongful Confinement
Count 4: Threatening Violence
Count 5: Theft
Count 6: Unlawful Possession of a Firearm
Count 7: Possession of a Firearm with intent to Commit an offence.

Plea: Not Guilty to Count 1.
Guilty to Counts 2-7.

Previous Convictions: Unknown.

Age: 47 years old

Summary Court: N/A

Grand Court: Count 1: Left on File.
Count 2: 3 years.
Count 3: 3 years.
Count 4: 2 years
Count 5: 6 months.
Count 6: 4 years.
Count 7: 4 years.
All sentences to be concurrent

R v Leburn Mycorny Prendergast IND# 21/04 GCS May/June 2005
(Hon. Chief Justice Smellie). CICA 6/05. Heard April 2006. (See Robbery)

Charges: **Case#0102/04:**
Count 1: Robbery
Count 2: ABH

Plea: **Not Guilty to both Counts.**

Previous Convictions: Unknown.

Age: 41 years old

Summary Court: N/A

Grand Court: Count 1: 4 years.
Count 2: 2 years concurrent to Count 1.
To undergo drug counseling and submit to random urine testing.

CICA: **Appeal on conviction dismissed.**

R v Sandy Anthony Bush IND# 46/02. GCS July/August 2005. (Henderson J.)

Charges:

Case#6488/02: Count 1- Attempted Rape.
Count 2 – Indecent Assault.

Count 3– ABH.

Plea:

Not Guilty to all Counts.

Previous Convictions:

Unknown.

Age:

42 years old

Summary Court:

N/A

Grand Court:

Counts 1 & 2 – Not Guilty.

Count 3 – Probation Order for 18 months.

(1) Report forthwith to Probation Officer and thereafter as required.

(2) To participate in the domestic Violence intervention programme or other programmes as recommended by probation officer.

(3) House arrest: To remain in residence between 7:30 pm and 5:30 am., except for (a) 4 hours on Sunday to attend church; and

(b) 3 hours per month for medical and dental appointments.

R v Dominique Chalis Pearson IND# 54/05. GCS September/October 2005. (Sanderson J.). CICA 15/05 Heard April 2006 (See Possession of Unlicensed Firearm)

Charges: **Case#2511/05:Count 1- ABH.**
Count 2 – Possession of Unlicensed Firearm.
Count 3– ABH.

Plea: Guilty to all Counts.

Previous Convictions: Unknown.

Age: 23 years old

Summary Court: N/A

Grand Court: **Count 1 – 3 months concurrent to Count 2.**
Count 2 – 10 years imprisonment. Fined \$25,000 or 3 months in default. Firearm to be forfeited and destroyed.
Count 3 – 3 months concurrent to Count 2.

CICA: **Appeal against sentence allowed.**
Sentence of 10 years vacated and sentence of 7 years substituted. Order in respect of the fine vacated.

R v Lance Justin Myles/YP IND# 50/04. GCS November/December 2005. (Levers J.)

Charges: **Case# 7704/04: Count 1- ABH**
Case#78/04: Count 2 – Abduction
Case# 79/04: Count 3 – Attempted Rape

Plea: Guilty to Count 1.
Not Guilty to Counts 2 & 3.

Previous Convictions: Unknown.

Age: 17 years old

Summary Court: N/A

Grand Court: **Count 1- Community Service Order of 180 hours. To keep away from complainant (Diania Josephs) and to undergo anger management counseling.**
Counts 2 & 3 Left on File.

R v Rayburn Dominic McLaughlin IND#11/04 GCS Nov/Dec 2005 (Hibbert J.- No Jury)

Charges:	Case#5349/03: Count 1 ABH
Plea:	Not Guilty
Previous Convictions:	Unknown
Age:	Unknown
Summary Court:	N/A
Grand Court:	Defendant bound over in his own recognizance in the sum of \$200.00 to keep the peace and be of good behaviour for a period of one year. Matter not to be brought back to court without leave of the Court.

YEAR 2006

R v Leon Clark IND#25/05(A) GCS January/February 2006 (Henderson J.)

Charges:	Case#0128/05 (1): Count 1 ABH
Plea:	Not Guilty Plea
Previous Convictions:	Unknown
Age:	35 years old
Summary Court:	N/A
Grand Court:	18 months imprisonment consecutive to any sentence being served now. Recommended for deportation.

R v Travis Ebanks IND#25/05(A) GCS January/February 2006 (Henderson J.)

Charges:	Case#0127/05 (1): Count 1 ABH
Plea:	Guilty Plea
Previous Convictions:	Unknown
Age:	25 years old
Summary Court:	N/A
Grand Court:	2 years imprisonment consecutive to any sentence being served now.

R v George Rowan McLean IND#53/05 GCS April 2006 (Henderson J.)

Charges: Case#2017/05 (1-3): Count 1 ABH
Count 2: Rape
Count 3: Wrongful Confinement
Plea: Guilty Plea to Counts 1 & 3
Previous Convictions: Unknown
Age: 36 years old
Summary Court: N/A
Grand Court: **Count 2** left on file.
2 years probation on Counts 1 & 3.
Conditions: (1) Must keep the peace;
(2) Be of good behaviour (3) Appear before
this Court when required (4) to have no
contact with Rosa Verona Rich, except to
arrange access to the children.

R v Carlton Harriott IND#61/05 GCS June 2006 (Henderson J. Judge alone)

Charges: Case#3769/03: Count 1: ABH
Plea: Guilty Plea
Previous Convictions: Unknown
Age: 43 years old
Summary Court: N/A
Grand Court: **Probation Order of 12 months.**
Conditions:
Report forthwith to Probation Officer and
thereafter as required;
Keep the peace;
Be of good behaviour;
Appear before Court as required;
100 hours of community service;
Complete community service under
supervision and direction of Probation
Officer.

R v Maynard St. Aubyn Whilby IND#49/05 GCS July 2006 (Henderson J. Judge alone)

Charges: Case#1657/05(1-2)
Count 1: GBH- Not Put
Count 2: ABH
Plea: Guilty Plea
Previous Convictions: Unknown
Age: 29 years old
Summary Court: N/A
Grand Court: Count 2: 6 months

R v Edwin Shervin Whittaker IND#5/03 GCS November 2006 (Sanderson J.)

Charges: Case#10011/02
Count 1: GBH
Plea: Not Guilty Plea
Previous Convictions: Unknown
Age: 34 years old
Summary Court: N/A
Grand Court: Not guilty of GBH but guilty of
ABH.
**18 months. 3 months on suspended
sentence previously imposed to be
activated and to run consecutively.**

FIREARM OFFENCES

FIREARM OFFENCES:

Section 15 – Firearms Law (1995 Revision). Liable on conviction to a fine of CI\$100,000.00 and to imprisonment for 20 years.

YEAR 2004

R v Marinho McField IND# 41/03. GCS January/February 2004.
Henderson J.

Charge:	Case#3791/03 Count 1 – Possession of Unlicensed Firearm
Plea:	Guilty
Previous Convictions:	Unknown
Age:	21 years
Summary Court:	N/A
Grand Court:	Probation Ordered for 1 year. 50 hours of community service. Report to Probation Office within 7 days. Keep Probation Officer of residence and work at all times. Not to be found in possession of firearm or ammunition. Not to associate with persons in possession of a firearm. To keep the peace and be of good behaviour. Ammunition forfeited. Costs awarded to Crown - \$500 or 14 days.

CICA:

R v Robert Lewis Terry IND# 45/03. GCS July/August 2004. (Levers J.)

Charges:	Case# 3854/03:Counts 1: Possession of Unlicensed Firearm
Plea:	Guilty
Previous Convictions:	Unknown
Age:	18 years old
Summary Court:	N/A
Grand Court:	2 years probation with attendance at Caribbean Haven as an Outpatient.

YEAR 2005

R v Alvin Robert McLean IND#7/05 May/June 2005
(Henderson J.) (See Miscellaneous Offences; Theft; ABH)

Charges:	Case#4254/04: Count 1: Threatening Violence Count 2: ABH Count 3: Wrongful Confinement Count 4: Threatening Violence Count 5: Theft Count 6: Unlawful Possession of a Firearm Count 7: Possession of a Firearm with intent to Commit an offence.
Plea:	Not Guilty to Count 1. Guilty to Counts 2-7.
Previous Convictions:	Unknown.
Age:	47 years old
Summary Court:	N/A
Grand Court:	Count 1: Left on File. Count 2: 3 years. Count 3: 3 years. Count 4: 2 years Count 5: 6 months. Count 6: 4 years. Count 7: 4 years. All sentences to run concurrently to each other.

R v Jonathan Mark Ramoon IND# 48/03. GCS July/August 2005. (Panton J.) CICA 12/05 heard November 2006.

Charges: Case#3422/03:**Count 1- Possession of Firearm without User's Licence**
Count 2 – Importation of Firearm without import licence.

Plea: Not Guilty to all Counts.

Previous Convictions: Unknown.

Age: 26 years old

Summary Court: N/A

Grand Court: **Count 1 – 8 years imprisonment.**
Count 2 – Not Guilty.

CICA: Conviction & Sentence affirmed.

R v Jason Dalton Smith and Asfa Ijah Webster IND# 9/05. GCS July/August 2005. (Henderson J.- Judge alone). CICA 9/05 - Pending. (See Attempted Murder)

Charges: Case#4076/04:Count1-Attempted Murder
Case 4061/04 – Count 2 – Possession on Unlicensed Firearm
Count 3 – Possession of Firearm with intent.

Plea: **Both defendants pleaded not guilty to all Counts.**

Previous Convictions: Unknown.

Age: **Smith:** 17 years old
Webster: 19 years old.

Summary Court: N/A

Grand Court: **Smith :**
Count 1 – 18 years.
Count 2 – 18 years concurrent to Count 1.
Count 3: Not Guilty.
Webster:
Count 1 – 18 years.
Count 2 – 18 years concurrent to Count 1.
Count 3: Not Guilty.

CICA: Pending.

R v Yoandy Swaby Ebanks IND# 27/03. GCS September/October 2005. (Anderson J.)
CICA 8/05- Heard December 2006 (See Aggravated Burglary)

Charges: Case#0167/03: Count 1 – Aggravated Burglary.
Count 2 – Possession of Unlicensed Firearm.
Count 3 – Possession of a Firearm with Intent.
Count 4- Possession of a Firearm.

Plea: Not Guilty to all Counts.

Previous Convictions: Unknown.

Age: 22 years old

Summary Court: N/A

Grand Court: Count 1 – 15 years imprisonment.
Count 2 – 12 years imprisonment
Count 3 – 12 years.
Count 4 – 15 years.

CICA: All sentences to run concurrently.
Appeal against sentence dismissed.
Sentences affirmed.

R v Dominique Chalis Pearson IND# 54/05. GCS September/October 2005. (Sanderson J.). CICA 15/05 Heard April 2006. (See ABH)

Charges: Case#2511/05: Count 1- ABH.
Count 2 – Possession of Unlicensed Firearm.

Plea: Count 3– ABH.
Guilty to all Counts.

Previous Convictions: Unknown.

Age: 23 years old

Summary Court: N/A

Grand Court: Count 1 – 3 months concurrent to Count 2.
Count 2 – 10 years imprisonment. Fined \$25,000 or 3 months in default. Firearm to be forfeited and destroyed.
Count 3 – 3 months concurrent to Count 2.

CICA: **Appeal against sentence allowed.**
Sentence of 10 years vacated and sentence of 7 years substituted. Order in respect of the fine vacated.

R v Matio Romario Dinnall (aka Matio Romario Ramoon) - IND#38/05 GCS
November/December 2005 (Hibbert J.)- No Jury. CICA 22/05 Pending

Charges: Case#1291/05 (1-2)- Count 1- Possession of
Unlicensed Firearm with intent to commit
offence.
Count 2: Possession of Unlicensed Firearm.
Count 3: Possession of Unlicensed Firearm.
Plea: **Not Guilty** to Counts 1, 2 & 3.
Previous Convictions: Unknown
Age: 21 years old
Summary Court: N/A
Grand Court: Count 1: 15 years imprisonment.
Count 2: No finding.
Count 2: 10 years to be served concurrently.
CICA: Pending.

YEAR 2006

R v Thomas James Sevik SCA 2/06; Feb 2006. (Henderson J.)

(See Handling Stolen Goods)

Charges: Case # 7058/03(1): Handling Stolen Goods
**Case#7058/03(2): Possession of
Unlicensed Firearm**

Plea: **Not Guilty**

Previous Convictions: Unknown

Age: Unknown

Summary Court: 7058/03(1): 2 years
7058/03(2): 2 years concurrent.

Grand Court: Appeal dismissed as abandoned.

R v Anthony Connor IND#63/05 GCS July 2006 (Hall J. (Acting) Judge alone)(See Robbery)

Charges: **Case#2813/05**
Count 1: Robbery
Counts 2: Poss. Of Imitation Firearm

Plea: **Not Guilty to all Counts**

Previous Convictions: Unknown

Age: 24 years old

Summary Court: N/A

Grand Court: Count 1: 5 years concurrent to sentence
on Count 2.
Count 2: 12 years imprisonment.

R v Jonathan Mellard IND# /05 GCS July/August 2006 - (Levers J.)

Charges: Case#5466/06
Count 1: Possession of an imitation Firearm
Count 2: Threatening Violence
Plea: **Unknown**
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: **Counts 1: 2 ½ years imprisonment**
Count 2 ½ years to run concurrent with
Count 1. Order for forfeiture and destruction
of weapon.

R v Carlos Russell IND#44/05(3) GCS September 2006 (Henderson J.)

Charges: Case#1154/05
Count 1: Possession of Unlicensed Firearm
Count 2: Unlawful Use of Firearm- Left on
File
Plea: **Unknown**
Previous Convictions: Unknown
Age: 42 years old
Summary Court: N/A
Grand Court: 10 years.

R v Adalberto Escobar Zuniga IND#31/06 GCS October 2006 (Levers J.)

Charges: Case#2397/06
Count 1: Importation of Unlicensed Firearm
Guilty to Count 1. Others to Lie on File.
Plea: Unknown
Previous Convictions: Unknown
Age: 29 years old
Summary Court: N/A
Grand Court: 10 years. Deportation recommended at
earliest opportunity.

R v Henry M. Webster George L. Brooks & Derrick Bush IND# 4/06; GCS
November 2006. (Sanderson J.) (See Robbery)

Charges: Case # 3911/05: Count 1: Robbery
Count 2: Possession of an Imitation Firearm
Counts 7, 8, 11 & 12: Left to Lie on File

Plea: **All Defendants pled guilty after re-arraignment.**

Previous Convictions: Unknown

Age: **Each defendant:** 17 years old

Summary Court: N/A

Grand Court: **Webster:**
Count 1: 6 years
Count 2: 3 years concurrent with Count 1

Brooks:
Count 1: 6 years
Count 2: 3 years concurrent with Count 1.

Bush:
Count 1: 8 years
Count 2: 3 years concurrent with Count 1.

R v Rondell Powery IND#18/06 GCS November 2006 (Levers J.)

Charges: Case#0621/06(1-2)
Count 1: Possession of unlicensed Firearm
- No Evidence offered
Count 2: Possession of Imitation Firearm
with intent to commit indictable offence.
Count 3: Threatening Violence

Plea: Unknown

Previous Convictions: Unknown

Age: 39 years old

Summary Court: N/A

Grand Court: Count 2: Fined \$2000.00 or 6 months. Fine
to be paid within 30 days. To attend anger
management counseling for 6 months.
No separate penalty for Count 3.

R v Alan Garfield Ebanks IND#68/05 GCS November 2006 (Levers J.)

Charges: Case#2147/06
Count 1: Reckless and Negligent act
Count 2: GBH-No evidence offered
Count 3: Possession of Unlicensed firearm
Count 4: Possession of Unlicensed
Firearm(ammunition) –No evidence offered.

Plea: Guilty Plea

Previous Convictions: Unknown

Age: 26 years old

Summary Court: N/A

Grand Court: **Count 3: 10 years.**
Count 1: No further penalty

R v Jonathan Earl Mellard IND#81/06 GCS December 2006 (Levers J.)

Charges: Case#5466/06(1-3) – Possession of an
Imitation Firearm with intent to commit an
offence
Threatening Violence

Plea: **Guilty to both Counts**

Previous Convictions: Unknown

Age: 24 years old

Summary Court: N/A

Grand Court: 2 ½ years on each count to run concurrent.
Order for forfeiture and destruction of
weapon..

OFFENCES AGAINST MORALITY/SEXUAL OFFENCES

RAPE

DEFILEMENT – GIRL UNDER 12 YEARS

DEFILEMENT – GIRL OVER 12 BUT UNDER 16 YEARS OLD

INDECENT ASSAULT

RAPE:

Section 126 Penal Code – Maximum Penalty – Life Imprisonment. “A” Offence.

YEAR 2004

R v Kenny Roger Whittaker IND# 25/03. GCS Jan/Feb 2004. (Smith J.). CICA 4/04-
Heard 25/11/04
(See Indecent Assault)

Charges:	Case# 1548/03(1-2): Rape Count 2: Indecent Assault.
Plea:	Not Guilty to both Counts.
Previous Convictions:	Unknown.
Age:	26 years old
Summary Court:	N/A
Grand Court:	Count 1:12 years. Count 2: 5 years concurrent. To receive Psychiatric Treatment.
CICA:	Appeal against convictions abandoned and thus dismissed. Appeal against sentence allowed on Count 1. Sentence on Count 1 vacated and sentence of 10 years substituted.

R v Herbert Anthony Walker IND# 40/03. GCS March/April 2004. (Panton J.)
(See Indecent Assault)

Charges:	Case# 3947/03:Count 1: Indecent Assault Count 2: Rape. Count 3: Indecent Assault.
Plea:	Not Guilty to all Counts.
Previous Convictions:	Unknown.
Age:	27 years old
Summary Court:	N/A
Grand Court:	Count 1:2 years. Count 2: 8 years concurrent. Count 3: Not Guilty.

R v Phillip Ira Hydes IND# 12/04. GCS May/June 2004. (Panton J.)

Charges: Case# 7053/03(1-3):**Count 1: Rape**
Count 2 – Indecent Assault
Count 3 – ABH.
Plea: Guilty to Count 1.
Counts 2&3 Left on File.
Previous Convictions: Unknown.
Age: 30 years old
Summary Court: N/A
Grand Court: **Count 1: 5 years.**

YEAR 2005

R v ONeil Garfield Kinlock IND#8/05 GCS November/December 2005 (Henderson J.)- (See Defilement of Girl under 16 years of age.)

Charges: **Case#0250/05 (1-2)- Count 1- Rape**
Count 2: Defilement of Girl Under 16.
Plea: **Not Guilty to Count 1. Guilty to Count 2.**
Previous Convictions: Unknown
Age: 26 years old
Summary Court: N/A
Grand Court: **Count 1: Left on File**
Count 2: 18 months. Compensation of \$2438.00 to Complainant. In default of compensation additional 6 weeks to be added to sentence. Deportation recommended. Costs to Crown - \$250.00

R v Rono Orlando Henry (aka Jerome) IND#50/05 GCS November/December 2005
(Hibbert J. – Judge alone). CICA 24/05 (See Indecent Assault)

Charges:

Case#2164/05: Count 1- Rape

Count 2: Indecent Assault

Plea:

Not Guilty Plea

Previous Convictions:

Unknown

Age:

26 years old

Summary Court:

N/A

Grand Court:

Count 1: 10 years

Count 2: 5 years.

CICA:

Pending.

Sentences to run concurrently, starting on
the date of sentence – 13/12/05.

DEFILEMENT OF A GIRL UNDER 12 YEARS:

Section 132(1) Penal Code – Maximum Penalty of 14 years.

YEAR 2004

DEFILEMENT OF A GIRL OVER 12 BUT UNDER 16 YEARS:

Section 132(3) – Maximum Penalty of 7 years.

YEAR 2004

R v Ernesto Rigoberto Martinez IND#51/03. GCS May/June 2004.

(Panton J.)

Charges:	Counts 1: Defilement of a Girl under 16 years.
Plea:	Not guilty to Counts 1, 2 & 3.
Previous Conviction:	Unknown.
Age:	44 years old
Summary Court:	N/A
Grand Court:	Count 1: 5 years. Counts 2&3: Not Guilty. No case to answer.

R v Ukel Fernandez Dixon IND#19/03. GCS July/August 2004. (Henderson J.)

Charges:	Case 8100/02(1-2) Counts 1: Defilement of a Girl under 16 years. Counts 2 & 3: Defilement of a Girl under 16 years. Count 4: Defilement of a Girl Under 16 years.
Plea:	Guilty to Counts 1 & 4. Counts 2&3: Not Put. Pleas acceptable to Crown.
Previous Conviction:	Unknown.
Age:	21 years old
Summary Court:	N/A
Grand Court:	Count 1: 1 year Probation. (1) To Keep the Peace and be of Good behaviour and Appear before this Court as required to do so. (2) To remain within his residence at 62 Randyke Gardens at all times with the following exceptions: a. That he may be absent for a period of three hours on a Sunday for the purpose of attending Church. b. That he is allowed to be absent on any day between the hours of 8:00am and 7

p.m. but only if he can demonstrate to the Probation Officer that he is absent for the purpose of work.

c. Subject to random checking by the Probation Officer.

d. May be absent for the purpose of completion of Community Service hours.

(3) Report to a Probation Officer forthwith and report thereafter as required by that Officer.

(4) To complete 240 hours of Community Service within 1 year as directed by his probation officer.

(5) Not to consume any alcohol or illegal drugs.

(6) Not to have any weapons in his possession.

Counts 4: 1 year probation consecutive to Count 1. All terms except Community Service, including house arrest, to remain the same.

R v Vincent Orville Nelson IND# 41/04. GCS Sept/October 2004. (Levers J.). CICA 15/04.

Charges:

Case# 3454/04

Count 1: Defilement of Girl under 16 years.

Plea:

Pleaded Guilty.

Previous Convictions:

Unknown.

Age:

26 years old

Summary Court:

N/A

Grand Court:

Count 1:5 years.

CICA:

Appeal dismissed against sentence.

YEAR 2005

R v Chuck Javier Whittaker IND# 55/03. GCS Jan/Feb 2005
(Sanderson J.)

Charges: Case#5147/03:
Count 1: Defilement of Girl Under 16 years.
Count 2: Defilement of Girl Under 16 years.

Plea: Not Guilty to Count 1- No evidence offered. Dismissed.
Guilty to Count 2.

Previous Convictions: Unknown

Age: 19 years old

Summary Court: N/A

Grand Court: 3 months imprisonment.

R v Corey Godfrey Bowen and Kevin Bowen IND#27/04 Jan/Feb. 2005
(Levers J.)

Charges: **Corey:**
Case#0326/04:
Count 1: Defilement of Girl under 16 years.

Kevin:
Case#0329/04:
Count 1: Defilement of Girl under 16 years.

Plea: **Corey:** Not Guilty .
Kevin: Guilty .

Previous Convictions: Unknown.

Age: 47 years old

Summary Court: N/A

Grand Court: **Corey:** Matter Left on File. Defendant discharged.
Kevin: 2 years suspended for 2 years..

R v Devin Andrew McCoy IND#38/04 March/April 2005 (Hon. Chief Justice Smellie)

Charges: **Case#3099/04:**
Count 1: Defilement of Girl under 16 years.

Plea: Accused re-arraigned and pleaded guilty.

Previous Convictions: Unknown.

Age: 19 years old

Summary Court: N/A
Grand Court: 12 months suspended for 2 years. Defendant to perform 200 hours of Community Service with the following conditions:
(1) To remain on and faithfully comply with Probation Orders for the time allocated;
(2) To refrain from all criminal activities including the abuse of alcohol and illegal drugs;
(3) To continue to attend Caribbean Haven for drug treatment/individual counseling and submit to random urine analysis as required;
(4) Not to contact directly Niketa Watson and to stay away from her home.

R v Nikol Pearson/YP IND#5/05. GCS March/April 2005 (Henderson J.)

Charges: Case#102/04-Count 1: Defilement of Girl Under 16.
Plea: Not Guilty.
Previous Convictions: Unknown
Age: 26 years old
Summary Court: N/A
Grand Court: Count 1: Probation Order for 2 years. Conditions: Not to have any contact directly or indirectly with Marica Martin. To keep the peace and be of good behaviour.

R v Andre Malcolm Nixon IND# 11/05 GCS May/June 2005 (Henderson J.)

Charges: Case#012/05, 022/05 (1-2)
Count 1: Defilement of Girl under 16.
Count 2: Defilement of Girl under 16 years.
Count 3: Defilement of Girl under 16 years.
Plea: **Guilty to all Counts**
Previous Convictions: **Yes**
Age: 21 years old
Summary Court: N/A
Grand Court: Probation Order for 2 years with the following conditions:-

- (1) Report to Probation Officer as required;
- (2) Perform 100 hours of Community service;
- (3) Have no contact with Sheniria Edwards prior to her 16th birthday.

R v Derick Osney Bush/YP IND# 35/04. GCS September/October 2005. (Henderson J.)

Charges:

Case#3625/04:Count 1- Defilement of Girl Under 16.

Plea:

Guilty.

Previous Convictions:

Unknown.

Age:

17 years old

Summary Court:

N/A

Grand Court:

- Count 1 – Probation Order for 2 years.**
- (2)To live with Grandmother on Sand Hole Road, West Bay;**
- (3) Must be inside residence between 6:30 pm to 6:30 am. except;**
- (a) D may be absent for 4 hours on Sunday to attend Church;**
- (b) To attend medical appointment with permission of Probation Officer.**
- (4) Submit to random drug testing;**
- (5) No weapons or drugs;**
- (6) To obtain employment;**
- (7) To appear before the Court on Sept. 30, 1995 to give a progress report.**

R v John Gordon Ebanks IND# 46/04 September/October 2005. (Sanderson J.) CICA 16/05. Heard April 2006.

Charges:

Case#3445/04 (1-6):

- Count 1- Defilement of Girl under 16.
- Count 2 – Defilement of Girl Under 16 years.
- Count 3– Defilement of Girl Under 16 years.
- Count 4 – Defilement of Girl Under 16 years.
- Count 5 – Defilement of Girl Under 16.
- Count 6 – Defilement of Girl Under 16.

Plea: Guilty to Counts 5 & 6. Pleas acceptable to Crown.
Previous Convictions: Unknown.
Age: 37 years old
Summary Court: N/A
Grand Court: Counts 1, 2, 3, & 4 – To Lie on File.
Count 5 – 6 years imprisonment.
Count 6 – 6 years imprisonment concurrent to Count 5.
CICA: **Appeal against sentence dismissed.**

R v Oneil Garfield Kinlock IND#8/05 GCS November/December 2005 (Henderson J.)- (See Rape)

Charges: Case#0250/05 (1-2)- Count 1- Rape
Count 2: Defilement of Girl Under 16.
Plea: Not Guilty to Count 1.
Guilty to Count 2.
Previous Convictions: Unknown
Age: 26 years old
Summary Court: N/A
Grand Court: Count 1: Left on File
Count 2: 18 months. Compensation of \$2438.00 to Complainant. In default of compensation additional 6 weeks to be added to sentence. Deportation recommended. Costs to Crown - \$250.00.

YEAR 2006

R v Nikol Vaughn Pearson IND#65/05 (A) GCS March/April 2006 (Henderson J.)

Charges: Case#3270/05(2): Count 1: Defilement of Girl under 16 years.
Plea: Guilty
Previous Convictions: Unknown
Age: 18 years old
Summary Court: N/A
Grand Court: Probation for 2 years. To keep the peace and be of good behaviour and attend the Court when required to do so. Report forthwith to Probation Office and report thereafter as

required. To complete 240 hours of community service as directed by probation officer. Not to be outside residence between hours of 7 p.m. to 7 a.m.

R v Kevin McField IND#25/06 GCS June 2006 (Henderson J. Judge alone)

Charges: Case#2266/06(1-2):
Counts 1&2: Defilement
Plea: Guilty Plea
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: Probation for 1 year with the following conditions:
To keep the peace;
Be of good behaviour;
Appear before this Court when required to do so;
100 hours of community service;
To attend such literacy classes as may be prescribed for you by your probation officer;
Curfew 11p.m.to 6a.m.

R v Dwight Anthony Plummer IND#33/05 GCS July/August 2006 (Harrison J.- Judge alone) (See Miscellaneous Offences)

Charges: Case#1509/05 (1-4)
Counts 1&2: Taking a Girl under 16 from lawful care.
Counts 3 & 4: Defilement of Girl under 16 years.
Plea: Not Guilty on all Counts
Previous Convictions: Unknown
Age: 30 years old
Summary Court: N/A
Grand Court: Count 1: 2 years.
Count 2: 2 years
Count 3: 5 years
Count 4: 5 years
All sentences to run concurrently.

R v Jaylon Linton IND#44/06 GCS November 2006 (Levers J.)

Charges:	Case#2147/06 Count 1: Defilement of Girl under 16 years.
Plea:	Guilty Plea
Previous Convictions:	Unknown
Age:	29 years old
Summary Court:	N/A
Grand Court:	Probation Order for 2 years. Not to contact complainant directly or indirectly.

INDECENT ASSAULT:

Section 130(1) Penal Code – Maximum Penalty of 7 years.

YEAR 2004

R v Kenny Roger Whittaker IND# 25/03. GCS Jan/Feb 2004. (Smith J.). CICA 4/04-
Heard 25/11/04.
(See Rape)

Charges:	Case# 1548/03(1-2): Rape Count 2: Indecent Assault.
Plea:	Not Guilty to both Counts.
Previous Convictions:	Unknown.
Age:	26 years old
Summary Court:	N/A
Grand Court:	Count 1:12 years. Count 2: 5 years concurrent. To receive Psychiatric Treatment.
CICA:	Appeal against convictions abandoned and thus dismissed. Appeal against sentence allowed on Count 1. Sentence on Count 1 vacated and sentence of 10 years substituted.

R v Herbert Anthony Walker IND# 40/03. GCS March/April 2004. (Panton J.)
(See Indecent Assault)

Charges:	Case# 3947/03: Count 1: Indecent Assault Count 2: Rape. Count 3: Indecent Assault.
Plea:	Not Guilty to all Counts.
Previous Convictions:	Unknown.
Age:	27 years old
Summary Court:	N/A
Grand Court:	Count 1:2 years. Count 2: 8 years concurrent. Count 3: Not Guilty.

R v Thomas Webster IND# 43/03. GCS May/June 2004. (Levers J.)

Charges: Case# 3656/03:Count 1: Burglary
Count 2: Indecent Assault

Plea: Guilty to Count 2

Previous Convictions: Unknown.

Age: 21 years old

Summary Court: N/A

Grand Court: Count 1: No Evidence offered
Count 2: As follows:
Section 192 2 years probation and
mandate
that he participate in the Caribbean Haven
Residential Programme for 8 weeks and
from then on as an outpatient for as long as
the programme requires him to do so.
(2) To participate in alcohol anonymous and
narcotics anonymous meeting 2 or more
times per week and comply with random
drug testing.
Section 192 Report to Probation Unit
when required
to do so.

R v Trevor Jerry Choudhury IND# 6/04. GCS Sept/October 2004. (Levers J.) CICA
16/04

Charges: Case# 5973/03(1-9): Count 1: Defilement
Count 2: Defilement.
Count 3: Defilement.
Count 4: Indecent Assault
Count 5: Indecent Assault
Count 6: Indecent Assault
Count 7: Threatening Violence
Count 8: Threatening Violence
Count 9: Threatening Violence

Plea: Not Guilty to all Counts.

Previous Convictions: Unknown.

Age: 33 years old

Summary Court: N/A

Grand Court: Count 1: Withdrawn.
Count 2: Withdrawn.
Count 3: Withdrawn.
**Counts 4, 5 & 6: 2 ½ years each to run
Concurrent.**

CICA:

Counts 7,8&9: No case to Answer.
**Appeal allowed. Conviction set aside.
Acquittal entered. Reasons delivered 22nd
July 2005.**

YEAR 2005

R v Omar Ricardo Goff/YP IND#3/04 GCS Jan/Feb 2005 (Henderson J.)

Charges: Case#6164/03: Count 1: Defilement of Girl
under the age of 16 (Left on File)
Count 2: Indecent Assault
Plea: Guilty to Count 2
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: **Probation Ordered for 1 year to keep the
Peace and be of good behaviour, and to
appear in court when required to do so;
(2) To remain within place of residence
between 6p.m to 6 a.m (house arrest);
(3) Not to consume alcohol or any drug;
(4) Not to contact complainant directly or
indirectly.**

R v Leonet Leonard Blackman IND# 44/04. GCS September/October 2005. (Levers J.)

Charges: Case#3625/04: Count 1- Defilement of Girl
Under 16.
Plea: Not Guilty to Defilement but **Guilty to
Indecent Assault..**
Previous Convictions: Unknown.
Age: 23 years old
Summary Court: N/A
Grand Court: **Count 1 – 18 months. Recommended for
Deportation.**

R v Morrill Stern Scott IND# 4/04. GCS September/October 2005. (Anderson J.) (See Possession of Unlicensed Firearm)

Charges: **Case#5342/05(2): Count 1- Indecent Assault.**
Plea: Not Guilty .
Previous Convictions: Unknown.
Age: 43 years old
Summary Court: N/A
Grand Court: **Count 1 – Probation Order for 2 years.**

R v Rono Orlando Henry (aka Jerome) IND#50/05 GCS November/December 2005 (Hibbert J. – Judge alone) CICA 24/05 Pending. (See Rape)

Charges: **Case#2164/05: Count 1 Rape**
Count 2: Indecent Assault
Plea: Not Guilty Plea
Previous Convictions: Unknown
Age: 26 years old
Summary Court: N/A
Grand Court: Count 1: 10 years
Count 2 : 5 years.
Sentences to run concurrently, starting on the date of sentence – 13/12/05.
CICA: **Pending.**

YEAR 2006

R v Camilo Manolo Soler IND#62/05 GCS January/February 2006 (Henderson J.)

Charges: Case#1961/05 (1-#): Count 1: Indecent Assault
Count 2: Indecent Assault
Count 3: Taking a Girl under 16 years from lawful custody
Plea: **Not Guilty to all 3 Counts**
Previous Convictions: Unknown
Age: 30 years old
Summary Court: N/A
Grand Court: Probation Order made for 2 years. To keep the peace and be of good behaviour. Not to contact either directly or indirectly complainant Nessa Pena.

R v Dave Kennedy Whittaker IND#03/05 GCS July/August 2006 (Ramsay-Hale J.(Acting)- Judge alone)(See Aggravated Burglary, Robbery and Miscellaneous Offences)

Charges:

Case#4078/04

Count 1: Aggravated Burglary

Counts 2, 4 & 5: Indecent Assault (x3)

Count 3: Abduction

Count 6: Robbery

Plea:

Not Guilty on all Counts

Previous Convictions:

Unknown

Age:

41 years old

Summary Court:

N/A

Grand Court:

Count 1: 25 years.

Count 2, 4 & 5 : 8 years on each count concurrent to Count 1.

Count 3 : 25 years concurrent to Count 1.

Count 6: 25 years concurrent to Count 1.

OFFENCES RELATED TO HARD DRUGS:

Sentencing relating to offences contrary to Section 4(1) Misuse of Drugs Law which relate to a controlled drug which is a Hard Drug.

Second Schedule Part B:

Buying, consuming, possessing, assisting or being concerned in, attempting: 2 ounces or more: Maximum Penalty of 15 years and a fine without limit as to the amount: First Conviction.

2nd or subsequent conviction: 15 years + a fine without limit as to the amount.

Offences of Selling, Dealing in, Distributing, Supplying, Dispensing, Storing, Issuing a Prescription for, Administering, Possessing with intent to supply, Importing, Exporting, Producing, Assisting or being concerned in, Attempting: Less than 2 ounces: Maximum Penalty – 15 years + fine without limit – First Conviction.

2nd or subsequent conviction: 20 years + fine without limit as to the amount.

Offences same as above. 2 ounces or more: - Maximum penalty – 20 years + fine without limit as to amount.

2nd or subsequent conviction: 30 years + a fine without limit as to amount.

STATEMENT ON TARIFFS AND GUIDELINES FOR SENTENCING FOR CERTAIN OFFENCES 2002 – SMELLIE C.J.

As regards **DRUG OFFENCES** under the Misuse of Drugs Law and in particular those related to the widespread problem with cocaine abuse in these Islands, the following tariffs are now confirmed:

For simple possession, the Court will always do what it properly can to steer an offender along the path of rehabilitation using such resources as are available. Over the past year, 6 charges of simple possession were brought in conjunction with other charges involving possession with intent to supply or importation. In those circumstances, and if the latter charges are proved, the Court has typically allowed the sentence to reflect the more serious offence and might properly see no need to impose a separate penalty for the possession offence.

Where the offence is possession *simpliciter* with no related element of dealing or importation but an apparent addiction, the new approach to sentence counselling that the emphasis should be upon rehabilitation. This is the category of offence for which the Drug Court regime will be primarily established. The intention there will be to ensure compliance with counselling, physical and psychological therapy and random drug testing. The length of the regime will be determined by the needs of the addict.

Nevertheless, there will be offenders who are in possession not linked to trafficking but who are not yet shown to be addicted and in respect of whom a sentence of deterrence might be appropriate. In such cases a tariff for amounts ranging from 1 gram to 10 grams has for many years been and will continue to be 9 to 12 months imprisonment and a fine of up to CI\$1,000.00 for a first offence. For a second or subsequent offence – 1 ½ years and a fine of up to CI\$2000.00.

At the other end of the scale of gravity, that is to say, trafficking in hard drugs in any quantity as defined in the Misuse of Drugs Law, the maximum penalty prescribed for offences involving 2 ounces or more is 20 years for the first offence and 30 years for a second or subsequent offence with an unlimited fine in each case. That of course is the maximum – the sentence for the worse possible offence by the worse possible offender.

The tariff for a first such offence, involving less than 2 ounces of cocaine or less than 4 grams of cocaine base without mitigating circumstances, will be 8 years.

For offences involving 2 ounces or more or 4 grams or more of cocaine base without mitigating circumstances the tariff will be 10 to 12 years. 15 years or more will be imposed where such an offence involves substantial importation or dealing in anyway either in powder or crack cocaine. We would define ‘substantial importation or dealing’ as any transaction involving several ounces or kilo quantities.

The Courts counselin that many of the people caught are couriers or intermediaries and that the worse offenders in the chain of distribution often remain concealed. Therefore there will be a substantial discount on sentence for those offenders who are prepared to co-operate with the police in their enquiries.

COCAINE RELATED CASES
IMPORTATION
POSSESSION WITH INTENT TO SUPPLY
SUPPLYING/SELLING
BEING CONCERNED IN THE IMPORTATION OF COCAINE
BEING CONCERNEN IN THE POSSESSION OF COCAINE WITH
INTENT TO SUPPLY
CONSUMPTION
SIMPLE POSSESSION

COCAINE RELATED CASES:

YEAR 2004

R v Ernie M. Walton Sentenced February 2004. SCA # 03/04. Pending

Charges: Case# 1945/01(1): Possession of a Utensil used in the Consumption of a Controlled Drug.
Case# 1945/01(3) Permitting Premises to be used for the Consumption of Controlled Drug.
Case#0120/01: Possession of a Controlled Drug (Cocaine)

Plea: Not Guilty to all Counts.

Amount: Unknown

Previous Convictions: Unknown.

Age: Unknown

Summary Court: **1945/01(1):** Fined \$500.00 or 60 days. Utensil ordered destroyed. Pay in 1 month with surety
1945/01(3); Not Guilty
0120/01: 6 months suspended for 2 years. Cocaine ordered destroyed.
Costs of \$250 to be paid to Crown or 30 days.

Grand Court: **Pending.**

R v Donald King Knight Sentenced March 2004. SCA # 06/04. Heard November 2005 by Levers J. CICA 17/05 and 18/05 (Crown's cross appeal) Heard April 2006.

Charges: Case# 1786/02(1): Being concerned with the possession of Cocaine WITS.
Case# 1786/02(2) Permitting concerned in the possession of cocaine. Subsumed in (3).
Case# 1786/02(3): Being concerned in the Importation of Cocaine.
Case#2577/02(3): Interference with a witness

Plea: Not Guilty to all Counts.

Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 1786/02(1): 14 years.
1786/02(2): Subsumed in (3) Not Guilty
1786/02(3): 14 years.
2577/02(3): 6 months imprisonment
consecutive to 1786/02.
Grand Court: **25/11/05 – Appeal allowed. Re-trial
ordered.**
CICA: **Crown’s appeal (18/05) allowed.
Offences charged are not Cat. B offences
but are Category C. offences.
Defendant’s Appeal (17/05) against
conviction and sentence dismissed.
Decision of Hon. Magistrate affirmed:
14 ½ years.
Reasons released August 2006.**

R v Horace Reid Sentenced April 2004. SCA # 10/04. Heard April 2005 by Levers J.
CICA 4/05 in July 2005. (See Elon Dixon)

Charges: Case# 3425/03: Possession of a Cocaine
WITS
Plea: Not Guilty.
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: **3425/03: 8 years. M/v forfeited to Crown
under Misuse of Drugs Law.**
Grand Court: **1/4/05 Appeal allowed against conviction
and sentence (Levers J.)**
CICA: **Crown’s appeal against Horace Reid
dismissed. Order of the Grand Court**

R v Elon Dixon Sentenced April 2004. SCA # 10/04. Heard April 2005.(Levers J.) CICA
4/05 Heard July 2005. (See Horace Reid)

Charges: Case# 3531/03: Possession of Cocaine
WITS.
3530/03: Being Concerned in the Possession
of Cocaine with intent to supply.
3424/03: Possession of Cocaine with intent
to supply.

Plea: Not Guilty.
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: **3531/03: 10 years. Drugs forfeited to Crown and ordered destroyed. Money seized forfeited to Crown under Misuse of Drugs Law.**
3530/03: 10 years concurrent with other sentences.
3424/03: 10 years concurrent with other sentences.
Grand Court: **1/4/05- Appeal allowed against conviction and sentence (Levers J.).**
CICA: **Crown's appeal allowed. Conviction quashed and sentence set aside. New trial ordered before a different Magistrate in the interest of Justice.**

R v Lilly Marie McLean Sentenced April 2004. SCA # 11/04. Pending

Charges: Case# 5249/01(1): Possession of a Cocaine WITS.
Case#5249/01(2): Possession of cocaine.
Case#5249/01(3): Possession of Utensil used in the preparation of a Controlled Drug.
Plea: Not Guilty.
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: **5249/01(1): 9 years. Ordered to pay Prosecution costs of \$400.00 or 1 month. To be paid out of money seized from Defendant. Balance to be returned to Defendant. Drugs forfeited and ordered destroyed.**
5249/01(2): No separate penalty.
5249/01(3): Not Guilty.
Grand Court: **19/8/05- Appeal allowed (Panton J.) Convictions quashed. Sentence set aside. Verdict of acquittal entered.**

R v Charles Linberg O'Connor Smith Sentenced June 2004. SCA # 16/04. Appeal Heard November 2004. (See Ganja). CICA 17/04. Heard April 2005.

Charges:	Case# 0106/03(1): Possession of Cocaine. Subsumed in 0106/03(2) Case# 0106/03(2) Possession of Cocaine WITS. Case#0106/03(3):Consumption of Cocaine. Case#0106/03(4): Consumption of Ganja. Case # 1948/03: Failing to surrender to Custody
Plea:	Guilty.
Amount:	2.038grams./0.071 ozs.
Previous Convictions:	Unknown.
Age:	Unknown
Summary Court:	0106/03(1): Forfeiture of Drugs. 0106/03(2): 7 years. 0106/03(3): 6 months concurrent. 0106/03(4): 6 months concurrent. 0948/03: 6 months consecutive.
Grand Court:	Appeal dismissed.
CICA:	Appeal against sentence dismissed.

R v Robin Lawrence Hunter Sentenced June 2004. SCA #19/04. Appeal heard February 2005. (See Ganja).

Charges:	Case# 3372/02(1): Failing to Surrender to Custody Case# 3372/02(2) Possession of Cocaine WITS. Case#3372/03(3):Consumption of Cocaine. Case#3372/02(4): Consumption of Ganja. Case#246/04(1): Possession of Ecstasy. Case#2446/04(2): Consumption of Cocaine Case#2446(3):Consumption of Ganja Case#2446/04(4)Consumption of Ecstasy(MDMA) Case # 1040/04(1): Driving under the Influence of Alcohol Case#1040/04(2): Driving w/o Insurance
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Case#1040/04(3): Using a Vehicle with expired Registration
Case#1040/04(4): Using a Vehicle w/out a certificate of Roadworthiness
Plea: Unknown.
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 3372/02(1): 30 days consecutive.
3372/02(2): 3 years.
3372/02(3): No separate penalty.
3372/02(4): 6 months concurrent.
2446/04(1): 1 year consecutive
2446/04(2): 6 months concurrent
2446/04(3): 6 months concurrent
2446/04(4): 6 months concurrent
1040/04(1): 30 days consecutive.
1040/04(2): Left on File
1040/04(3): Fined \$240.00 or 30 days.
1040/04(4): Fined \$60.00 or 10 days.
Grand Court: **Appeal heard 4/2/05 (Levers J.) Sentence given for ecstasy to run concurrent.**

R v Randy Kelly Robinson Sentenced August 2004. SCA # 26/04.

Charges: Case# 1577/04(3): Possession of Cocaine WITS.
Plea: Unknown
Amount: 14.59 grams/0.514 oz.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: **1577/04(3): 28 months. Drugs ordered destroyed.**
Grand Court: **Appeal from sentence dismissed (Henderson J.).**

R v Osman J. Bonilla Sentenced October 2004. SCA # 33/04. Heard February 2005 by Levers J.

Charges: Case# 3658/04: Possession of Cocaine
WITS
3658/04(3): Possession of Utensils
Plea: Guilty.
Amount: 2.709 grams/0.093 oz.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: **3658/04(1): 5 years.**
3658/04 (3): 6 months concurrent.
Grand Court: **Appeal dismissed.**

R v Calvin C. Carter Sentenced October 2004. SCA # 10/04. Heard June 2005 by Levers J. (See Horace Reid)

Charges: Case# 2368/04: Being concerned in the importation of Cocaine
Plea: Unknown
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 2368/04: 8 years. Drugs forfeited to Crown and ordered destroyed.
Grand Court: **Appeal dismissed.**

R v Gary A. Richards Sentenced October 2004. SCA # 31/04. Appeal Heard June 2005 by Levers .

Charges: Case# 2369/04(1): Importation of Cocaine
Case#2369/04(2): Possession of Cocaine
Case# 2369/04(3): Possession of Cocaine
Plea: Unknown
Amount: 273.28 grams.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 2369/04: 7 years. Drugs forfeited to Crown and ordered destroyed.
2369/04(2) & 2369/04(3): Left on File
Grand Court: **Appeal Allowed. Sentence reduced to 5 years.**

YEAR 2005

R v Leonard Antonio Ebanks Sentenced May 2004. SCA 01/05. Appeal Heard June 2005. (Henderson J.)(See Burglary & Ganja Offences)

Charges: Case# 5571/03(1): Carrying an Offensive Weapon.
Case#5571/03(2): Common Assault.
Case#5571/04(3): Resisting Arrest.
Case#0784/03: Burglary.
Case#4395/03(1): Consumption of a Controlled Drug(Ganja).
Case#4395/03(2): Consumption of a Controlled Drug (Cocaine).
Case#1223/03: Failure to Surrender to Custody.
Case#4072/03: Failure to Surrender to Custody

Plea: Unknown.

Previous Convictions: Unknown.

Age: Unknown

Summary Court: 5571/03(1):3 months consecutive.
5571/03(2): 3 months concurrent.
5571/03(3): 3 months concurrent.
0784/03: 12 months
4395/03(1): 4 months consecutive.
4395/03(2): 4 months concurrent.
1223/03: 30 days consecutive.
4072/03: 30 days consecutive.

Grand Court: **Sentence appeal allowed. All consecutive sentences are made concurrent.**

R v David Livingston Whittaker Sentenced December 2004. SCA #5/05. Heard May 2005 by Henderson J.

Charges: Case#3694/05: Consumption of a Controlled drug (cocaine).
Case#3694/04(2): Consumption of a controlled drug (cocaine).

Plea: Unknown.

Previous Convictions: Unknown

Age: Unknown

Summary Court:

N/A.

Grand Court:

Appeal allowed. Sentence set aside.

Probation Order for 2 years substituted on the following conditions:

- (1) Continue to attend Narcotics Anon. 3 times weekly.
- (2) Report forthwith to Probation Office and report thereafter as required by Probation Officer;
- (3) Participate in such programmes as may be recommended by your probation officer including the Caribbean Haven Programme;
- (4) Not to be found on the premises of any club or nightclub;
- (5) 10pm to 6am curfew.

R v Charles Rayburn McLean Sentenced May 2004. SCA 12/05 . Heard April 2006 by Levers J.

Charges:

Case#5247/01(2): Possession of Cocaine with intent to Supply.

Case#5247(1): Possession of Utensil used in the preparation of a controlled drug.

Case#5247/01(3): Possession of Cocaine- Left on File.

Case#1761/02: Consumption of Cocaine.

Plea:

Not Guilty.

Previous Convictions:

Unknown

Age:

Unknown

Summary Court:

5247/01(2): 8 years

5247/01(1): 1 year concurrent with

5247/01(2).

5247/01(3): 6 months concurrent with other charges.

Grand Court:

Appeal allowed

R v Stefan Reeves Smith Sentenced June 2005. SCA # 19/05. Appeal heard by Levers J.

Charges: Case# 6069/03(2): Consumption of Cocaine
Case#6069/03(3) : Possession of Cocaine
Plea: Guilty
Amount: 1.319 grams
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 6069/03(2): 6 months concurrent.
6069/03(2): 4 years.
Grand Court: Appeal allowed. Sentence reduced to 3 years.

R v Jason James Dixon Sentenced June 2005. SCA # 21/05. (See Ganja)

Charges: Case# 9152/02(1): Supplying a controlled Drug(Ganja)
Case#9152/02(2): Consumption of Cocaine
Plea: Guilty
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 9152/02(1): 9 months.
9152/02(2): 6 months concurrent (this term to run consecutive to term presently being served.
Grand Court: Appeal dismissed as abandoned.

R v Adrian Fitzroy Morgan Sentenced November 2005. SCA # 41/05. Appeal heard August 2006 by Henderson J.

Charges: Case#3913/05(1): Importation of Cocaine.
Plea: Guilty.
Amount: 438 grams/15.47 Ozs.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 12 years. Drugs forfeited to Crown.
Grand Court: Appeal allowed. Sentence set aside and a sentence of 8 ½ years substituted.

YEAR 2006

R v Elon Dixon SCA 4/06; January 2006. (Hon. Chief Justice Smellie)

Charges:

Case # 3424/03: **Possession of Cocaine
WITS.**

Plea:

Not Guilty

Previous Convictions:

Unknown

Age:

Unknown

Summary Court:

15 years.

Grand Court:

Appeal against conviction dismissed.

Appeal against sentence is allowed.

Sentence of 10 years substituted and time spent in custody to be taken into account.

GANJA RELATED CASES

A: Importation

B: Possession with intent to supply

C: Supplying

D: Being Concerned in the Importation of Cocaine

E: Being Concerned in the Possession of Cocaine with intent to Supply

Consumption

Simple Possession

GANJA RELATED CASES

YEAR 2004

R v Andre L. Bodden Sentenced November 1998. 2004. SCA # 05/04. Pending

Charges: Case# 4294/97: Possession of a Controlled Drug (Ganja).
Case# 4295/97: Consumption of a Controlled Drug (Ganja).
Case#4262/97: Assault Causing ABH.
Case3803/98: Driving w/o being licensed.
Plea: Guilty to all Counts.
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 4294/97: Fined \$400.00 or 30 days.
4295/97: Fined \$400.00 or 30 days.
4262/97: Fined \$500.00 or 2 months.
3803/98: Fined \$200.00 or 30 days.
6 months to pay after release from prison.
Grand Court: Leave to Appeal granted. Bail pending appeal granted in the sum of \$500.00. No surety, no deposit (Henderson J.)

R v Charles Linberg O'Connor Sentenced June 2004. SCA # 16/04. Heard November 2004. (See Cocaine).CICA 17/04 Heard April 2005.

Charges: Case# 0106/03(1): Possession of Cocaine. Subsumed in 0106/03(2)
Case# 0106/03(2) Possession of Cocaine WITS.
Case#0106/03(3): Consumption of Cocaine.
Case#0106/03(4): Consumption of Ganja.
1948/03: Failing to surrender to Custody.
Plea: Guilty.
Amount: 2.038 grams/0.071 ozs.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 0106/03(1): Forfeiture of Drugs.

0106/03(2): 7 years.
0106/03(3): 6 months concurrent.
0106/03(4): 6 months concurrent.
0948/03: 6 months consecutive.
Appeal dismissed.
Appeal against sentence dismissed.

Grand Court:
CICA:

R v Jeffrey Holton Copley Sentenced May 2004. SCA # 13/04. Pending

Charges: Case# 2957/03(1): Importation of Ganja.
Case# 2957/03(2) Possession of Ganja.
Plea: Guilty.
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court:
Grand Court: **Application for the** restoration of the vessel "Endurance". Adjourned to the first available date in 2005

R v Robin Lawrence Hunter Sentenced June 2004. SCA # 19/04. Pending.

(See Ganja)

Charges: Case# 3372/02(1): Failing to Surrender to Custody
Case# 3372/02(2) Possession of Cocaine WITS.
Case#3372/03(3):Consumption of Cocaine.
Case#3372/02(4): Consumption of Ganja.
Case#246/04(1): Possession of Ecstasy.
Case#2446/04(2): Consumption of Cocaine
Case#2446(3):Consumption of Ganja
Case#2446/04(4)Consumption of Ecstasy(MDMA)
Case # 1040/04(1): Driving under the Influence of Alcohol
Case#1040/04(2): Driving w/o Insurance
Case#1040/04(3): Using a Vehicle with expired Registration
Case#1040/04(4): Using a Vehicle w/out a certificate of Roadworthiness
Plea: Unknown.
Amount: Unknown

Previous Convictions: Unknown.
Age: Unknown
Summary Court: 3372/02(1): 30 days consecutive.
3372/02(2): 3 years.
3372/02(3): No separate penalty.
3372/02(4): 6 months concurrent.
2446/04(1): 1 year consecutive
2446/04(2): 6 months concurrent
2446/04(3): 6 months concurrent
2446/04(4): 6 months concurrent
1040/04(1): 30 days consecutive.
1040/04(2): Left on File
1040/04(3): Fined \$240.00 or 30 days.
1040/04(4): Fined \$60.00 or 10 days.
Grand Court: **Appeal heard 4/2/05 (Levers J.) Sentence given for ecstasy to run concurrent.**

YEAR 2005

R v Leonard Antonio Ebanks Sentenced May 2004. SCA 01/05. Appeal Heard June 2005. (Henderson J.).(See Burglary & Cocaine Offences)

Charges: Case# 5571/03(1): Carrying an Offensive Weapon.
Case#5571/03(2): Common Assault.
Case#5571/04(3): Resisting Arrest.
Case#0784/03: Burglary.
Case#4395/03(1): Consumption of a Controlled Drug(Ganja).
Case#4395/03(2): Consumption of a Controlled Drug (Cocaine).
Case#1223/03: Failure to Surrender to Custody.
Case#4072/03: Failure to Surrender to Custody
Plea: Unknown.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 5571/03(1):3 months consecutive.
5571/03(2): 3 months concurrent.
5571/03(3): 3 months concurrent.
0784/03: 12 months
4395/03(1): 4 months consecutive.
4395/03(2): 4 months concurrent.

Grand Court:

1223/03: 30 days consecutive.

4072/03: 30 days consecutive.

Sentence appeal allowed. All consecutive sentences are made concurrent.

R v Craig O. Scott Sentenced March 2005. SCA 11/05. Heard June 2005 by Levers J.

Charges:

Case#4252/04(1): Possession of Ganja

Case#4252/04(2): Failing to Provide Specimen of Urine.

Plea:

Guilty

Previous Convictions:

Unknown

Age:

Unknown

Summary Court:

Probation Order for 2 years on following conditions:

(1) Attend drug and alcohol counseling

(2) Subject to random drug testing;

(3) Not to enter liquor licence premises

(4) Ganja ordered destroyed.

(5) To pay \$100.00 to Crown or 7days. 1 month to ay.

Grand Court:

Appeal dismissed.

R v Jason James Dixon Sentenced June 2005. SCA # 21/05. (See Cocaine)

Charges:

Case# 9152/02(1): Supplying a controlled Drug (Ganja).

Case#9152/02(2): Consumption of Cocaine

Plea:

Guilty

Amount:

Unknown

Previous Convictions:

Unknown.

Age:

Unknown

Summary Court:

9152/02(1): 9 months.

9152/02(2): 6 months concurrent (Term consecutive to term presently being served.

Grand Court:

Appeal dismissed as abandoned.

R v Assad Adana Walker Sentenced September 2005. SCA # 28/05.

Charges: Case#4669/03: Being Concerned in the Possession of a Controlled Drug WITS.
Plea: Not Guilty
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 4669/03(1):12 years.
Cash recovered from vessel and from persons on vessel forfeited to Crown. Vessel forfeited to Crown.
Grand Court: **Appeal pending**

R v Kevin Mark Ebanks Sentenced September 2005. SCA # 36/05. Appeal heard May 2006 by Henderson J. CICA 6/06 heard November 2006.

Charges: Case#2903/05(1): Possession of Ganja. Left on File.
Case#2903/05(2): Possession of Ganja WITS.
Case#2903/05(3): Importation of a Controlled Drug (Ganja).
Plea: Guilty
Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 2903/05(2): 5 years.
2903/05(3): 5 years concurrent.
Grand Court: **Sentence appeal dismissed; sentence affirmed.**
CICA: **Appeal dismissed. Sentence affirmed.**

R v Andries Van Tongeren Sentenced December 2005. SCA #44/05. Appeal heard June 2006 by Henderson J. (See Other Controlled Drugs)

Charges:

Case#4114/04(1): Possession of Ganja
Case#4114/04(2): Possession of Ganja WITS.

Case#4114/04(3): Importation of Ganja.
Case#0467/05(1); Possession of Ecstasy (MDMA)WITS.

Case#0467/05(2): Possession of Ecstasy.
Guilty to possession of Ecstasy.

Plea:

Unknown.

Previous Convictions:

Unknown

Amount:

Unknown.

Age:

Summary Court:

Case#4114/04(1): No separate penalty.

Case#4114/04(2): 3 years concurrent. Drugs forfeited.

Case#4114/04(3): Nolle entered.

Case#0467/05(1): 7 years.

Case#0467/05(2): Subsumed in 0467/05(1).

Boat forfeited to Crown. Cash forfeited to Crown.

Grand Court:

Sentence appeal allowed. Sentence varied to imprisonment for 5 years.

OTHER CONTROLLED DRUGS

YEAR 2005

R v Andries Van Tongeren Sentenced December 2005. SCA #44/05. Appeal heard June 2006 by Henderson J. (See Ganja)

Charges:

Case#4114/04(1): Possession of Ganja
Case#4114/04(2): Possession of Ganja
WITS.

Case#4114/04(3): Importation of Ganja.

Case#0467/05(1); Possession of Ecstasy (MDMA)WITS.

Case#0467/05(2): Possession of Ecstasy.
Guilty to possession of Ecstasy.

Plea:

Unknown.

Previous Convictions:

Unknown

Amount:

Unknown.

Age:

Unknown.

Summary Court:

Case#4114/04(1): No separate penalty.

Case#4114/04(2): 3 years concurrent. Drugs forfeited.

Case#4114/04(3): Nolle entered.

Case#0467/05(1): 7 years.

Case#0467/05(2): Subsumed in 0467/05(1).

Boat forfeited to Crown. Cash forfeited to Crown.

Grand Court:

Sentence appeal allowed. Sentence varied to imprisonment for 5 years.

**OFFENCES OF DISHONESTY/OFFENCES RELATING TO
PROPERTY**

AGGRAVATED BURGLARY

BURGLARY

ROBBERY

THEFT

HANDLING STOLEN GOODS

OBTAINING PROPERTY BY DECEPTION

OBTAINING A PECUNIARY ADVANTAGE BY DECEPTION

AGGRAVATED BURGLARY:

Section 232(1) Penal Code – Maximum Punishment Life Imprisonment

YEAR 2004

R v Shionn William Christian IND#21/03. GCS July/August 2004. (Panton J.).

Charges:	Case#1887/03(2) Counts 1: Aggravated Burglary.
	Case# 1887/03(1) Count 2: ABH
Plea:	Guilty to Count 1.
Previous Conviction:	Unknown.
Age:	20 years old
Summary Court:	N/A
Grand Court:	Count 1: 7 years. Counts 2: Not Guilty.

YEAR 2005

R v Yoandy Swaby Ebanks IND# 27/03. GCS September/October 2005. (Anderson J.)
CICA 8/05 – Heard December 2006. (See Possession of Unlicensed Firearm)

Charges:	Case#0167/03: Count 1 – Aggravated Burglary.
	Count 2 – Possession of Unlicensed Firearm.
	Count 3 – Possession of a Firearm with Intent.
	Count 4- Possession of a Firearm.
Plea:	Not Guilty to all Counts.
Previous Convictions:	Unknown.
Age:	22 years old
Summary Court:	N/A
Grand Court:	Count 1 – 15 years imprisonment. Count 2 – 12 years imprisonment Count 3 – 12 years. Count 4 – 15 years. All sentences to run concurrently.
CICA:	Appeal against sentence dismissed. Sentences affirmed.

R v Allen Junior Hurlston IND# 27/05, 28/05 & 32/05. GCS September/October 2005.
(Sanderson J). CICA 14/05 Pending. (See Robbery)

Charges: Case#0942/05(Ind.27/05):Count 3- Robbery.
Case#0940/05 (Ind. 28/05) Count 4 – Aggravated Burglary.
Case#1346/05(Ind.32/05)-Count5– Robbery.
Plea: Guilty to Counts 3, 4, & 5.
Previous Convictions: Unknown.
Age: 27 years old
Summary Court: N/A
Grand Court: **Counts 3 – 12 years imprisonment.**
Count 4 – 3 years imprisonment concurrent to Count 3.
Count 5 – 3 years concurrent to Count 3.
Drug treatment Programmes recommended.
CICA: Pending.

YEAR 2006

R v Chris Jennings IND#75/05GCS April 2006 (Levers J.- Judge only)

Charges: Case#3867/05 (1-2): **Count 1:Aggravated Burglary**
Count 2: Attempt Murder
Count 3: GBH
Plea: Guilty Plea to Counts 1 & 3
Not Guilty to Count 2.
Previous Convictions: No previous convictions
Age: 34 years old
Summary Court: N/A
Grand Court: **3 years. Count 2 to lie on file.**

R v Dave Kennedy Whittaker IND#03/05 GCS July/August 2006 (Ramsay-Hale J.(Acting)- Judge alone)(See Indecent Assault, Robbery and Miscellaneous Offences)

Charges: Case#4078/04
Count 1: Aggravated Burglary
Counts 2, 4 & 5: Indecent Assault (x 3)
Count 3: Abduction
Count 6: Robbery

Plea: **Not Guilty** on all Counts

Previous Convictions: Unknown

Age: 41 years old

Summary Court: N/A

Grand Court: **Count 1: 25 years.**
Count 2, 4 & 5 : 8 years on each count concurrent to Count 1.
Count 3: 25 years concurrent to Count 1.
Count 6: 25 years concurrent to Count 1.

R v Andy Myles IND#14/06 GCS September 2006 (McCalla J.)
Sentenced 31.8.06

Charges: Case#0938/06
Count 1: Aggravated Burglary

Plea: **Unknown**

Previous Convictions: Unknown

Age: 21 years old

Summary Court: N/A

Grand Court: 5 years concurrent.

BURGLARY OF A DWELLING HOUSE:

Section 231(1) Penal Code – Maximum Penalty of 14 years. “B” Offence.

YEAR 2004

R v Duane Edward Bodden Sentenced February 2004. SCA 23/04.

Charges:

Case # 6389/03(1):Burglary.

Case # 6389/03(2):Burglary

Case # 1434/04(2):Handling Stolen Goods.

Plea:

Unknown

Previous Convictions:

Unknown

Age:

Unknown

Summary Court:

6389/03(1): 3 years.

6389/03(2): 1 year consecutive to

6389/03(1)

Upon release, defendant to pay compensation within 24 months or 6 months in default of payment.

Grand Court:

24/6/05 – Appeal allowed. Compensation reduced to \$2,500 and the consecutive sentence for second offence made concurrent.

R v Gail Michelle Ross IND# 17/04. GCS July/ August 2004. (Sanderson J.).
(See Theft)

Charges: **Case # 7059/03: Count 1: Burglary.**
Case # 0597/04: Count 2: Theft.
Case # 0353-57/04: Count 3: **Burglary**
Case # 0590-96/04: Count 4: **Burglary**
Case # 0598/04: Count 5: **Burglary.**
Case#0600-1/04: Count 6: **Burglary.**
Case #0211/04: Counts 7-18: **Burglary.**
Plea: Guilty to all Counts
Previous Convictions: Unknown
Age: 28 years old
Summary Court: N/A
Grand Court: **Count 9: 24 months.**
Counts 1, 3-8, 10-18: 12 months on each
of these to run concurrently to Count 9.
Count 2: Theft – 12 months to also run
concurrent to Burglary charges.

R v Sisby L. Barnett Jr. Sentenced July 2004. SCA 20/04 Pending.
(See Handling Stolen Goods)

Charges: **Case # 1433/04: Burglary.**
Case # 1434/04(1): Burglary
Case # 1434/04(2): Handling Stolen Goods.
Plea: Unknown
Previous Convictions: Unknown
Age: Unknown
Summary Court: **1433/04: 3 years.**
1434/04(1): Dismissed.
1434/04(2): 6 months consecutive to
1433/04.
Grand Court: **Appeal withdrawn 30/5/05.**

R v Arley Haylock Ebanks Sentenced September 2004. SCA # 27/04.
CICA 3/2005. Heard July 2005 (See Theft).

Charges:

Case# 3673/04(1): Burglary

Case 0024/04(1): Theft (dismissed).

Case#0024/04(2): Attempting to Cause GBH (withdrawn)

Case#0024/02(3): Common Assault.

Case#0024/04(4): Carrying an offensive weapon.

Case#7100/03(1): Possession of an unlicensed Firearm (Left on File).

Case#7100/03(2): Carrying an Offensive Weapon.

Case#7100/03(3): Resisting Arrest.

Case#7100/03(4): Failing to Provide a Specimen of Urine.

Case#2723/04: Burglary.

Case #2724/04: Burglary.

Case#6873/03(2): Theft.

Not Guilty

Unknown

Unknown.

Unknown

3673/04: 3 years.

0024/04(3): 6 months consecutive to #7100/03(2).

0024/04(4):6 months concurrent to 0024/04(3)

7100/03(2): 6 months consecutive to 2723/04.

7100/03(3): 6 months concurrent to 7100/03(2).

7100/04(4): 6 months concurrent to 7100/04(3).

2723/04(3): 3 years consecutive to 3673/04.

2724/04(4): 3 years concurrent with 2723/04.

6873/03: 30 days concurrent.

Plea:

Amount:

Previous Convictions:

Age:

Summary Court:

Grand Court:

Appeal heard 28/1/05 (Henderson J.)

Appeal from sentence dismissed.

CICA:

Appeal against sentences heard and dismissed on July 14, 2005.

R v Donald Calvin Hooker IND# 36/04. GCS November/December 2004.
(Henderson J.) Case#5061/03; 4659/03; 5889/03; 5888/03; 5977/03; 5887/03; 5893/03;
and 5891/03. CICA 18/04.(See Handling Stolen Goods)

Charges: Count 1 Aggravated Burglary
Counts 2 -8: Burglary.
Counts 9-11: Handling Stolen Goods

Plea: Not Guilty to Count1 (Aggravated Burglary)
but guilty to Burglary.
Guilty to Counts 2,6,7,8, 9, 10 &11.
Counts 3, 4&5 : Not Put.

Previous Convictions: Unknown.

Age: 28 years old

Summary Court: N/A

Grand Court: **Burglary:**
Counts 1&2, 6, 7& 8:18 months on each to run consecutively.
Handling Stolen Goods:
Counts 9, 10 &11: 9 months concurrent to each other but consecutive to Counts 1,2,6,7 & 8.
Total time being 8 years and 3 months.

CICA: **Burglary:**
Count 1: 18 months
Count 2: 18 months consecutive to Count 1.
Count 6:18 months consecutive to Count 1.
Count 7 & 8: 18 months each concurrent to Count 6.
Handling Stolen Goods:
Count 9: 9 months consecutive to Count 1.
Count 10 & 11: 9 months each charge concurrent to Count 9.
Total sentence of 5 years 3 months consecutive to present sentence.

YEAR 2005

R v Maxwell Western Wilson Sentenced January 2005. SCA # 3/05. Heard August 2006 by Henderson J.

Charges: Case#0117/05: Burglary
Plea: Guilty
Previous Convictions: Unknown
Age: Unknown
Summary Court: **3 years.**
Grand Court: **Appeal dismissed as abandoned.**

R v Federick Elesio Henkis Sentenced June 2005. SCA # 24/05. (See Theft)

Charges: Case#1253/04(1): Theft
Case#1253/04(2): Wounding.
Case#1253/04(3): Carrying an Offensive
Weapon.
Case#0192/05: Handling Stolen Property.
Case#0152/05(1): Burglary
Case#0152/05(2): Burglary

Plea: 1253/04(1): Guilty
1253/04(2): Not Guilty
1253/04(3): Not Guilty
0192/05: Guilty
0152/05(1): Guilty
0152/05(2): Guilty

Amount: Unknown
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 1253/04(1): 12 months.
1253/04(2): 2 years consecutive to
1253/04(1)
1253/04(3): 1 month concurrent to
1253/04(2).
0192/05: 1 year consecutive to 1253/04(2).
0152/05(1): 2 years consecutive to 0192/05.
0152/05(2): 2 years consecutive to
0152/05(1).
Total period of imprisonment is 6 years.
Defendant recommended for drug
counseling while in custody.

Grand Court: **Sentence appeal dismissed.**

R v Barrington Anthony Hall IND# 55/04. GCS July/August 2005
(Henderson J.)

Charges: Case#4118/04: Count 1: Burglary.
Case 4112/04: Count 2: Aggravated
Burglary.

Plea: **Count 1 – Guilty.**
**Count 2 – Not Guilty to Aggravated
Burglary but Guilty to Burglary.**

Previous Convictions: Unknown.

Age: 26 years old

Summary Court: N/A

Grand Court: **Count 1: 1 day.**
Count 2 : 1 day.
Sentences to run concurrently.
**Recommended for immediate
deportation.**

R v Ezekiel Carter IND# 56/04. GCS July/August 2005. (Henderson J.)
(See Miscellaneous Offences for sentence for breach of Probation Order)

Charges: **Case#2532/04: Count 1- Burglary.**

Plea: **Guilty.**

Previous Convictions: Unknown.

Age: 19 years old

Summary Court: N/A

Grand Court: **Count 1 – Probation Order for 18
months. Conditions:**
**(1) Report to Probation Officer forthwith
and thereafter when required;**
(2) Submit to random drug testing;
**(3) Attend Counseling or treatment as
required by probation officer;**
**(4) No weapon or drugs to be found in
possession;**
**(5) To remain within place of residence
between 6:30 am. and 6 pm. Except;**
**(a) for 4 hours on Sunday to attend
Church;**
**(b) for 3 hours per month for
medical and dental appointments.**

R v Donnie Ray Connor SCA#23/05. Sentenced August 2005. Heard April 2006 by Levers J.

Charges: Case#1580/05 – Burglary
Plea: Not Guilty.
Previous Convictions: Unknown
Age: 29 years old
Summary Court: **3 years.**
Grand Court: **Appeal dismissed.**

R v James Oliver Dilbert SCA#29/05. Sentenced September 2005. Heard April 2006 by Levers J.

Charges: Case#2588/05: Criminal Trespass
Case#2708/05: Burglary
Plea: Guilty to Criminal Trespass. Not guilty to Burglary.
Previous Convictions: Unknown
Age: Unknown
Summary Court: **2588/05: 6 months consecutive**
2708/05: 3 ½ years.
Total sentence of 4 years.
Grand Court: **Appeal allowed on burglary charge.**
Conviction quashed.

R v Harrington v. Rivers Sentenced October 2005. SCA # 37/05. Appeal heard January 2006 by Henderson J. (See Todd O. Bowen)

Charges: Case#4500/04(4): Burglary
Case#4500/04(1): Breach of Curfew
Case#4500/04(2): Going Equipped for Stealing.
Case#4500/04(3): Attempting to Mislead a Police Officer
Plea: Not Guilty
Amount: N/A
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 4500/04(4): 18 months.
4500/04(1); 4500/04(2); 4500/04(3): No separate penalty imposed.
Grand Court: **Conviction appeal dismissed.**

R v Todd O. Bowen Sentenced October 2005. SCA # 37/05. Appeal heard January 2006 by Henderson J. (See Harrington v. Rivers)

Charges: Case#4500/04(4): Burglary
Case#4500/04(1): Breach of Curfew
Case#4500/04(2): Going Equipped for Stealing.
Case#4500/04(3): Attempting to Mislead a Police Officer

Plea: Not Guilty

Amount: N/A

Previous Convictions: Unknown.

Age: Unknown

Summary Court: **4500/04(4):18 months.**
4500/04(1); 4500/04(2); 4500/04(3): No Separate penalty imposed.

Grand Court: **Conviction and sentence appeals dismissed.**

R v Randy Lebert Martin IND#21/05; 55/04; 55/04(A) GCS November/December 2005 (Henderson J.) CICA 5/06 heard April 2006.

Charges: **Case#0986/05 (2): Count 1 Burglary**
Case 4112/04: Count 2 Aggravated Burglary. (**Not Guilty to aggravated burglary but Guilty to Burglary**)
Case 5451/03 –Count 1 – Burglary.

Plea: Guilty Plea

Previous Convictions: Unknown

Age: 20 years old

Summary Court: N/A

Grand Court: **Count 1: 2 ½ years.(Ind. 21/05 Case 0986/05).**
Count 2: 2 ½ years.(Ind. 55/04)
Count 1: 2 ½ years.(Ind. 55(A)/ 04)
All Counts to be served concurrently and monies found forfeited to the Crown.

CICA: **Sentence affirmed. Sentence of 2 1/2 years On each count, concurrent.**

R v Bruce Lee Garfield Ebanks IND#23/05 &36/05 GCS November/December 2005
(Henderson J.)

Charges:	Case#4159/04: Count 1 Burglary (See below) Case 1186/05(1) Dangerous Driving Count 3: Damage to Property Not Guilty to Burglary
Plea:	Unknown
Previous Convictions:	30 years old
Age:	N/A
Summary Court:	Count 1: Listed for Trial 23/2/06
Grand Court:	Count 2: 16 months imprisonment Count 3: 60 days imprisonment consecutive.

R v Leonard Antonio Ebanks Sentenced May 2004. SCA 01/05. Appeal Heard June 2005. (Henderson J.).(See Ganja & Cocaine Offences)

Charges:	Case# 5571/03(1): Carrying an Offensive Weapon. Case#5571/03(2): Common Assault. Case#5571/04(3): Resisting Arrest. Case#0784/03: Burglary. Case#4395/03(1): Consumption of a Controlled Drug(Ganja). Case#4395/03(2): Consumption of a Controlled Drug (Cocaine). Case#1223/03: Failure to Surrender to Custody. Case#4072/03: Failure to Surrender to Custody
Plea:	Unknown.
Previous Convictions:	Unknown.
Age:	Unknown
Summary Court:	5571/03(1):3 months consecutive. 5571/03(2): 3 months concurrent. 5571/03(3): 3 months concurrent. 0784/03: 12 months 4395/03(1): 4 months consecutive. 4395/03(2): 4 months concurrent. 1223/03: 30 days consecutive. 4072/03: 30 days consecutive.
Grand Court:	Sentence appeal allowed. All consecutive sentences are made concurrent.

YEAR 2006

R v Jason Phelan McCoy and Tex Cordell Foster IND#22/05 GCS January/February 2006 (Hon. Chief Justice Smellie).

Charges:

Case#0255/05:

Jason P. McCoy

Count 1: Burglary

Tex C. Foster

Count 1: Burglary

Dwayne Agustus Frederick

Count 1: Burglary

Plea:

Not Guilty Plea for each Defendant

Previous Convictions:

Unknown

Age:

McCoy: 24 years old

Foster: 18 years old

Frederick: 27 years old

Summary Court:

N/A

Grand Court:

McCoy:

150 hours of Community Service some to be completed in the Brac. To stay away from liquor licence premises while on order.

Compensation order made: CI\$6000 or 6 months in default of payment. To be paid at a rate of CI\$500 per month.

Foster:

100 hours of community service some to be completed in the Brac.

Frederick:

2 years imprisonment suspended for 2 years.

200 hours of community service. Defendant to reside with Grandfather, To work with father and Mr. Tatum in Grand Cayman.

Compensation of CI\$10,000 at the rate of \$500 per month to be deducted from salary.

Defendant has 20 months to pay.

R v Christopher K. Ebanks IND#70/05 GCS July 2006 (Henderson J. alone)
(See Handling Stolen Goods and Theft)

Charges: **Case#1801/05(1-7)**
Count 1:Handling Stolen Goods
Counts 2, 4, 7 & 8 : Burglary
Counts 3, 6, 9, & 7: Theft
Plea: Guilty to all Counts
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: **9 months. Time served not to be taken into consideration. Recommend parole on 9 month sentence at earliest convenience.**

R v Osbourne Wilfred Douglas IND#34/06 GCS July/August 2006 (Panton J.)
Sentenced 31.8.06. (See Osbourne Wilfred Douglas 36/06 –Obtaining Property by Deception)

Charges: **Case#5038/05**
Count 1: Burglary
Plea: **Guilty**
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: **5 years. Time to begin 31.8.06.**

R v Hasani Kahmisi Lindsey IND#23/06 GCS September 2006 (McCalla J.)

Charges: **Case#2862/05 (1-23): Burglary**
Counts 3, 6, 8, 9, 11, 13, 17, 22 – Left on File.
Counts 1, 4 & 20 withdrawn by Crown
Plea: **Guilty to Counts 2, 5, 7, 10, 12, 14, 16, 18, 19, 21, 23.**
Previous Convictions: Unknown
Age: 24 years old
Summary Court: N/A
Grand Court: **On Count 23: 7 years. In respect of all other Counts-5 years concurrent.**

R v Bruce Lee Ebanks IND#23/05 GCS September 2006 (Henderson J.)

Charges: Case#4159/04
Count 1: Burglary
Plea: **Guilty**
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: **1 year 10 months. Time served not to be taken into consideration.**

R v Luis Hernandez IND#57/05 GCS October 2006 (Henderson J.)
(See Attempted Burglary)

Charges: Case#0992/05: **Burglary**
Case#2073/05: Going Equipped for Stealing
Burglary
Case#0876/04: Attempted Burglary
Plea: **Guilty**
Previous Convictions: Unknown
Age: 42 years old
Summary Court: N/A
Grand Court: 2 years probation on all Counts with
Conditions:
To keep the peace and be of good behaviour
Report to probation officer when required to do so;
Submit to random drug testing;
Participate in drug counseling recommended by probation officer- any positive result violation of order;
No curfew;
Not to be in possession of any weapon.

R v Gregory Myles IND#17/06 GCS October 2006 (Levers J.)
(See Handling Stolen Goods)

Charges: Case#3568/05
Count 1: Handling Stolen Goods
Count 2: Burglary- Left on File
Case#4010/05:
Count1: Going Equipped to Steal
Count 2: Burglary
Plea: Unknown

Previous Convictions: Unknown
Age: 39 years old
Summary Court: N/A
Grand Court: 3568/05: Count 1: 6 years concurrent.
4010/05: Count 1: 6 years concurrent
Count 2: 6 years concurrent

R v Nikol Pearson IND#51/06 GCS November 2006 (Levers J.)

Charges: Case#2070/06
Count 1: Burglary
Plea: Guilty Plea
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: Probation Order for 2 years. Compensation of \$250 or 3 months imprisonment. Payment to be made by 31.12.06 (sentenced Nov. 16, 2006).

ROBBERY:

Section 230 Penal Code – Maximum Penalty of Life Imprisonment. “A” Offence.

YEAR 2004

R v Leonard Antonio Ebanks IND# 61/03. GCS May/June 2004. (Sanderson J. without jury). CICA 11/04 Heard November 2004

Charges:	Case# 3955/03:Count 1: Robbery Count 2: Aggravated Burglary
Plea:	Guilty to Count 1
Previous Convictions:	Unknown.
Age:	33 years old
Summary Court:	N/A
Grand Court:	Count 1:5 years. To undergo drug treatment and counseling whilst in custody. Sentence to run consecutively to any present sentence being served. Time in custody to count provided not being credited to any other offence.
CICA:	Count 2: No further evidence offered. Appeal against conviction and sentence dismissed.

YEAR 2005

R v Leburn Mycorny Prendergast IND# 21/04 GCS May/June 2005 (Hon. Chief Justice Smellie). CICA 6/05. Heard April 2006. (See ABH)

Charges:	Case#0102/04: Count 1: Robbery Count 2: ABH
Plea:	Not Guilty to both Counts.
Previous Convictions:	Unknown.
Age:	41 years old
Summary Court:	N/A
Grand Court:	Count 1: 4 years.

Count 2: 2 years concurrent to Count 1.
To undergo drug counseling and submit to random urine testing.
Appeal against conviction dismissed.

CICA:

R v Duncan Leroy Wright IND# 40/05 GCS July/August 2005
(Levers J.)

Charges: Case#1958/05(1-2): Count 1: Robbery
Count 2 – Robbery
Plea: **Guilty to both Counts.**
Previous Convictions: Unknown.
Age: 32 years old
Summary Court: N/A
Grand Court: Count 1: 5 years
Count 2: 5 years concurrent to Count 1.

R v Allen Junior Hurlston IND# 27/05, 28/05 & 32/05. GCS September/October 2005. (Sanderson J) CICA 14/05 (See Aggravated Burglary)

Charges: **Case#0942/05(Ind.27/05):Count 3- Robbery.**
Case#0940/05 (Ind. 28/05) Count 4 – Aggravated Burglary.
Case#1346/05(Ind.32/05)-Count 5– Robbery.
Plea: Guilty to Counts 3, 4, & 5.
Previous Convictions: Unknown.
Age: 27 years old
Summary Court: N/A
Grand Court: **Counts 3 – 12 years imprisonment.**
Count 4 – 3 years imprisonment concurrent to Count 3.
Count 5 – 3 years concurrent to Count 3.
Drug treatment Programmes recommended.
CICA: **Pending.**

YEAR 2006

R v Anthony Connor IND#63/05 GCS July 2006 (Hall J. (Acting) Judge alone)(See Firearm Offences)

Charges:	Case#2813/05
	Count 1: Robbery
	Counts 2: Poss. Of Imitation Firearm
Plea:	Not Guilty to all Counts
Previous Convictions:	Unknown
Age:	24 years old
Summary Court:	N/A
Grand Court:	Count 1: 5 years concurrent to sentence on Count 2.
	Count 2: 12 years imprisonment.

R v Dave Kennedy Whittaker IND#03/05 GCS July/August 2006 (Ramsay-Hale J.(Acting)- Judge alone)(See Aggravated Burglary, Indecent Assault and Miscellaneous Offences)

Charges:	Case#4078/04
	Count 1: Aggravated Burglary
	Counts 2, 4 & 5: Indecent Assault (x3)
	Count 3: Abduction
	Count 6: Robbery
Plea:	Not Guilty on all Counts
Previous Convictions:	Unknown
Age:	41 years old
Summary Court:	N/A
Grand Court:	Count 1: 25 years.
	Count 2, 4 & 5 : 8 years on each count concurrent to Count 1.
	Count 3: 25 years concurrent to Count 1.
	Count 6: 25 years concurrent to Count 1.

R v Henry M. Webster George L. Brooks & Derrick Bush IND# 4/06; GCS
November 2006. (Sanderson J.) (See Firearm offences)

Charges:

Case # 3911/05: **Count 1: Robbery**
Count 2: Possession of an Imitation Firearm
Counts 7, 8, 11 & 12: Left to Lie on File

Plea:

All Defendants pled guilty after re-arraignment.

Previous Convictions:

Unknown

Age:

Each defendant: 17 years old

Summary Court:

N/A

Grand Court:

Webster:

Count 1: 6 years

Count 2: 3 years concurrent with Count 1.

Brooks:

Count 1: 6 years

Count 2: 3 years concurrent with Count 1.

Bush:

Count 1: 8 years

Count 2: 3 years concurrent with Count 1.

THEFT:

Section 229 Penal Code – Maximum Penalty of 10 years. “B” Offence.

YEAR 2004

R v Rudy Kendal Solomon IND# 49/03; GCS Jan/Feb 2004. Levers J.

Charges: Case # 4860/03: Count 1: Robbery.
Plea: **Not guilty to Robbery.** Guilty to Theft.
Plea acceptable to Crown
Previous Convictions: Unknown
Age: 38 years old
Summary Court: N/A
Grand Court: **3 years probation with following conditions:**
D to attend drug counseling at Caribbean Haven and Mental Health Department.
\$450.00 compensation on or before 12 months. No costs.

R v Joseph Fernando Rowe Sentenced April 2004. SCA 12/04. Appeal Heard May 2004. (Henderson J.). (See Andrew Richard Vidal)
(See Theft)

Charges: Case# 2107/04(1-5): Obtaining Property by Deception.
Case#2107/04(6): Theft.
Plea: Guilty to all Counts.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 2 months imprisonment on each count concurrent to each other. Pay compensation of US\$236.62 through the Courts to victim within 4 weeks or serve further term of 30 days. Recommended for Deportation.
Grand Court: **Appeal dismissed.**

R v Andrew Richard Vidal Sentenced April 2004. SCA 12/04. Appeal Heard May 2004. (Henderson J.). (See Joseph Fernando Rowe)
(See Theft)

Charges: Case# 2106/04(1-5): Obtaining Property by Deception.
Case#2106/04(6): Theft.
Plea: Guilty to all Counts.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 2 months imprisonment on each count concurrent to each other. Pay compensation of US\$236.62 through the Courts to victim within 4 weeks or serve further term of 30 days. Recommended for Deportation.
Grand Court: **Appeal dismissed.**

R v Oscar Rivers Sentenced May 2004. SCA # 29/04.

Charges: Case# 0412/04: Theft
Plea: **Not Guilty**
Amount: N/A
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 0412/04: 18 months consecutive to present term being served.
Grand Court: **4/3/05 Appeal dismissed (Levers J.)**

R v Kemar Leslie Jones IND# 58/03. GCS May/June 2004. (Panton J.)
(See Bobby Shaw)

Charges: Case# 5310/03:Count 1: Robbery
Plea: Not Guilty to Robbery but Guilty to Theft.
Previous Convictions: Unknown.
Age: 20 years old
Summary Court: N/A
Grand Court: Count 1:12 months.

R v Bobby Shaw IND# 58/03. GCS May/June 2004. (Panton J.). CICA 7/04. Heard August 2004.
(See Kemar Leslie Jones)

Charges: Case# 5310/03:Count 1: Robbery

Plea: Not Guilty to Robbery but Guilty to Theft.
Previous Convictions: Unknown.
Age: 21 years old
Summary Court: N/A
Grand Court: Count 1:12 months.
CICA: Appeal against sentence dismissed.

R v George Vincent Miller SCA 21/04 Pending

Charges: Case # 3344/03(3): Taking Lobster from a replenishment zone.
Case3344/03(4): Taking a Lobster below the prescribed size limit.
3344/03(1): taking Conch over the Prescribed Daily Limit.
3344/03(2): taking Conch from a replenishment zone.
0327/04(1): **Theft**
0327/04(2): Taking a conveyance without authority.

Plea: Guilty
Previous Convictions: Unknown
Age: Unknown
Summary Court: Case # 3344/03(3): 6 months.
Case3344/03(4): 6 months.
3344/03(1): 6 months concurrent.
3344/03(2): 6 months concurrent.
Total term including 0327/04(1-2) – 30 months.
0327/04(1): 12 months
0327/04(2): 9 months concurrent with charge 1
Grand Court: **Pending.**

R v Gail Michelle Ross IND# 17/04. GCS July/ August 2004. (Sanderson J.).
(See Burglary)

Charges: Case # 7059/03: Count 1:Burglary.
Case # 0597/04:Count 2: Theft.
Case # 0353-57/04: Count 3: Burglary
Case # 0590-96/04: Count 4: Burglary
Case # 0598/04: Count 5: Burglary.
Case#0600-1/04: Count 6: Burglary.
Case #0211/04: Counts 7-18: Burglary.

Plea: Guilty to all Counts
Previous Convictions: Unknown
Age: 28 years old
Summary Court: N/A
Grand Court: Count 9: 24 months.
Counts 1, 3-8, 10-18: 12 months on each of these to run concurrently to Count 9.
Count 2: Theft – 12 months to also run concurrent to Burglary charges.

R v Ismay Larrin Johnson IND# 34/03. GCS July/August 2004. (Sanderson J.). CICA 12/04 Heard November 2004.
(See Obtaining Property by Deception)

Charges: Case# 9619/02:Count 1: **Theft**
Count 2 to 7: Obtaining Property by Deception.
Plea: Guilty to all Counts.
Previous Convictions: Unknown.
Age: 28 years old
Summary Court: N/A
Grand Court: **Count 1:18 months.**
Counts 2-7: 18 months concurrent to each other and IND.# 35/03.
CICA: **Appeal against sentences dismissed. Time spent following sentencing to be taken into account.**

R v Ismay Larrin Johnson IND# 35/03. GCS July/August 2004. (Sanderson J.). CICA 12/04 Heard November 2004.
(See False Accounting)

Charges: Case# 2195/03:Counts 1&2: Conspiracy to Defraud
Count 3:**Theft**
Count 4: False Accounting
Plea: **Guilty to 3 &4**
No evidence offered on Counts 1&2.
Previous Convictions: Ind. 34/03
Age: 28 years old
Summary Court: N/A
Grand Court: Counts 3 &4: 18 months on each count to run concurrent to IND. 34/03 (above) and each other.

CICA:

Appeal Pending.

R v Arley Haylock Ebanks Sentenced September 2004. SCA# 27/04.

Criminal Appeal #3/2005. (See Burglary)

Charges:

Case# 3673/04(1): Burglary

Case 0024/04(1): Theft (dismissed).

Case#0024/04(2): Attempting to Cause GBH (withdrawn)

Case#0024/02(3): Common Assault.

Case#0024/04(4): Carrying an offensive weapon.

Case#7100/03(1): Possession of an unlicensed Firearm (Left on File).

Case#7100/03(2): Carrying an Offensive Weapon.

Case#7100/03(3): Resisting Arrest.

Case#7100/03(4): Failing to Provide a Specimen of Urine.

Case#2723/04: Burglary.

Case #2724/04: Burglary.

Case#6873/03(2): Theft.

Plea:

Not Guilty

Amount:

Unknown

Previous Convictions:

Unknown.

Age:

Unknown

Summary Court:

3673/04: 3 years.

0024/04(3): 6 months consecutive to #7100/03(2).

0024/04(4):6 months concurrent to 0024/04(3)

7100/03(2): 6 months consecutive to 2723/04.

7100/03(3): 6 months concurrent to 7100/03(2).

7100/04(4): 6 months concurrent to 7100/04(3).

2723/04(3): 3 years consecutive to 3673/04.

2724/04(4): 3 years concurrent with 2723/04.

6873/03: 30 days concurrent.

Grand Court:

Appeal heard 28/1/05 (Henderson J.)

Appeal from sentence dismissed.

CICA:

July 14, 2005 – Appeal against sentences dismissed. Sentences affirmed.

R v Jonathan Earl Mellard IND# 1/03; GCS November/December 2004. Levers J.

Charges:

Case # 6619/02: Count 1: Robbery.

Count 2: Theft

Plea:

Not guilty to Robbery. Guilty to theft. Plea acceptable to Crown

Previous Convictions:

Unknown

Age:

19 years old

Summary Court:

N/A

Grand Court:

3 months consecutive to present term.

\$100.00 compensation, to be paid within 1 month of release from prison. \$32 seized to be applied towards compensation.

YEAR 2005

R v Marcia Marlene Whittaker (nee Wiggin): Sentenced January 2005.

Charges:

Case# : Theft

Plea:

Guilty

Amount:

US\$281,965

Previous Convictions:

1992: Sentenced for 4 counts of Theft and 4 counts of false accounting. 2 years imprisonment, suspended and ordered to pay \$44,740 in compensation.

Age:

Unknown

Summary Court:

N/A

Grand Court:

3 ½ years with credit for time in custody.

R v Theresa R. Hall IND# 47/03; GCS Jan/Feb 2005. Levers J.

Charges:

Case # 2635/03: Counts 1- 8: Forgery.

Counts 9-16: Uttering a False Document.

Counts 17-24: Theft

Plea:

Not guilty to Counts 1-16 but Guilty to Counts 17-24.

Plea acceptable to Crown

Previous Convictions:

Unknown

Age:

23 years old

Summary Court:

N/A

Grand Court:

Counts 17-24: 18 months suspended for 2 years. Compensation of CI\$1,425 or 6 months. Payments to commence on 1st June 2005 at a rate of \$100.00 per month.
Counts 1-16 Left on File.

R v Marcia Marlene Whittaker IND# 57/03; GCS Jan/Feb 2005. Levers J.

Charges:

Case # 3631/03: Count 1:Theft

Plea:

Guilty.

Plea acceptable to Crown

Previous Convictions:

Unknown

Age:

46 years old

Summary Court:

N/A

Grand Court:

3 ½ years.

R v Alvin Robert McLean IND#7/05 May/June 2005

(Henderson J.) (See Miscellaneous Offences; ABH; Firearm Offences)

Charges:

Case#4254/04:

Count 1: Threatening Violence

Count 2: ABH

Count 3: Wrongful Confinement

Count 4: Threatening Violence

Count 5: Theft

Count 6: Unlawful Possession of a Firearm.

Count7: Possession of a Firearm with intent to Commit an offence.

Plea:

Not Guilty to Count 1.

Guilty to Counts 2-7.

Previous Convictions:

Unknown.

Age:

47 years old

Summary Court:

N/A

Grand Court:

Count 1: Left on File.

Count 2: 3 years.

Count 3: 3 years.

Count 4: 2 years

Count 5: 6 months.

Count 6: 4 years.

Count 7: 4 years.

All sentences to be concurrent.

R v Federick Elesio Henkis Sentenced June 2005. SCA # 24/05. Appeal heard June 2006 by Henderson J. (See Burglary)

Charges: **Case#1253/04(1): Theft**
Case#1253/04(2): Wounding.
Case#1253/04(3): Carrying an Offensive Weapon.
Case#0192/05: Handling Stolen Property.
Case#0152/05(1): Burglary
Case#0152/05(2): Burglary

Plea: **1253/04(1): Guilty**
1253/04(2): Not Guilty
1253/04(3): Not Guilty
0192/05: Guilty
0152/05(1): Guilty
0152/05(2): Guilty

Amount: N/A.

Previous Convictions: Unknown.

Age: Unknown

Summary Court: **1253/04(1.): 12 months**
1253/04(2): 2 years consecutive to 1253/04(1)
1253/04(3): 1 month concurrent to 1253/04(2).
0192/05: 1 year consecutive to 1253/04(2).
0152/05(1): 2 years consecutive to 0192/05.
0152/05(2): 2 years consecutive to 0152/05(1).
Total period of imprisonment is 6 years.
Defendant recommended for drug counseling while in custody.

Grand Court: **Sentence appeal dismissed.**

R v Claudia Patricia Parchment IND# 14/05. GCS September/October 2005. (Henderson J.) (See Obtaining Property by Deception)

Charges: **Case# 4270/04: Count 1- Theft**
Count 2 – Theft
Count 4 – Obtaining Property by Deception.
Case 4272/04: Count 6 – False Accounting.
Count 8 – Forgery.

Plea: Guilty to Counts 1, 2, 4, 6 & 8

Previous Convictions: Unknown.

Age: 24 years old

Summary Court: N/A
Grand Court: **Counts 1, 2, 4, 6 & 8 – Probation Order for 9 months with conditions.**

R v Yamalys Ebanks IND#14/05 GCS November/December 2005 (Henderson J. with jury) Trial Oct 2005. Sentenced December 16, 2005. CICA 23/05 Heard April 2006.

Charges: **Case#4270/04(1-2): Count 1 Theft**
Case 4271/04(1-2): Count 2 Theft
Count 3 – Theft
Count 4 – Obtaining Property by Deception
Count 5 – False Accounting
Count 7- Forgery
Plea: **Not Guilty to all counts.**
Previous Convictions: Unknown
Age: 21 years old
Summary Court: N/A
Grand Court: **Guilty on Counts 3 & 7: 6 Weeks imprisonment. \$200 compensation to Foster’s Food Fair to be paid forthwith on release.**
Counts 1, 2, 4 & 5: Not Guilty.
CICA: **Appeal against sentenced allowed.**
Probation order made for 2 years with the following conditions:
(1) to keep the peace and be of good behaviour;
(2) to report to the Probation Officer when required.
(3) To appear before CICA when & if required to do so;
(4) To pay \$200 compensation to Fosters Food Fair within 3 days of today’s date. 10 days imprisonment in default.

YEAR 2006

R v Christopher K. Ebanks IND#70/05 GCS July 2006 (Henderson J. with Jury) (See Burglary and Handling Stolen Goods)

Charges: **Case#1801/05(1-7)**
Count 1: Handling Stolen Goods
Counts 2, 4, 7 & 8 : Burglary

Plea: **Counts 3, 6, 9, & 7: Theft**
Guilty to all Counts
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: **9 months. Time served not to be taken into consideration. Recommend parole on 9 month sentence at earliest convenience.**

R v Tamika Francis IND# /05 GCS July/August 2006 (Levers J.) (See Obtaining Property by Deception, Miscellaneous Offences)

Charges: Case#4230/06
Count 1-8: Theft
Counts 9- 16: Making a False Document
Count 17- Obtaining Property by Deception
Plea: Unknown
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: **Counts 1-8: 2 years imprisonment on each count to run concurrent. Compensation Order for CI\$32,940.00 to be paid on or before October 1, 2007 or 6 months in default.**
Counts 9 – 16: 2 years on each count to run concurrently.
Count 17: 2 years concurrent.

R v Carol Marie Scott IND#12/06 GCS September 2006 (Hon. Chief Justice Smellie-Judge alone)

Charges: Case#3671/05(1-26)
Count 1-13: Theft
Count 14-26: 13 Counts of False Accounting
Plea: **Guilty to Counts 1, 2, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23 & 25.**
Previous Convictions: Unknown
Age: 43 years old
Summary Court: N/A
Grand Court: **Counts 4, 6, 8, 10, 12, 14, 16, 18, 20, 22, 24, & 26 – Left to Lie on File.**
2 years suspended for 2 years.
150 hours of community service on such

terms and conditions as will be set out in the Order.

(1) payment of CI\$5000 to be paid to the Plaintiff (Professional Immigration Services) today.

Total to be paid including interest is CI\$30,000. Balance of CI\$25,000 to be repaid at a monthly payment of: this amount to be set upon further review of financial capability. 30 days imprisonment for any single payment missed.

R v Cherry Ulett- Scott IND# 60/03; GCS October 2006. (Sanderson J.)

Charges: Case # 0774/03(1-2)
Count 1: False Accounting
Counts 6 & 7: Theft
Counts 2, 3, 4 & 5: Left to Lie on File
Plea: **Guilty to all Counts**
Previous Convictions: Unknown
Age: 38 years old
Summary Court: N/A
Grand Court: 12 months on each count (1,6 &7) to run concurrently. No compensation Order made.

R v Cherry Ulett- Scott IND# 42/03(B); GCS October 2006. (Sanderson J.)

Charges: Case # 7016/02:Theft (11 counts) and False Accounting (11 counts)
Counts 7, 8, 11 & 12: Left to Lie on File
Plea: **Guilty to Counts 1-6 and 9-10**
Previous Convictions: Unknown
Age: 38 years old
Summary Court: N/A
Grand Court: 12 months on each count to run concurrently. No compensation Order made.

R v Kevin O. Fyne IND# 28/03(B); GCS October 2006. (Sanderson J.)

Charges: Case # 5746/02(1-2):Theft and False Accounting.
Counts 5 & 11: Left to Lie on File
Plea: **Guilty to Counts 1-4, 6-10 & 12**

Previous Convictions:
Age:
Summary Court:
Grand Court:

Not guilty to Counts 5 & 11.
Unknown
26 years old
N/A
6 months on each count to run
concurrently. No compensation Order made.

R v Jose Angel Kirchman IND# 48/06; GCS November 2006. (Levers J.)

Charges:

Case # 2898/06(1-19):Theft and False
Accounting

Plea:

Guilty to all Counts

Previous Convictions:

Unknown

Age:

31 years old

Summary Court:

N/A

Grand Court:

**2 years suspended for 2 years on each
count, to run concurrent.
Compensation Order made for total of
CI\$10,555 to be paid as follows:
CI\$5000.00 to be paid on or before end of
Dec. 2006. Balance to be paid on or before
end of Feb. 2007. 6 months in default.**

R v Kim Ionie Moncrieffe IND# 10/04; GCS December 2006. (Henderson J.)

Charges:

Case # 5626/03(1-16):Theft and False
Accounting

Plea:

Not Guilty to all Counts

Previous Convictions:

Unknown

Age:

41 years old

Summary Court:

N/A

Grand Court:

**Found Guilty on Counts 1, 2, 5, 8, 9, 10,
11, 13, & 14.: 2 years and 6 months on
each count to run concurrent.
Compensation Order to British
Caymanian in the amount of \$49,034 to
be paid in full.
Not Guilty on Count 12.
Counts 3, 4, 6, 15 & 16 discharged.**

HANDLING STOLEN GOODS:

Section 243 Penal Code – Maximum Penalty of 14 years. “B” Offence.

YEAR 2004

R v Leonel Ashton Bush Sentenced March 2004. SCA # 08/04. Pending

Charges: Case# 6796/03(1): **Handling Stolen Goods**
Case# 6796/03(2) Uttering a False Document.

Plea: Guilty.

Amount: N/A

Previous Convictions: Unknown.

Age: Unknown

Summary Court: **6796/03(1): 6 months consecutive to current sentence.**
6796/03(2): 6 months concurrent to (1).
Defendant ordered to pay compensation in the amount of \$400.00 to Gerald Parsons through the Court Funds Office within 3 months of release or serve a further 30 days in default.

Grand Court: **5/11/05, Levers J ordered that the 6 months consecutive sentence to be made concurrent.**

R v Sisby L. Barnett Jr. Sentenced July 2004. SCA 20/04 Pending.
(See Burglary)

Charges: Case # 1433/04:Burglary.
Case # 1434/04(1):Burglary
Case # 1434/04(2):Handling Stolen Goods.

Plea: Unknown

Previous Convictions: Unknown

Age: Unknown

Summary Court: 1433/04: 3 years.
1434/04(1): Dismissed.
1434/04(2): 6 months consecutive to 1433/04.

Grand Court: **Appeal withdrawn 30/5/05.**

R v Donald Calvin Hooker IND# 36/04. GCS November/December 2004.
(Henderson J.) Case#5061/03; 4659/03; 5889/03; 5888/03; 5977/03; 5887/03; 5893/03;
and 5891/03. CICA 18/04. (See Burglary)

Charges: Count 1 Aggravated Burglary
Counts 2 -8: Burglary.
Counts 9-11: Handling Stolen Goods

Plea: Not Guilty to Count1 (Aggravated Burglary)
but guilty to Burglary.
Guilty to Counts 2,6,7,9, 10 &11.
Counts 3, 4&5 : Not Put.

Previous Convictions: Unknown.

Age: 28 years old

Summary Court: N/A

Grand Court: Burglary:
Counts 1&2, 6, 7& 8:18 months on each
to run consecutively.
Handling Stolen Goods:
**Counts 9, 10 &11: 9 months concurrent to
each other but consecutive to Counts
1,2,6,7 & 8.**
Total time being 8 years and 3 months.

CICA: Burglary:
Count 1: 18 months
Count 2: 18 months consecutive to Count 1.
Count 6:18 months consecutive to Count 1.
Count 7 & 8: 18 months each concurrent
to Count 6.
Handling Stolen Goods:
**Count 9: 9 months consecutive to Count
1.**
**Count 10 & 11: 9 months each charge
concurrent to Count 9.**
**Total sentence of 5 years 3 months
consecutive to present sentence.**

YEAR 2005

R v Terrence Tex Bryan IND#47/04 GCS May/June 2005 (Levers J.)

Charges: Case#2684/04 – Count 1 –Aggravated
Burglary
Count 2: Robbery
Count 3- Handling Stolen
Goods.

Plea: Not Guilty to Counts 1 & 2 by Judge's
direction..
Guilty to Count 3.

Previous Convictions: Yes.

Age: 17 years old

Summary Court: N/A

Grand Court: Count 3: 12 months concurrent to present
term being served.

YEAR 2006

R v Thomas James Sevik SCA 2/06; Feb 2006. (Henderson J.)
(See Firearm Offences)

Charges: **Case # 7058/03(1): Handling Stolen Goods**
Case#7058/03(2): Possession of
Unlicensed Firearm

Plea: **Not Guilty**

Previous Convictions: Unknown

Age: Unknown

Summary Court: **7058/03(1): 2 years**
7058/03(2): 2 years concurrent.

Grand Court: Appeal dismissed as abandoned.

R v Mark Vandiworth Smith IND#60/05 GCS March/April 2006 (Hon. Chief Justice Smellie)

Charges: Case#1480/04: Count 1: Burglary
Count 2: Handling Stolen Goods
Plea: **Not Guilty** to Count 1. Left on File by Crown.
Guilty to Count 2.
Previous Convictions: Unknown
Age: 34 years old
Summary Court: N/A
Grand Court: **2 years imprisonment suspended for 2 years. 150 hours of community service as directed by probation officer. To attend drug counselling and random drug testing.**
Concurrent to IND#60/05(A) (Attempted Assault to Cause ABH)

R v Christopher K. Ebanks IND#70/05 GCS July 2006 (Henderson J. with Jury)(See Burglary and Theft)

Charges: **Case#1801/05(1-7)**
Count 1: Handling Stolen Goods
Counts 2, 4, 7 & 8 : Burglary
Counts 3, 6, 9, & 7: Theft
Plea: Guilty to all Counts
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: **9 months. Time served not to be taken into consideration. Recommend parole on 9 month sentence at earliest convenience.**

R v Carlo Webster, Derrick Osney Bush & Jason Smith IND#79/05 GCS July 2006 (Sanderson J. with Jury)

Charges: Case#4703/05
Counts 1, 2, 3: Handling Stolen Goods
Plea: **Webster- Not Guilty/ Count 1**
Bush – Guilty /Count 2
Smith – Not Guilty/Count 3
Previous Convictions: Unknown
Age: **Bush - 17 years old**

Summary Court: N/A
Grand Court: **Smith & Webster acquitted.**
Bush-?

R v Osbourne Wilfred Douglas IND#36/06 GCS July/August 2006 (Panton J.)
Sentenced 31.8.06

Charges: Case#1025/06
Count 1: Handling Stolen Goods
Plea: **Guilty**
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: 5 years concurrent with 34/06 (Burglary)
Time to commence 31.8.06

R v Todd Bowen IND#78/05 GCS July/August 2006 (McCalla J.)

Charges: Case#2101/05
Count 1:Robbery –Left on File
Count 2: Poss. Of Imitation Firearm – Left
on File
Count 3: Handling Stolen Goods
Plea: **Guilty**
Previous Convictions: Unknown
Age: 21 years old
Summary Court: N/A
Grand Court: Suspended sentence: 2 years suspended
for 2 years. To be supervised by Probation
Officer for 2 years.

R v Gregory Myles IND#17/06 GCS October 2006 (Levers J.)
(See Handling Stolen Goods)

Charges: Case#3568/05
Count 1: Handling Stolen Goods
Count 2: Burglary- Left on File
Csae#4010/05:
Count1: Going Equipped to Steal
Count 2: Burglary
Plea: Unknown
Previous Convictions: Unknown
Age: 39 years old
Summary Court: N/A

Grand Court:

3568/05: Count 1: 6 years

concurrent.

4010/05: Count 1: 6 years concurrent

Count 2: 6 years concurrent

R v Derrick Bush IND# 79/05; GCS November 2006. (Sanderson J.)

Charges:

Case # 4704/05: Handling Stolen Goods

Plea:

Guilty

Previous Convictions:

Unknown

Age:

17 years old

Summary Court:

N/A

Grand Court:

1 month consecutive to sentence on
IND#4/06 (Robbery and Possession of
Imitation Firearm).

OBTAINING PROPERTY BY DECEPTION:

Section 235(1) Penal Code. Maximum Punishment – 10 years. “B” Offence.

YEAR 2004

R v Ismay Larrin Johnson IND# 34/03. GCS July/August 2004. (Sanderson J.). CICA 12/04 Heard November 2004.
(See Theft)

Charges: Case# 9619/02:Count 1: Theft
Count 2 to 7: Obtaining Property by Deception.

Plea: Guilty to all Counts.

Previous Convictions: Unknown.

Age: 28 years old

Summary Court: N/A

Grand Court: Count 1:18 months.
Counts 2-7: 18 months concurrent to each other and IND.# 35/03.

CICA: **Appeal against sentences dismissed. Time spent following sentencing to be taken into account.**

R v Joseph Fernando Rowe Sentenced April 2004. SCA 12/04. Appeal Heard May 2004. (Henderson J.). (See Andrew Richard Vidal)
(See Theft)

Charges: Case# 2107/04(1-5): **Obtaining Property by Deception.**
Case#2107/04(6): Theft.

Plea: Guilty to all Counts.

Previous Convictions: Unknown.

Age: Unknown

Summary Court: 2 months imprisonment on each count concurrent to each other. Pay compensation of US\$236.62 through the Courts to victim within 4 weeks or serve further term of 30 days. Recommended for Deportation.

Grand Court: **Appeal dismissed.**

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R v Andrew Richard Vidal Sentenced April 2004. SCA 12/04. Appeal Heard May 2004. (Henderson J.). (See Joseph Fernando Rowe)
(See Theft)

Charges: Case# 2106/04(1-5): **Obtaining Property by Deception.**
Case#2106/04(6): Theft.
Plea: Guilty to all Counts.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: 2 months imprisonment on each count concurrent to each other. Pay compensation of US\$236.62 through the Courts to victim within 4 weeks or serve further term of 30 days. Recommended for Deportation.
Grand Court: **Appeal dismissed.**

R v Lenin Raphael Bautista Sentenced October 2004. SCA 30/04. Appeal Heard February 2005. (Levers J.).(See Mussolini Svelti Lunia).

Charges: Case# 2931/04(1-6): **Obtaining Property by Deception.**
Case#2931/04(7): Attempting to Obtain Property by Deception.
Case#2931/04(8-10): Obtaining Property by Deception.
Plea: Unknown.
Previous Convictions: Unknown.
Age: Unknown
Summary Court: **3 years concurrent on all counts.**
Grand Court: **Appeal dismissed.**

R v Mussolini Svelti Lunia Sentenced October 2004. SCA 30/04. Appeal Heard February 2005. (Levers J.).(See Lenin Rafael Bautista)

Charges: Case# 2931/04(1-6): **Obtaining Property by Deception.**
Case#2931/04(7): Attempting to Obtain Property by Deception.
Case#2931/04(8-10): Obtaining Property by Deception.
Plea: Unknown.
Previous Convictions: Unknown.
Age: Unknown

Summary Court:
Grand Court:

3 years concurrent on all counts.
Appeal dismissed.

YEAR 2005

R v Fred Allen McLaughlin IND# 55/02. GCS Jan/Feb 2005
(Henderson J.)

Charges:

Case#5889/02(1-4): Counts 1-4: Obtaining Property by Deception.

Plea:

Guilty to Counts 1, 3 & 4 but Not Guilty to Count 2.

Previous Convictions:

Unknown

Age:

26 years old

Summary Court:

N/A

Grand Court:

Count 2 left on File.

Probation Order for 2 years with the following conditions:

(1) To remain in residence between the hours of 10 pm and 6:30 am;

(2) Not to possess alcohol, weapons or drugs;

To report to Probation Officer forthwith and thereafter as required by Probation Officer;

(4) To provide officer with such information as he may require;

(5) Authorise Caribbean Haven to Provide to Probation Officer such information as he may require;

(6) If within a 4 week period there are 2 positive urinalysis results, that must be reported to the Court;

(7) To pay compensation of \$2,300.00 to be distributed to the victims according to their loss.

R v Claudia Patricia Parchment IND# 14/05. GCS September/October 2005.
(Henderson J.) (See Theft)

Charges:

Case# 4270/04: Count 1- Theft

Count 2 – Theft
Count 4 – Obtaining Property by Deception.
Case 4272/04:Count 6 – False Accounting.
Count 8 – Forgery.
Guilty to Counts 1, 2, 4, 6 & 8
Unknown.
24 years old
N/A
Counts 1, 2, 4, 6 & 8 – Probation Order for 9 months with conditions.

Plea:
Previous Convictions:
Age:
Summary Court:
Grand Court:

YEAR 2006

R v Dyke Farrington Green IND#41/05 GCS January/February 2006 (Henderson J.)

Charges: Case#0128/05 (1): Counts 1-8 Obtaining Property by Deception.
Plea: Guilty to all 8 Counts
Previous Convictions: Unknown
Age: 43 years old
Summary Court: N/A
Grand Court: 6 months imprisonment suspended for 2 years. Repayment to Cayman National Bank at \$430 per month until debt is repaid.

R v Paul Anthony Ebanks IND#26/05 GCS May/June 2006 (Ramsay-Hale J.(Acting))
(See Obtaining a Pecuniary Advantage by Deception)

Charges: **Case#4240/04(1-37)**
4256/04(1-2):
Obtaining Property by Deception
Obtaining Pecuniary Advantage by Deception
Plea: Not Guilty Plea
Previous Convictions: Unknown
Age: 38 years old
Summary Court: N/A
Grand Court: **4 years on each count of obtaining property by deception to run concurrent.**
2 years on each count of obtaining a pecuniary advantage by deception to run concurrent.

No compensation order made

R v Loretta Ebanks IND#33/05 GCS July/August 2006 (Levers J.) (See Attempting to Obtain Property by Deception)

Charges: Case#0895/06
Counts 1-11: Obtaining Property by Deception
Count 12: Attempting to obtain Property by Deception

Plea: **Unknown**

Previous Convictions: Unknown

Age: 24 years old

Summary Court: N/A

Grand Court: **Counts 1-11: 9 months on each of 11 Counts to run concurrent. No compensation ordered.**
Count 12: 9 months concurrent. No compensation ordered.

R v Tamika Francis IND# /05 GCS July/August 2006 (Levers J.) (See Theft, Miscellaneous Offences)

Charges: Case#4230/06
Count 1-8: Theft
Counts 9- 16: Making a False Document
Count 17- Obtaining Property by Deception

Plea: Unknown

Previous Convictions: Unknown

Age: 19 years old

Summary Court: N/A

Grand Court: Counts 1-8: 2 years imprisonment on each count to run concurrent. Compensation Order for CI\$32,940.00 to be paid on or before October 1, 2007 or 6 months in default.
Counts 9 – 16: 2 years on each count to run concurrently.
Count 17: 2 years concurrent.

R v Paul Anthony Ebanks IND#24/05 GCS October 2006 (McCalla J. with Jury)

Charges: Case#4035/04
Count 1- 13: Obtaining Property by
Deception
Plea: Not Guilty to all Counts
Previous Convictions: Unknown
Age: 39 years old
Summary Court: N/A
Grand Court: 3568/05: Count 1: 6 years
concurrent.
Count 1: Majority verdict.
Counts 2-13: Unanimous verdict.
6 years on each count to run concurrently.
Also to run concurrently with present
sentence.

R v Loretta May Ebanks IND#27/06 GCS December 2006 (Henderson J.)
Sentenced 31.8.06

Charges: Case#0895/06 (1-12)
Count 1: Obtaining Property by Deception
and Attempting to Obtain Property by
Deception
Plea: **Guilty to all Counts**
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: 9 months on each count to run concurrently.
No compensation order.

OBTAINING A PECUNIARY ADVANTAGE BY DECEPTION:

Section 236 Penal Code. Maximum Penalty of 5 years.

YEAR 2006

R v Romualdo Arcangel Mena IND#42/05GCS April 2006 (Henderson J.-Judge alone)

Charges:

Case#5020/04 (1-2): **Count 1:Obtaining a Pecuniary Advantage by Deception.**

Count 2: Uttering a False Document

Plea:

Guilty Plea to both counts

Previous Convictions:

Unknown

Age:

49 years old

Summary Court:

N/A

Grand Court:

Count 1: \$100 or 10 days

Count 2: \$400 or 30 days.

Costs to Crown of \$500 or 30 days.

R v Paul Anthony Ebanks IND#26/05 GCS May/June 2006 (Ramsay-Hale Acting J. with Jury) (See Obtaining Property by Deception)

Charges:

Case#4240/04(1-37)

4256/04(1-2):

Obtaining Property by Deception

Obtaining Pecuniary Advantage by Deception

Plea:

Not Guilty Plea

Previous Convictions:

Unknown

Age:

38 years old

Summary Court:

N/A

Grand Court:

4 years on each count of obtaining property by deception to run concurrent.

2 years on each count of obtaining a pecuniary advantage by deception to run concurrent.

No compensation order made

OFFENCES RELATED TO TRAFFIC VIOLATIONS
CAUSING DEATH BY DANGEROUS OR RECKLESS DRIVING
DRIVING WHILST INTOXICATED AND CAUSING DEATH

CAUSING DEATH BY DANGEROUS DRIVING:

SECTION 67 Traffic Law (2001 Revision) – Maximum Penalty of 10 years imprisonment and disqualification of 5 years or longer, running from date of conviction or from expiration of sentence.

YEAR 2005

R v Carla Youck IND# 15/04 GCS July/August 2005
(Levers J. – Judge alone)

Charges:	Case#0361/04: Count 1: Causing Death by Dangerous Driving.
Plea:	Not Guilty
Previous Convictions:	Unknown.
Age:	28 years old
Summary Court:	N/A
Grand Court:	Fined \$30,000 OR 6 months. 7 days to pay fine. Disqualified for 5 years.

DRIVING WHILST INTOXICATED AND CAUSING DEATH:

Section 72 Traffic Law (2001 Revision) – Maximum Penalty of 10 years imprisonment and disqualification from driving for 5 years or longer.

YEAR 2004

**ATTEMPTS AND CONSPIRACIES TO COMMIT CRIMES AND
ACCESSORIES AFTER THE FACT**

ATTEMPTED MURDER
ATTEMPTED INFLICTION OF GBH
ATTEMPTED ABH
ATTEMPTED RAPE
ATTEMPTED DRUG OFFENCES
ATTEMPTED BURGLARY
ATTEMPTED ROBBERY
ATTEMPTED THEFT
ATTEMPTING TO OBTAIN PROPERTY BY DECEPTION
ATTEMPTED ARSON
ACCESSORY AFTER THE FACT TO GBH
CONSPIRACIES

ATTEMPTED MURDER:

Section 192 Penal Code – Maximum Penalty of Life – “A” Offence.

YEAR 2004

R v Hilma Carter IND#53/03; GCS March/April 2004. Levers J. with Jury. CICA 6/04
Not yet Heard.

Charges:	Case#4242/03(1-2):Count 1 – Attempted Murder. Count 2 – GBH
Plea:	Not Guilty
Previous Convictions:	None
Age:	Unknown
Summary Court:	N/A
Grand Court:	Count 1 – 15 years. Count 2 – Alternative Count Not Put.

R v Sherene Pamela Crowe IND#22/04; GCS July/August 2004. Levers J. CICA 13/04
Appeal Heard April 2005.

Charges:	Case#0699/04:Count 1 – Attempted Murder.
Plea:	Guilty
Previous Convictions:	None
Age:	36 years old
Summary Court:	N/A
Grand Court:	Count 1 – 12 years with ongoing psychiatric treatments and ongoing reports.
CICA:	Appeal against sentence allowed. 8 years substituted. Court recommends regular psychiatric treatments per Dr. Lockhart’s directions.

YEAR 2005

R v Jason Dalton Smith and Asfa Ijah Webster IND# 9/05. GCS July/August 2005. (Henderson J.- Judge alone). CICA 9/05 Not yet heard. (See Possession of Unlicensed Firearm)

Charges: **Case#4076/04:Count1-Attempted Murder**
Case 4061/04 – Count 2 – Possession on
Unlicensed Firearm
Count 3 – Possession of Firearm with intent.

Plea: **Both defendants pleaded not guilty to all
Counts.**

Previous Convictions: Unknown.

Age: **Smith:** 17 years old
Webster: 19 years old.

Summary Court: N/A

Grand Court: **Smith :**
Count 1 – 18 years.
Count 2 – 18 years concurrent to Count 1.
Count 3: Not Guilty.
Webster:
Count 1 – 18 years.
Count 2 – 18 years concurrent to Count 1.
Count 3: Not Guilty.

CICA: Pending.

YEAR 2006

R v Sheldon Marquiss Brown IND#54/04 GCS January/February 2006 (Sanderson J. with Jury)

Charges: Case#3816/04: Count 1: Attempted Murder

Plea: **Not Guilty Plea**

Previous Convictions: Unknown

Age: 35 years old

Summary Court: N/A

Grand Court: **22 years imprisonment.**

R v Charity Ursula Smith IND#02/06 GCS April 2006 (Ramsay-Hale J.(Acting) Judge alone)

Charges:

Case#4073/05: Count 1: Attempted Murder
Count 2: GBH -Left on File

Plea:

Not Guilty Plea

Previous Convictions:

Unknown

Age:

49 years old

Summary Court:

N/A

Grand Court:

A Probation Order for a period of 3 years with conditions that the defendant attend at Mental Health for treatment and to be regularly seen by the Community Health nurse and Officers from the Probation Department to monitor compliance. To be compliant with medication as prescribed.

ATTEMPTED INFLICTION OF GBH:

R v Dayal Whittaker IND#15/05 GCS November/December 2005 (Hon. Chief Justice Smellie.) No jury.

Charges:	Case#0933/05 (1-2)- Count 1- Threatening Violence Count 2: Threatening Violence Count 3: Threatening Violence Count 4: Attempted Murder. Count 5: Attempted GBH
Plea:	Guilty to Counts 1,2 3 & 5.
Previous Convictions:	Unknown
Age:	56 years old
Summary Court:	N/A
Grand Court:	Count 1-3: 1 year concurrently. Count 4: Left on File Count 5: 3 ½ years to commence from first day of incarceration. Random drug testing.

ATTEMPTED INFLECTION OF ABH:

Year 2006

R v Mark Vandiworth Smith IND#60/05 (A) GCS March/April 2006 (Chief Justice Smellie)

Charges:	Case#3668/04: Count 1: Attempted Robbery Count 2: Attempted Assault to cause ABH
Plea:	Not Guilty to Count 1. Left on File by Crown. Guilty to Count 2.
Previous Convictions:	Unknown
Age:	34 years old
Summary Court:	N/A
Grand Court:	2 years imprisonment suspended for 2 years. 150 hours of community service as directed by probation officer. To attend drug counselling and random drug testing. Concurrent to IND#60/05 (Handling Stolen Goods)

ATTEMPTED RAPE:

Section 127 Penal Code – Maximum Penalty – 14 years. “A” Offence.

YEAR 2004

ATTEMPTED DEFILEMENT

Year 2004

ATTEMPTED DRUG OFFENCES:

YEAR 2004

YEAR 2005

ATTEMPTED BURGLARY:

YEAR 2006

R v Luis Hernandez IND#57/05 GCS October 2006 (Henderson J.)
(See Attempted Burglary)

Charges:

Case#0992/05: Burglary
Case#2073/05: Going Equipped for Stealing
Burglary

Case#0876/04: Attempted Burglary

Plea:

Guilty

Previous Convictions:

Unknown

Age:

42 years old

Summary Court:

N/A

Grand Court:

2 years probation on all Counts with
Conditions:
To keep the peace and be of good behaviour
Report to probation officer when required to
do so;
Submit to random drug testing;
Participate in drug counseling recommended
by probation officer- any positive result
violation of order;
No curfew;
Not to be in possession of any weapon.

ATTEMPTED ROBBERY:

YEAR 2006

R v Dorian Craig O'Donnell IND#24/06 GCS June 2006 (Henderson J. Judge alone)
(See Miscellaneous Offences for Sentence on Breach of Probation Order)

Charges:	Case#0724/06:Attempted Robbery
Plea:	Guilty Plea
Previous Convictions:	Unknown
Age:	20 years old
Summary Court:	N/A
Grand Court:	Probation Order for 2 years with conditions: Report forthwith to probation officer; Keep the peace Be of good behaviour; Appear before this Court when required; Reside at premises with mother and as approved by probation officer; Allowed to move to Canada with mother and as approved by probation officer; Participate in counseling as prescribed by probation officer; Obtain and maintain employment-McAlpine suitable; Not to be in possession of any drugs; Not to be in possession of any weapon; Not to consume any alcohol.

ATTEMPTED THEFT:

YEAR 2004

ATTEMPTING TO OBTAIN PROPERTY BY DECEPTION

YEAR 2004

R v Eric Lindsey Ebanks SCA#44/03 - Sentenced October 2003. SCA Heard March 2004.

(See Theft and Burglary)

Charges:

Case#2327/03 - Attempting to Obtain Property by Deception

Case#5720/03(1) - Burglary

Case#5720/03(2) - Resisting Arrest

Case#5469/03(1) - Theft

Guilty

Unknown

Unknown

Plea:

Previous Conviction:

Age:

Summary Court:

Case#2327/03 - 6 months

Case#5720/03(1) - 18 months consecutive to sentence of 2 years, suspended on the 20/8/02 which is now activated.

Case#5720/03(2) - 6 months.

Case#5469/03(1) - 6 months consecutive to c#5720/03.

Case#5469/03(2) - 6 months concurrent.

Grand Court:

Appeal allowed to reduce sentence to 4 Years. C#5720/03, 5469/03(2) and 5720/03(1) to run concurrently

R v Loretta Ebanks IND#33/05 GCS July/August 2006 (Levers J.) (See Obtaining Property by Deception)

Charges:

Case#0895/06

Counts 1-11: Obtaining Property by Deception

Count 12: Attempting to obtain Property by Deception

Unknown

Unknown

24 years old

Plea:

Previous Convictions:

Age:

Summary Court:

N/A

Grand Court:

Counts 1-11: 9 months on each of 11

Counts to run concurrent. No compensation ordered.

Count 12: 9 months concurrent. No

compensation ordered.

ATTEMPTED ARSON:

YEAR 2005

R v Osbourne Wilfred Douglas IND#32/04. GCS May/June 2005 (Henderson J.- Judge Alone)

Charges:	Case#1688/04 - Count 1- Attempted Arson
Plea:	Not Guilty.
Previous Convictions:	Unknown
Age:	18 years old
Summary Court:	N/A
Grand Court:	18 months.

ATTEMPT TO OBTAIN PROPERTY BY DECEPTION:
Section 302 Penal Code – 3 years or less – “B” Offence.

YEAR 2004

YEAR 2005

Case#8399/02(1): Burglary
Case#8399/02: Burglary

ACCESSORIES AFTER THE FACT:

Section 308 Penal Code – Maximum Penalty – 3 years. “B” Offence.

YEAR 2004

CONSPIRACIES:

YEAR 2005

R v Alvin Robert McLean IND#51/04. GCS May/June 2005
(Sanderson J.)

Charges:

Case#4163/04:

Count 1: Conspiracy to Murder

Count 2: Murder

Plea:

Guilty to Count 1.

Not Guilty to Count 2.

Pleas acceptable to Crown. No evidence offered on Count 2.

Previous Convictions:

Unknown.

Age:

24 years old

Summary Court:

N/A

Grand Court:

Count 1: 8 years .

Count 2: Defendant acquitted.

OTHER MISCELLANEOUS OFFENCES:

YEAR 2004

R v Devin Andrew McCoy (Young Person) - GCS January/February 2004 Henderson J.
Sentence 9/01/04.

Charges: Case# 2770/02 – Breach of Probation on Affray.
Plea: Guilty to breach of Probation Order
Previous Conviction: Unknown
Age: 18 years old.
Summary Court: N/A
Grand Court: Probation for 2 years commencing 9/1/04.
Terms as follows:
Keep peace and maintain good behaviour
Appear before the Court when required to do so.
Attend inpatient treatment programme at Caribbean haven.
Not to leave Caribbean Haven's premises for the entire duration of the programme.
Not to be found in the possession of any weapon or drug.
Report to a Probation Officer whenever required to do so

R v Logan Linburg Bodden IND# 24/01 Case # 6172/00(2) GCS Jan/Feb 2004
(Henderson J.)

Charges: Breach of Suspended Sentence
Plea: **Guilty**
Previous Convictions: **Original Sentence – 9 months suspended for 2 years.**
Age: 29 years old
Summary Court: N/A
Grand Court: **Suspended sentence set aside; sentence of 6 months imposed.**

R v Dayon Elizabeth Connor IND# 8/04. GCS May/June 2004. (Panton J.)

Charges: Case# 6737/03:Count 1: Doing an Act Tending and Intending to Pervert the Course of Public Justice.

Plea: Counts 2 &3: Same as Above.
Guilty to all Counts.
Previous Convictions: Unknown.
Age: 34 years old
Summary Court: N/A
Grand Court: Probation Order made for 2 years.

R v Ismay Larrin Johnson IND# 35/03. GCS July/August 2004. (Sanderson J.). CICA 12/04 Not yet Heard. (See Theft)

Charges: Case# 2195/03:Counts 1&2: Conspiracy to Defraud
Count 3:Theft
Count 4: False Accounting
Plea: **Guilty to 3 & 4**
No evidence offered on Counts 1&2.
Previous Convictions: Ind. 34/03
Age: 28 years old
Summary Court: N/A
Grand Court: **Counts 3 & 4: 18 months on each count to run concurrent to IND. 34/03 and each other.**
CICA: **Appeal Pending.**

R v Jeffrey Alexander Barnes IND# 25/04 Case # 7146/03 GCS July/Aug 2004 (Panton J.)

Charges: Escaping Lawful Custody
Plea: **Guilty**
Previous Convictions: **None**
Age: 25 years old
Summary Court: N/A
Grand Court: **12 months to run concurrent with sentence for arson but consecutive to sentence now being served**

R v Jeffrey Alexander Barnes IND# 26/04 GCS July/Aug 2004 (Panton J.)

Charges: **Case#7147/03: Count 1: Arson**
Plea: **Guilty**
Previous Convictions: **Ind#25/04**
Age: 25 years old
Summary Court: N/A

Grand Court:

12 months to run concurrent with sentence for escaping lawful custody but consecutive to sentence now being served.

R v Jeffrey Alexander Barnes IND# 25/04 Case # 7146/03 GCS July/Aug 2004
(Panton J.)

Charges:

Escaping Lawful Custody

Plea:

Guilty

Previous Convictions:

None

Age:

25 years old

Summary Court:

N/A

Grand Court:

12 months to run concurrent with sentence for arson but consecutive to sentence now being served

R v Wayne Omar Brown IND# 43/04 GCS September/October 2004
(Panton J.)

Charges:

Case#2419/04: Count 1: Bigamy

Plea:

Guilty

Previous Convictions:

None

Age:

26 years old

Summary Court:

N/A

Grand Court:

Admonished and Discharged

YEAR 2005

R v Patrick Thomas Tibbetts IND# 18/02. GCS Jan/Feb 2005
(Hon. Chief Justice Smellie) CICA 1/05 Appeal heard November 2005.

Charges:

Case#5831/00:

Count 3: Assisting another to retain the benefit of the proceeds of criminal conduct.

Count 4: Assisting another to retain the benefit of the proceeds of criminal conduct.

Plea:

Not Guilty to Counts 3 & 4

Previous Convictions:

Unknown

Age:

50 years old

Summary Court:

N/A

Grand Court:

3 years. Bail granted on same conditions

CICA:

pending appeal.
Appeal dismissed. Conviction & sentences affirmed. Reasons for judgment released Jan. 24,2006.

R v Debbie Hetta Ebanks IND#1/04. GCS March/April 2005 (Henderson J.) CICA 10/05 Heard November 2005.

Charges: Case#6813/03 - Count 1- Arson
Plea: Accused re-arraigned and pleaded guilty.
Previous Convictions: Unknown
Age: 29 years old
Summary Court: N/A
Grand Court: **18 months.**
CICA: **Appeal allowed. Sentence substituted which allows appellant to be released immediately i.e. to time served.**

R v Matthew Gordon Amidy Sentenced April 2005. SCA #13/05. Heard May 2005 (Henderson J.)

Charges: Case#0412/05 – Official Corruption
Plea: Guilty.
Previous Convictions: Unknown
Age: Unknown
Summary Court: 6 months.
Grand Court: Appeal dismissed.

R v Alvin Robert McLean IND#7/05 May/June 2005 (Henderson J.) (See Firearm Offences; Theft; ABH)

Charges: **Case#4254/04:**
Count 1: Threatening Violence
Count 2: ABH
Count 3: Wrongful Confinement
Count 4: Threatening Violence
Count 5: Theft
Count 6: Unlawful Possession of a Firearm
Count7: Possession of a Firearm with intent to Commit an offence.
Plea: Not Guilty to Count 1.

Previous Convictions:

Age:

Summary Court:

Grand Court:

Guilty to Counts 2-7.

Unknown.

47 years old

N/A

Count 1: Left on File.

Count 2: 3 years.

Count 3: 3 years.

Count 4: 2 years

Count 5: 6 months.

Count 6: 4 years.

Count 7: 4 years.

All sentences to run concurrently to each other.

R v Ian George Duffell and Peter Samuel Ebanks IND#28/04. GCS May/June 2005
(Levers J.)- (See GBH)

Charges:

Case#0480/04 (1-2)- Count 1- GBH
(Duffell and Ebanks)

**Count 2: Threatening Violence at night
(Ebanks only).**

Plea:

Duffell:

Re-arraigned and pleaded guilty to Count 1.
Plea of Guilty on Count 1 struck out. Plea of
not Guilty entered.

Ebanks:

Re-arraigned and pleaded not guilty to
Count 1 but Guilty to Count 2.

Previous Convictions:

Age:

Unknown

Duffell:

34 years old

Ebanks:

34 years.

Summary Court:

Grand Court:

N/A

Duffell

Count 1: 3 years consecutive to present
Sentence.

Ebanks:

Count 2: 1 year.

R v Marlene Gillian Davis IND# 32/03 GCS July/August 2005
(Henderson J.)

Charges:

Case#0823/03: Count 1: Bigamy

Plea: **Guilty**
Previous Convictions: **None**
Age: 34 years old
Summary Court: N/A
Grand Court: **6 months suspended for 1 year.**

R v Debbie Hetta Ebanks IND# 1/04 GCS July/August 2005
(Henderson J.)

Charges: **Case#6813/03: Count 1: Breach of
Probation on Arson Charge**
Plea: **Guilty**
Previous Convictions: **Yes**
Age: 26 years old
Summary Court: N/A
Grand Court: **18 months.**

R v Mikol Watler IND# 18/05 GCS July/August 2005
(Anderson J.)

Charges: **Case#4111/04(1-4):**
Count 1: Burglary
Count 2: Carrying an Offensive Weapon
Count 3: Damage to Property
Count 4: Assault
Plea: **Guilty to Counts 2 & 4.**
Counts 1 & 3 Not put.
Previous Convictions: Unknown
Age: 27 years old
Summary Court: N/A
Grand Court: Counts 1 & 3 to Lie on File.
Counts 2 & 4: Probation for 2 years, fully supervised. 40 hours of Community Service.
Required to complete anger management course.

R v. Deidre Scott IND# 16/05(1). GCS September/October 2005. (Levers J.)

Charges: Case#0289/05:Count 1- Fabricating Evidence.

Case # 0289/05(2): Count 2 – Doing an Act Tending to Pervert the Course of Public Justice.
Plea: Guilty to Count 1. Count 2 not put.
Previous Convictions: Unknown.
Age: 25 years old
Summary Court: N/A
Grand Court: **Count 1 – 12 months suspended for two years.**

R v Jason Delroy Dennis IND# 13/05. GCS September/October 2005. (Sanderson J.)

Charges: Case#4121/05:Count 1- Arson
Count 2 – Using an ITC Network to abuse, harrass and threaten.
Count 3 – Using an ITC Network to Harass.
Count 4 – Using an ITC Network to Abuse.
Plea: Guilty to Counts 1 & 2.
Counts 3 & 4 dismissed per Crown’s application.
Previous Convictions: Unknown.
Age: 24 years old
Summary Court: N/A
Grand Court: **Count 1 – Time Served.**
Count 2 – 1 day concurrent with Count 1.

R v Curtis Joseph Conolly SCA#32/05. Sentenced November 2005. Heard February 2006 by Henderson J.

Charges: Case#0193/05 – Possession of Forged Currency Notes
Plea: Not Guilty.
Previous Convictions: Unknown
Age: Unknown
Summary Court: 6 months.
Grand Court: Appeal allowed.

R v Godfrey A. Brandt SCA#32/05. Sentenced November 2005. Heard February 2006 by Henderson J.

Charges: Case#0194/05 – Possession of Forged Currency Notes
Plea: Not Guilty.
Previous Convictions: Unknown
Age: Unknown

Summary Court: 6 months.
Grand Court: Appeal allowed.

YEAR 2006

R v Raymond Frank Creed IND#52/05 GCS March/April 2006 (Hon. Chief Justice Smellie J. with Jury)

Charges: Case#3074/05: Count 1: Assisting another to retain the benefit of Criminal Conduct.
Count 2: Concealing or transferring proceeds of criminal conduct
Count 3: Assisting another to retain the benefit of criminal conduct.
Count 4: Concealing or transferring proceeds of criminal conduct.

Plea: **Not Guilty** to all Counts

Previous Convictions: Unknown

Age: 71 years old

Summary Court: N/A

Grand Court: Fined US\$250,000 on each count or 3 years imprisonment. Deportation recommended when humanely possible.

R v Yvonne Monique McField IND#5/06 GCS June 2006 (Henderson J. with Judge alone)

Charges: Case#3204/05(1-2): Count 1: Reckless and Negligent act.
Count 2: ABH – Left on File

Plea: Guilty Plea

Previous Convictions: Unknown

Age: 30 years old

Summary Court: N/A

Grand Court: Probation for 1 year with the following conditions:
To keep the peace;
Be of good behaviour;
Appear before this Court when required to do so;
100 hours of community service;
To participate in such psychological or psychiatric treatment or counseling as may be prescribed for you by your probation

officer;
Not to be found in possession of a weapon;
To report forthwith to the probation officer
and report thereafter as required.

R v Dave Kennedy Whittaker IND#03/05 GCS July/August 2006 (Ramsay-Hale
J.(Acting)- Judge alone)(See Aggravated Burglary, Robbery and Indecent Assault)

Charges: Case#4078/04
Count 1: Aggravated Burglary
Counts 2, 4 & 5: Indecent Assault (x 3)
Count 3: Abduction
Count 6: Robbery
Plea: **Not Guilty on all Counts**
Previous Convictions: Unknown
Age: 41 years old
Summary Court: N/A
Grand Court: Count 1: 25 years.
Count 2, 4 & 5: 8 years on each count
concurrent to Count 1.
Count 3: 25 years concurrent to Count 1.
Count 6: 25 years concurrent to Count 1.

R v Dwight Anthony Plummer IND#33/05 GCS July/August 2006 (Harrison J.-
Judge alone)(See Defilement of Girl under 16 years)

Charges: Case#1509/05 (1-4)
**Counts 1& 2: Taking a Girl under 16
from lawful care.**
Counts 3 & 4: Defilement of Girl under 16
years.
Plea: **Not Guilty on all Counts**
Previous Convictions: Unknown
Age: 30 years old
Summary Court: N/A
Grand Court: **Count 1: 2 years.**
Count 2: 2 years
Count 3: 5 years
Count 4: 5 years
All sentences to run concurrently.

R v Tamika Francis IND# /05 GCS July/August 2006 (Levers J.) (See Obtaining
Property by Deception, Theft)

Charges: Case#4230/06
Count 1-8: Theft
Counts 9- 16: Making a False Document
Count 17- Obtaining Property by Deception
Plea: Unknown
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: Counts 1-8: 2 years imprisonment on each count to run concurrent. Compensation Order for CI\$32,940.00 to be paid on or before October 1, 2007 or 6 months in default.
Counts 9 – 16: 2 years on each count to run concurrently.
Count 17: 2 years concurrent.

R v Luis Castillo IND# /05 GCS July/August 2006 (Levers J.)

Charges: Case#3217/06
Count 1-21: Dishonestly Obtaining a Money Transfer by deception
Counts 22-44: False Accounting
Plea: **Unknown**
Previous Convictions: Unknown
Age: 56 years old
Summary Court: N/A
Grand Court: Counts 1-21: 2 years imprisonment suspended for 2 years on each count to run concurrent. Compensation Order for CI\$26,710.00 to be paid in 3 weeks .
Count 22 – 44 2 years suspended for 2 years on each count to run concurrent.

R v Devikin Tibbetts IND# 6/05 GCS July/August 2006 (Hon. Chief Justice- Smellie)
Judge alone.

Charges: Case#4031/04 (1-6)
Count 1: Dishonestly Obtaining a Money Transfer by deception
Counts 2-6: False Accounting
Plea: Guilty on Counts 1-4
Counts 5-7: Crown offers no evidence

Previous Convictions: Unknown
Age: 36 years old
Summary Court: N/A
Grand Court: Counts 1-4: Community Service – To perform 200 hours at such times and places as directed. 2 years imprisonment
Submit to random drug testing.
Retain steady employment to repay \$8500.00 (includes lost interest) at \$800.00 per month to Caribbean Club.

R v Ranston Everal Spence IND#43/06 GCS November 2006 (Levers J.)

Charges: Case#3694/06 (1-2)
Count 1: Forgery
Count 2: Uttering False Documents
Count 3: Possession of Forged Currency notes.

Plea: Guilty Plea
Previous Convictions: Unknown
Age: 30 years old
Summary Court: N/A
Grand Court: Count 1: 2 years. Deportation recommended.
Count 2: No further penalty.
Count 3: No further penalty.
Forfeiture of laptop computer and other items seized by the police.

R v Ezekiel Carter IND# 56/04; GCS December 2006. (Henderson J.)

Charges: Case #2523/04: Burglary/ **Breach of Probation Order made on IND#56/04**
Plea: **Guilty**
Previous Convictions: Unknown
Age: 19 years old
Summary Court: N/A
Grand Court: Probation Order for 18 months.
To report forthwith to probation officer;
Submit to random drug testing;
Attend counseling or treatment as may be required by probation officer;
No weapon or drug in possession;
6:30 a.m. to 6 p.m. curfew except for 4 hours on Sunday for Church and 3 hours

per month for dental and medical treatment.

8 months imprisonment. Time served on this charge only to be taken into account.

R v Luis Eduardo Moreno Castillo IND# 64/06; GCS December 2006. (Henderson J.)

Charges: Case #5343/06: **Conspiracy to Defraud x 2.**
Concealing or transferring proceeds of criminal conduct x 7

Plea: **Guilty to all Counts.**

Previous Convictions: Unknown

Age: 31 years old

Summary Court: N/A

Grand Court: **Count 1 : 2 years.**
Count 2: 2 years consecutive to Count 1.
Counts 3-9: 1 year imprisonment consecutive to all other sentences.
(Global sentence of 5 years)
Order for forfeiture of all monies seized, including monies found in defendant's room.

R v Luis Castillo IND#40/06 GCS December 2006 (Levers J.)

Charges: Case#3217/06 (1-20): Dishonestly Obtaining Money Transfers by Deception and False Accounting.

Plea: **Guilty to all Counts**

Previous Convictions: Unknown

Age: 19 years old

Summary Court: N/A

Grand Court: 2 years suspended for 2 years on each count, to run concurrently.
Compensation Order to First Caribbean Bank for \$26,710. 3 weeks to pay.
Restraining Order from Confiscation hearing, discharged.

R v Dorian Craig O'Donnell IND#24/06 GCS June 2006 (Henderson J. Judge alone)
Breach of Probation Order – Sentenced December 2006

Charges: Case#0724/06:Attempted Robbery
Plea: Guilty Plea
Previous Convictions: Unknown
Age: 20 years old
Summary Court: N/A
Grand Court: Probation Order for 2 years with conditions:
Report forthwith to probation officer;
Keep the peace
Be of good behaviour;
Appear before this Court when required;
Reside at premises with mother and as approved by probation officer;
Allowed to move to Canada with mother and as approved by probation officer;
Participate in counseling as prescribed by probation officer;
Obtain and maintain employment-McAlpine suitable;
Not to be in possession of any drugs;
Not to be in possession of any weapon;
Not to consume any alcohol.

Probation Order to facilitate proposed relocation to Kelowna, British Colombia with following conditions:

- 1. To keep the peace and be of good behaviour**
- 2. Appear before Court when requested to do so;**
- 3. Report to probation officer and obey reasonable directions as to place of residence, employment and counseling or treatment centres;**
- 4. Not to be in possession of non-prescription drugs;**
- 5. Not to be in possession of any weapon;**
- 6. If in jurisdiction on Jan 7, 2007, to appear before Court;**
- 7. To keep in contact with Probation Officer.**