



# The Caribbean Court of Justice

ORIGINAL JURISDICTION

## MINUTES OF PROCEEDINGS

Case Name: Rudisa Beverages and Juices N.V. & Anor  
v The Co-operative Republic of Guyana

Case No: OA 003 of 2013

Courtroom: Training and Conference Room

Method of Hearing: Video-Conference

Before: The Honourables Mr. Justice D. Byron, President, Mr. Justice A. Saunders, JCCJ; and Mr. Justice J. Wit, JCCJ

Claimants: Rudisa Beverages and Juices N.V. & Anor - represented by Mr. Hans Lim A Po

Defendant: The Co-operative Republic of Guyana - represented by Mr. Safraz Hussain, Mr. Kamal Ramkarran and Ms. Annette Singh

Intervener: The State of Trinidad and Tobago – represented by Ms. Donna Prowell, Ms. Christie Modeste

Registry: Nandlal Hardial, Registry Supervisor and Jacqueline Swaby Court Support Officer

Date: Monday 11<sup>th</sup> November 2013 at 2:00pm

**HEARING OF THE CASE MANAGEMENT  
CONFERENCE ON 5.11.2013 AND THE ADJOURNED  
CASE MANAGEMENT CONFERENCE ON 11.11.2013**

### 1) Remarks:-

- a) The Presiding Judge on both the 5<sup>th</sup> day of November 2013 and on the 11<sup>th</sup> day of November 2013 made introductory remarks and welcome the Parties.
- b) **Ms. Donna Prowell**, attorney-at-law, appeared and sought leave to appear on behalf of the Member State of Trinidad and Tobago, and made an application that Trinidad and Tobago be granted a “Watching Brief” status and that they may be able to file submissions in this matter. The Claimants and Defendant both had no objections to the said application.
- c) Counsel for the Claimants **Mr. Hans Lim A Po** addressed the Court
- d) Counsel for the Defendant **Mr. Safraz Hussain** addressed the Court
- e) The Court made the following Case Management Orders and Directions:-
  1. The application of the Defendant by letter dated the 1<sup>st</sup> day of November 2013, for an adjournment of this Case Management Conference is refused
  2. Leave is granted to the State of Trinidad and Tobago to appear at this Case Management Conference
  3. Leave is also granted to the State of Trinidad and Tobago to hold a “watching brief” in this matter
  4. The Registrar shall provide all documents filed in these proceedings to the State of Trinidad and Tobago
  5. Leave is granted to the State of Trinidad and Tobago to file written submissions in this matter on or before the 2<sup>nd</sup> day of January 2014
  6. Leave is granted to the Defendant to amend its defence in terms of the draft submitted on Friday the 8<sup>th</sup> day of November 2013 and filed on the said date
  7. Leave is granted to the Claimants to amend its reply in terms of the draft submitted on Monday the 11<sup>th</sup> day of November 2013 and filed on the said date
  8. The Claimants and the Defendant shall furnish the Court on or before the 29<sup>th</sup> day of November 2013 with the names of any witnesses they intend to call
  9. The Claimants and the Defendant shall file their witness statements and witness summaries on or before the 29<sup>th</sup> day of November 2013
  10. The Claimants and the Defendant shall file a list disclosing all documents to be used for evidentiary purposes in these proceedings on or before the 29<sup>th</sup> day of November 2013

11. Leave is granted to the Claimants to re-submit for e-filing certain documents which were initially filed in the “leave to commence proceedings” on or before the 29<sup>th</sup> day of November 2013
12. Leave is granted to the Defendant to submit for e-filing all outstanding documents that it may wish to file in these proceedings on or before the 29<sup>th</sup> day of November 2013
13. The Claimants and the Defendant shall file their written submissions, lists of authorities and copies of the said authorities on or before the 17<sup>th</sup> day of January 2014
14. The Claimants and the Defendant shall file a statement of event chronology on or before the 29<sup>th</sup> day of November 2013
15. The Claimants and the Defendant shall file an agreed statement with respect to the issues of law in this matter, on or before the 29<sup>th</sup> day of November 2013
16. The Defendant shall file an agreed statement of facts in consultations with the Claimants on or before the 2nd day of December 2013 at 10:00am
17. Leave is granted to the Defendant to file on or before the 13<sup>th</sup> day of November 2013, an application for discovery of the Claimants’ Annual Financial Reports for the period 2000 to 2013
18. Leave is granted to the Claimants to file in opposition, a reply to the said application for discovery on or before the 20<sup>th</sup> day of November 2013
19. A Pre-Hearing Review, pursuant to Part 24.1 (1) will be conducted in these proceedings on Monday the 2<sup>nd</sup> day of December 2013 at 2:00pm by video conference
20. This brought the proceedings to an end.



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**SIGNED**

[ Dr. Leighton Jackson]  
Registrar and Chief Marshal (Ag)

**Date: 11th November 2013**

<i>Date</i>	Opening	Adjournment	
5.11.13	2:00pm	3:05pm=65mins	
11.11.13	2:00pm	2:18pm=18mins	
Total time in Court			83mins