

COMMONWEALTH OF THE BAHAMAS
IN THE SUPREME COURT
Common Law and Equity Division
2021/CLE/gen/01043

IN THE MATTER of the trusts of the Declaration of Trust dated 23rd February 2001 and designated as The Coral Ridge Trust and of the trusts of the Declaration of Trust dated 23rd February 2001 and designated as The Hightree Trust

AND IN THE MATTER OF an application under Section 3 of the Judicial Trustees Act and/or under the inherent jurisdiction of the Court

BETWEEN:

CHERYL HAMMERSMITH-STEWART

Claimant

AND

CROMWELL TRUST COMPANY LIMITED

First Defendant

ADAM STEWART

(acting in his capacity as the Enforcer, a member of the Advisory Board and personal capacity)

Second Defendant

JAIME STEWART-McCONNELL

(acting in her capacity as a member of the Advisory Board and personal capacity)

Third Defendant

BRIAN JARDIM

Fourth Defendant

GORDON STEWART

Fifth Defendant

KELLY STEWART

Sixth Defendant

SABRINA STEWART

Seventh Defendant

ASTON JONATHAN STEWART, SLOANE SARAH STEWART, CAMDEN JAIME STEWART, PENELOPE SKY McCONNELL, ISLA JAMES McCONNELL, FINLEY COLLINS McCONNELL, STELLAN JONATHAN McCONNELL AND THE UNBORN

ISSUE OF ADAM STEWART AND JAIME McCONNELL

(acting by JOHANN GORDON EPSTEIN as their Guardian ad litem)

Eighth Defendant

ROBERT STEWART

Ninth Defendant

Before: Hon. Chief Justice Sir Ian R. Winder

Appearances: Simon Taube, KC with John Wilson, KC and Theominique Nottage for the Claimant

Brian Simms, KC with Wilfred Ferguson Jr. for the First Defendant

Richard Wilson, KC with John Minns for the Second, Third and Fourth Defendants

Terry North for the Fifth, Sixth and Seventh Defendants

Lena Bonaby for the Eight Defendant

David Brownbill, KC with Gia Lockhart for the Ninth Defendant

On the Papers

FURTHER DIRECTIONS

WINDER, CJ

Following the delivery of my 15 December 2025 decision on the application of the Claimant (Cheryl) for permission to further amend her Re-Re-Amended Statement of Claim, the parties sought, through email correspondence, clarification and adjustments to the case management directions. On 24 December 2025, I provided the clarification sought and promised to formalize those clarifications and adjustments; I do so now.

[1.] Paragraph 35 of the Decision should reflect that the proposed paragraphs 2Ad, 2Ae, 8k and 8l of the amended draft are refused.

[2.] Cheryl to file the Re-Re-Re-Amended Statement of Claim by end of business on 24 December 2026.

[3.] The Court declares that the no contest clause is not engaged in relation to these further amendments.

[4.] The existing trial directions are varied as follows:

- (1) Defendants to file Amended Defenses by 5 January 2026.
- (2) Any consequential amendments to the Reply to be filed by 9 January 2026.
- (3) Parties to complete disclosure by 13 January 2026.
- (4) Interlocutory applications, if any, to be filed by 26 January 2026. Applications, if any, to be heard on any day between 9-13 or 23-26 February 2026, that the parties can agree upon.
- (5) Factual witness statements to be filed by 20 February 2026.

- (6) Reply statements to be filed by 20 March 2026.
- (7) Expert statements to be exchanged on 1 April 2026.
- (8) Trial bundle index to be filed on 1 April 2026.
- (9) Pre-trial review to take place on 5 May 2026.

Dated this 30th day of December 2025



Sir Ian. Winder
Chief Justice