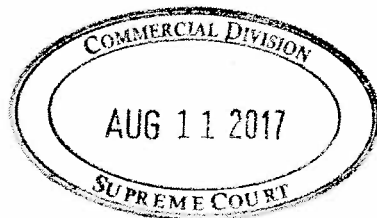




CONSENT ORDER

IN THE SUPREME COURT OF JUDICATURE OF JAMAICA
IN THE CIVIL DIVISION
CLAIM NO. 2017 CD 00417



BETWEEN REGGAE ADVENTURES LIMITED CLAIMANT

AND THE URBAN DEVELOPMENT CORPORATION DEFENDANT

BEFORE THE HONOURABLE MR. JUSTICE LAING
IN CHAMBERS
ON THE 11TH DAY OF AUGUST, 2017

UPON THE Notice of Application for Court Orders filed on August 08, 2017, coming on for hearing this August 9, 2017, August 10, 2017, and August 11, 2017, before the Honourable Mr. Justice Laing and UPON HEARING Mr. Conrad George and Mr. Andre Sheckleford instructed by Hart Muirhead Fatta, Attorneys-at-Law for the Claimant/Applicant and UPON HEARING Mr. W. John Vassell Q.C. and Mr. Jonathan Morgan instructed by DunnCox, Attorneys-at-Law for the Defendant/Respondent, **IT IS HEREBY ORDERED BY CONSENT THAT:**


1. The Defendant restore to the Claimant possession of the parcel of land known as Walter Fletcher Beach, Montego Bay in the parish of Saint James being registered at Volume 1116 Folio 221 of the Register Book Titles ("the Property"), on the date of this Order and conditional upon receipt of the sum referred to in paragraph 2(i) hereunder.
2. The Claimant pay to the Defendant:
 - i. The sum of \$700,000, forthwith;
 - ii. An additional sum of \$1,000,000.00, on or before August 31, 2017;
 - iii. An additional sum of \$1,811,830.14 on or before September 15, 2017;

3. Should the Claimant fail to make prompt payment of any of the above, its entitlement to remain in possession of the Property hereunder will forthwith terminate and he will redeliver possession of the Property to the Defendant.
4. The Claimant, by its servants, agents, directors, including Mr. Carlyle Allen, do quit and vacate the Property and hand possession of the same to the Defendant at the expiration of 60 days hereof, namely on or before October 10, 2017, unconditionally.
5. The Claimant hereby withdraws its claim for recovery of sums overpaid set out in its Particulars of claim and wholly releases and discharges the Defendant, its servants, agents, employees or associated entities from the said claim, and from any and all like claims as well as any and all claims or demands for damages or other causes of action set out in its Claim Form or Particulars of claim herein.
6. The Claimant to take appropriate steps to discontinue these proceedings, the timing of the filing of the said discontinuance to be determined by the Defendant and advised to the Claimant's Attorneys-at-Law.
7. The Claimant, its directors, agents, and employees, including Carlyle Allen, are prohibited from issuing any statement or providing any information to the press, media or other public forum in relation to the matters that are in anyway related to the subject-matter or issues raised in **Claim No. 2017 CD 00417**, the Defendants Application for an Injunction, or the terms of this Consent Order made herein.
8. The Defendant shall make a public statement in terms agreed to by the Claimant's Attorneys-at-Law that the Property is reopened for business as "Aqua Sol Beach", such statement to make no reference to the temporary nature of the said reopening.
9. No Order as to costs.

BY THE COURT.



JUDGE/REGISTRAR



Filed by **DunnCox**, Attorneys-at-Law, of 48 Duke Street, Kingston, (Attention: **Mr. Jonathan D. K. Morgan**), for and on behalf of the Defendant/Respondent whose address for service is that of its said Attorneys-at-Law and whose telephone number is (876) 922-1500.