

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

VONCELLE ANTHONY,	)	
	)	
	)	
Plaintiff,	)	
	)	Civil No. 1999-78
v.	)	
	)	
MAZDA MOTOR OF AMERICA, d/b/a	)	
MAZDA NORTH AMERICAN	)	
OPERATIONS,	)	
	)	
Defendant.	)	
_____	)	

ATTORNEYS:

Joseph Caines, Esq.
St. Thomas, U.S.V.I.
For the plaintiff,

Bruce P. Bennett, Esq.
St. Croix, U.S.V.I.
For the defendant.

JUDGMENT

GÓMEZ, C.J.

Before the Court is the appeal of defendant Mazda Motor of America d/b/a Mazda North American Operations ("Mazda") from the Magistrate Judge's order entered on March 9, 2007, granting plaintiff Voncelle Anthony's ("Anthony") motion for sanctions against Bruce P. Bennett, Esq., and awarding Anthony prejudgment

Anthony v. Mazda
Civil No. 1999-78
Judgment
Page 2

interest on the settlement amount. For the reasons stated in the accompanying memorandum of even date, it is hereby

ORDERED that Mazda's appeal is **DISMISSED** to the extent it challenges the imposition of sanctions against Attorney Bruce P. Bennett; it is further

ORDERED that the portion of the March 9, 2007, order awarding interest to Anthony on the settlement amount is **VACATED**; it is further

ORDERED that, pursuant to this Court's *de novo* review of the record, Anthony shall recover from Mazda the settlement amount of \$85,000, plus interest on the \$85,000, accruing from May 1, 2006, until the date of this Judgment at the legal prejudgment rate, and thereafter interest shall accrue at the legal postjudgment rate; it is further

ORDERED that the above-captioned matter is **DISMISSED**, and all pending motions are denied without prejudice; it is further

ORDERED that the Court retains jurisdiction for sixty days from the date of this Judgment to enforce the settlement; and it is further

ORDERED that the Clerk of the Court shall close this matter.

DATED: August 20, 2007

S_____
Curtis V. Gómez
Chief Judge

Anthony v. Mazda
Civil No. 1999-78
Judgment
Page 3

Copy:

Hon. Geoffrey W. Barnard
Joseph Caines, Esq.
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James L. Hymes III, Esq.
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