

**COMMONWEALTH OF THE BAHAMAS
IN THE SUPREME COURT**

**COMMON LAW AND EQUITY DIVISION
2019/CLE/gen/01104**

BETWEEN

**GREAT LAKES INSURANCE SE
(as Subrogee of Mt. Daufuskie Charters Inc)**

Plaintiff

AND

BRILAND GAS AND OIL COMPANY LIMITED

Defendant

Before: The Hon. Madam Justice G. Diane Stewart

**Appearances: Tara Archer-Glasgow, Audley Hanna and Mr. Trevor
Lightbourn for the Plaintiff**

Ms. Rodger Outten for the Defendant

Judgment Date: 28th April, 2023

ADDENDUM TO JUDGMENT

1. I have reviewed the submissions on whether the court should prior to perfecting its judgment allow costs fit for two counsel to the Plaintiff and grant the Plaintiff pre-judgment interest on the judgment sum from the date of the payment of the sum to judgment. .
2. The Defendant opposes both applications.
3. I have read the submissions of both parties.
4. I accept that the Plaintiff did claim interest pursuant to the Civil Procedure (Award of Interest) Act, and I accept that the Act does allow for the award of pre-judgment interest, which was not addressed in the judgment.
5. Accordingly based on Jennifer Bain v Family Guardian Insurance Corp Ltd SC Civ. App No 64 of 2022, I am awarding the Plaintiff pre-judgment interest on the sum of \$75,000.00 from the 10th October 2018 at 3% and the balance of \$56,000.00 from 7th March 2019 at 3% until judgment.

6. As for costs fixed for two counsel, I am not satisfied that this was an action which would justify costs for two counsel. Further, the Plaintiff did not request costs for two counsel at the time of making its submissions, or when judgment was delivered. Accordingly, my original order stands

Dated this 28th day of April 2023



Hon. Madam Justice G. Diane Stewart