

FILED

January 29, 2024 12:27 PM

ST-2021-CV-00459

TAMARA CHARLES

CLERK OF THE COURT

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

ADAM COOK, TRUSTEE OF THE ADAM COOK)
REVOCABLE TRUST, dated November 30, 2016,)
BLOSSOM CORPORATION, INC., ELISSA)
RUNYON, JERRY RUNYON, A. MICHAEL)
MILNE, TRUSTEE OF THE A. MICHAEL MILNE)
REVOCABLE TRUST, MEREDITH FLETCHER,)
MARC O'NEIL, ANNE O'NEIL, AND ALLEN D.)
MILLER, TRUSTEE OF THE ALLEN D. MILLER)
REVOCABLE TRUST dated 4/9/2019,)
DERIVATIVELY ON BEHALF OF ESTATE FISH)
BAY OWNERS ASSOCIATION, LTD., a non-profit)
corporation.)

Plaintiffs,)

vs.)

TAMMY DONNELLY, TINA PETITTO, JAMES)
SWAN, JOHN ROLL, ELIZABETH LOWE, MARY)
MARONEY, LANNY ROBERTS, ALEXANDRA)
ANNS, and MICHAEL BARRY, in their capacity as)
the current Members of the Board of Directors of)
Estate Fish Bay Owners Association, and TAMMY)
CUMMINGS and GERALD BECHSTEIN, as former)
Board Members, Individually,)

Defendants,)

Case No. ST-2021-CV-00459

ACTION FOR ACCOUNTING,
TURNOVER OF RECORDS AND
BREACH OF FIDUCIARY DUTY

ORDER

THIS MATTER came on for Status Conference on Monday, January 29, 2024, by Zoom. Carol Rich, Esq. and Adam Thorpe, Esq. appeared for Plaintiffs. Plaintiff Elissa Runyon was also present. Kevin D'Amour, Esq. appeared for Defendants.

The court placed its findings on the record to support the January 26, 2024 Order denying Defendants' Motion To Reconsider and Plaintiffs' Urgent Motion To Compel.

The court acknowledged Defendants' motion to continue the February 2, 2024 evidentiary hearing, filed January 26, 2024, and the parties discussed a new date for same.

In accordance with the rulings from the bench, it is hereby

ORDERED that Defendants' motion to continue the February 2, 2024 evidentiary hearing is **GRANTED**; it is further

ORDERED that the deadline for the parties to file their exhibit lists and witness lists is **Wednesday, February 28, 2024**; it is further

ORDERED that the witness lists shall identify which witnesses, if any, the party expects will testify remotely; it is further

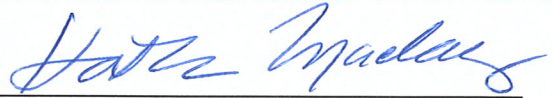
ORDERED that a Status Conference is scheduled for **Friday, March 1, 2024, at 10:00 a.m., by ZOOM**; it is further

ORDERED that the hearing on preliminary injunction scheduled for February 2, 2024, is continued and rescheduled for **Tuesday, March 5, 2024, at 9:30 a.m., IN PERSON**; it is further

ORDERED that the Temporary Restraining Order entered on January 22, 2024, is extended to March 15, 2024; and it is further

ORDERED that copies of this order shall be directed to counsel of record.

DATED: January 29, 2024



Kathleen Mackay

Judge of the Superior Court
of the Virgin Islands

ATTEST:
TAMARA CHARLES
Clerk of the Court

BY: 

for **LATOYA CAMACHO**
Court Clerk Supervisor 01 / 29 / 24