



PRESS STATEMENT

By

Arawak Homes Ltd

November 7, 2010

ARAWAK HOMES RENEWS APPEAL TO TRESPASSERS **FOLLOWING SUPREME COURT DECISION**

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On Friday, November 5, 2010, Senior Supreme Court Justice Anita Allen, issued a Ruling that Mr. Dennis Dean pay approximately \$459,998.80 to Arawak Homes as a result of having trespassed on the property of Arawak Homes.

In addition, the Court further Ruled that Mr. Dean is liable for the costs which Arawak Homes incurred in this matter, and also refused Mr. Dean's application for a stay of the Court's earlier Ruling of September 20, 2010, where it was determined that:

- a) Mr. Dean is not entitled to enter the subject property;
- b) Arawak Homes Ltd. take possession of the land;
- c) Mr. Dean, his servants or agents whomsoever, cannot enter upon the land (an Injunction);
- d) Arawak Homes Ltd. is entitled to damages (i.e. monetary compensation) for its inability to use the lots during Mr. Dean's trespass; and

e) Mr. Dean must pay the costs (legal fees) of Arawak Homes. Ltd.

In arriving at this Ruling, the Senior Justice specifically stated that *“there is irrefutable evidence of documentary title of the Plaintiff (Arawak Homes Ltd.)... I am therefore of the view that the Defendant had constructive notice of the state of the Title of the land when he purportedly bought the land in 1999...having heard the Defendant’s evidence and observing his demeanor, I do not believe he held a mistaken belief that he owned the subject land. In fact, I find that he knew he did not own the land when he took possession...”* (emphasis added)

In this latest Ruling, the Senior Justice specifically said that the application for the stay was refused on the grounds that there was **no reasonable basis for appeal.**

In the light of this latest Supreme Court Ruling, Arawak Homes renews its appeal to all those persons who are trespassing on the company’s land to visit the company’s office with a view to arriving at an agreement by which the position of the trespasser can be made legitimate.

Arawak also thanks and commends those persons who have accepted the company’s earlier invitation and now enjoy or are on the path to enjoying the full benefits of actually owning a parcel of land. This includes an ability to pass on proper ownership by means of a Will and the capacity to use the said ownership to secure mortgage financing.

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