

FOR PUBLICATION

**IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX
APPELLATE DIVISION**

GILBERT DON PROCTOR,)
Appellant/Cross-Appellee,) D.C. CIV. APP. NO. 1999/032
v.) Re: T.C. CIV. NO. 564/1997
NORTH SHORE PARTNERS, INC.,)
DEVELOPMENT CONSULTANTS, INC., and)
PARALLEL CONSTRUCTION CORPORATION,)
Appellees/Cross-Appellants.)

On Appeal from the Territorial Court of the Virgin Islands

Considered: September 28, 2001

Filed: September 23, 2002

BEFORE: **RAYMOND L. FINCH**, Chief Judge, District Court of the Virgin Islands; **THOMAS K. MOORE**, Judge of the District Court of the Virgin Islands; and **RHYS S. HODGE**, Judge of the Territorial Court of the Virgin Islands, Division of St. Thomas and St. John, Sitting by Designation.

APPEARANCES:

Thomas H. Hart, Esq.
Charles S. Siegel, Esq.
St. Croix, U.S. Virgin Islands
Attorneys for Appellant/Cross-Appellee,

Douglas L. Capdeville, Esq.
James L. Hymes, III, Esq.
St. Croix, U.S. Virgin Islands
Attorneys for Appellees/Cross-Appellants.

ORDER OF THE COURT

PER CURIAM

AND NOW this 23 day of September 2002, having considered the arguments and submissions of the parties, and for the reasons set forth in the Court's accompanying opinion of even date, it is

hereby

ORDERED that the January 22, 1999 Judgment of the Territorial Court is **AFFIRMED**.

DONE AND SO ORDERED this 23 day of September 2002.

A T T E S T:
WILFREDO F. MORALES
Clerk of the Court

/s/

By: Deputy Clerk

Copies (with accompanying opinion) to:

Judges of the Appellate Panel
Honorable Jeffrey L. Resnick
Honorable Geoffrey W. Barnard
Judges of the Territorial Court
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