### IN THE REPUBLIC OF TRINIDAD AND TOBAGO

**CHRISTOPHER ROSS GIDLA**

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**123 Duke Street**

**Port of Spain**

**Tel/624-4410**

**Bar No.GIC2006148**

#### IN THE HIGH COURT OF JUSTICE

Claim No. CV 2009 -01049

##### BETWEEN

**RUDOLPH SYDNEY Claimant**

##### AND

## 

## JOSEPH THOMAS Defendant

Affidavit

I, Christopher Ross Gidla, attorney at law, of 123 Duke Street, Port of Spain make oath and say as follows:

1. I am the attorney at law having conduct of this matter on behalf of the applicant Joseph Thomas herein.
2. By order of this Court made 14th day of May, 2009 it was ordered interalia that Appearance is to be filed by the Defendant on or before the 22nd day of May, 2009.
3. When I made an entry in my dairy, I misheard it as 27th of May , 2009 and mistakenly entered it as 27th of May, 2009
4. When I made attempts to file the Appearance I was told that the date was passed and I couldn’t file the Appearance. The Appearance is signed and ready to be filed.
5. I spoke to my learned friend Mr.Robert Boodoosingh and he indicated that he donot have any difficulty in accepting the Appearance.
6. In these circumstances I humbly ask this Hounorable court for an extension of time to file the Appearance.

Sworn to at 123 Duke Street}

Port of Spain, this 28th day}

Of May, 2009 }

Before Me

Commissioner of Affidavits.