

IN THE TRADITIONAL RIGHTS COURT
OF THE
REPUBLIC OF THE MARSHALL ISLANDS

FILED

Rosa Peter on behalf of Nomai Peter)
)
 Plaintiff)
)
 vs)
)
 Hermon Napking, Wina Lodge and)
 Edwin Lakien)
 Defendants)

Civil Action #2006-163

LEMNAK IN UWAK

J. S. Lewis
DEPUTY CLERK OF COURTS
REPUBLIC OF THE MARSHALL ISLANDS

High Court Civil Action #2006-163, ar itok non Court eo an Manit bwe en ronjake elikin an Chief Justice eo an High Court im counselor ro erra ibben dron ke case in **ejelet mantin Marshall**. Court eo an manit ar jino ronjake eo an case in ilo July 16-23, 2008. Ro uwan panel eo an TRC, Associate Judge Botlang Loeak, Pro. Tem Associate Judge Abji Jally, im Berson Joseph, Presiding Judge ilo case in.

Abnono eo elab ilo case in ar **jarjar wot jen an Rosa Peter tomak ke ijo ej jokwe ie ej Jira Wato**. Kin wot tomak in an, ear kojekdron kojela ko jen Alab Hermon Napking im Senior Dri Jerbal eo Wina Lodge, kin karok im bebe ko ion Barkan Wato. Kin wot tomak eo elab an Rosa Peter, ar jumae defendant rein im ba ke mweo ej jokwe ie, kab bwidrej eo ej ber ion, ej wato eo airro jinen, Nomai Peter, etan Jira Wato.

Abnono in ar bareinwot jelet imon jokwe eo an kar Dr. Enta Peter, im family eo an rar bed im jokwe ie jen tore ko an Trust Territory Government. Imon jokwe kein rar ekkal iumin program eo nae etan, Eighty Nine Ten. Ej juon program eo ar ejaak non komon money in kaliki mokein imon Kien. Im kinke Enta Peter ar District Director eo an Dental Department, ar maron jokwe ilo mwin konono kake ilo case in.

Rosa Peter ar jino emmakit im jokwe ilo mwin konono kake kinke ar belele ibben likao eo eritto tata nejin Enta Peter. Botab, ekkar non mantin Marshall, ejjelok an Rosa Peter maron ilo mwin konono kake, kab wato Barkan. Kinke elikin wot an Kien eo an Trust Territory emakit jen Marshall Islands, ar ilok mokein ilo Uliga, Majuro non armij ro air bwidrej kein. Ijowot ke, elikin an Rosa Peter melele kin jabdrewot, elabtata opinion eo an Chief Justice Carl B. Ingram ke **ejjelok Jira Wato**, ak wato kein wot ruo, Barkan im Lejolimen, elik tata, Rosa Peter ar kile ke lemnak eo an kin Jira ebwir, einwot an kar member ro an court eo an manit kajitkini ilo jea in kamol eo.

NAMES OF DEFENDANT'S WITNESSES AND ADDRESSES:

1. Wina Lodge - Barkan Wato, Majuro, Marshall Islands
2. Hermon Napking - Barkan Wato, Majuro, Marshall Islands
3. Sailass Molkai - Laura Village, Majuro, Marshall Islands

DEFENDANT'S EXHIBITS:

1. Defendant's Exhibit A-1 Agreement
2. Defendant's Exhibit A-2 Letter in komelim an Enta Peter
3. Defendant's Exhibit A-3 Napking's declaration: translation
4. Defendant's Exhibit A-4 Letter of eviction
5. Defendant's Exhibit #5 Lease agreement
6. Defendant's Exhibit TRC 5 - Letter of eviction
7. Defendant's Exhibit TRC 6 - a written map
8. Defendant's Exhibit TRC 8 - a memorandum

NAMES OF PLAINTIFF'S WITNESSES AND ADDRESSES:

1. Rosa Peter - Barkan Wato, Majuro, Marshall Islands

PLAINTIFF'S EXHIBITS:

1. Plaintiff's Exhibit A - Order for dismissal with prejudice and permanent injunction
2. Plaintiff's Exhibit B - Bujen koon ikijen Barkan Wato
3. Plaintiff's Exhibit C - Letter of revocation
4. Plaintiff's Exhibit AA - Menmenbwij
5. Plaintiff's Exhibit BB - Menmenbwij

Innem kio court in an manit ej uwak kajitok ko jilu im raurok ilo case in:

- a) Ekkar non mantin Marshall, Rosa Peter im ro mottan remaron bed im jokwe wot imwin, elane rej loor karok im bebe ko an Alab Hermon Napking im Senior Dri Jerbal, Wina Lodge.
- b) Rosa Peter aikuij kile im kautiej Alab im Senior Dri-Jerbal eo ilo an ronjake bebe ko kotolloki non aoleb ro rej bed im jokwe ilo Wato Barkan. Ej manit eo emontata in, **jela nae dron, im kautiej dron.**
- c) Aet, ekkar non ronjake eo an case in, court in an manit ar kile ke naan im komon ko an Rosa Peter rar jekkar non manit in ad, einwot an jumae Alab Hermon Napking im Senior Dri Jerbal Wina Lodge, kin wot tomak eo an ke mweo ej bed im jokwe ie ej Jira Wato.

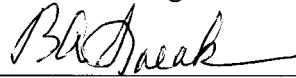
Naan in kamol, im uwak ko an Rosa Peter iman court eo an manit ar ba, “Kio, elab ao melele ke ejjelok Jira Wato, einwot an alikkar ilo **Partial Summary Judgement eo an High Court im ar filed ilo May 18, 2007.**” Ear bareinwot kwalok an naan in kalimur ke enaj loor jabdrewot ijilok ko an Alab im Senior Dri-Jerbal ro air Barkan Wato. Emon, elane enaj eindrein an ba im kalimur.

Botab, court in an manit ej bareinwot kile bwe elane Rosa Peter ejamin komon jimwe im emon non alab im dri jerbal ro air Barkan Wato, einwot an uwak kajitok ko iman court in an manit, innem eaikuij emmakit jen mwin ej jokwe kio.

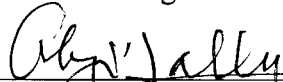
Dated: September 9, 2008



Berson Joseph, Chief Judge
Traditional Rights Court



Botlang Loeak, Associate Judge
Traditional Rights Court



Abji Jally, Pro Tem Associate Judge
Traditional Rights Court