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REPUBLIC OF THE MARSHALL ISLANDS

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

John Bungitak)
)
Dri Abnono ,)
)
VS.)
)
Jowels et, al.,)
)
Dri Jumae Abnono.)
_____)

CIVIL ACTION NO. 2010-177

KOLMENLOKJEN IM UWAK KO AN TRADITIONAL
RIGHTS COURT

RO UWAAN PANEL EO: Presiding Judge Waler K. Elbon
Associate Judge Nixon David
Associate Judge Grace Leban

JIKIN IM RAAN IN RONJAKE EO AN CASE IN: Majuro Courthouse, July 26, 27 & Sept. 2, 2016

IAKWELEL KO AN PARTY KO: lakwelel eo ikotaan party ej ikkijen lease eo ear komman im sign ilo kar July 1, 1973, plaintiff exhibit 'C'. Lease in ear komman ikotaan Lakuban Bunitak, jemen John Bungitak m armej ro rar sign ilo lease in rej Mo Jitiam, Iroj, Lanilobet, Alap im Lijela, Dri Jerbal. Dri Jumae abnono ro rej ba bwe ejjelok kitien lease kinke Lijela ear jab e eo ej kabjor maron eo an Senior Dri Jerbal nan Konan Weto ilo kar iio ne 1973. Plaintiff ro rej kile bwe Lijela, jinen Carl Domnick em jibun Charles Domnick ej e eo ekkar bwe en Senior Dri Jerbal nan Konan Weto ilo ien eo ear sign lease eo ilo kar 1973 eo einwot an walok signature eo an ilo lease eo einwot Senior Dri Jerbal.

KAJITOK KO AN PARTY KO: 1. Jen kar August 17, 1973 eo (lease eo me Lakuban Bunitak, jemen John Bungitak im John Bungitak ej wonmanlok wot kake) won eo iaan Enoch im Lijela ej armej eo ejimwe im ekkar bwe en kabjor maron eo an Senior Dri Jerbal nan Konan Weto, Rita, Majuro Atoll, Marshall Islands?

2. Ekkar nan manitin Marshall, Dri Abnono John Bungitak, eo im e im ro nejin rej jokwe im mour ijiin me Lakuban Bunitak ear lease 1, ej e eo ke ej ribinej jenkwon Lakuban Bunitak ilo lease in?

UWAAK:

1. Lijela
2. Aet, John Bungitak ekkar nan manitin Marshall, ej e eo ekkar bwe en ribinej jenkwon jemen Lakuban Bunitak ilo men ko mweien ekoba lease eo ear komman ilo July 1, 1973.

MELELE KO REMOL IM KOLMENLOKJEN IM UWAAK KEIN REJ BEDBED ION: Panel eo an TRC Kar komman ronjake eo an case ilo kar July 26, 2016 im jemlok ilo kar September 2, 2016. Elon kein kamol ko im kar nan in kamol ko jen ro me rar bok jea in kamol eo. Kein kamol ko me panel eo ear bedbed ioer nan kwalok uaak ko aer nan kajjitok ko kar jakitok nan TRC eo rej einwot: Plaintiff Exhibit "D" Determination of Ownership and Release No. 58-3 im Plaintiff Exhibit 'F' The Land Determination of 1959. Plaintiff Exhibit "D" im Exhibit "F" rej kalikar bwe Carl Domnick ej e eo ear Dri Jerbal nan Konan Weto. Carl ej emman eo nejin Lijela, im Charles Takao Domnick ej emman eo nejin Carl Domnick. Plaintiff Exhibit "I" The Master Report in Civil Action No. 11-77. Panel eo ear etale loe bwe melele eo dree eo Master Report eo ej kwaloke ej bwe Inok ej Dri Jerbal nan Konan Weto ej kinke ear bed wot ie im dri jermal jen kar ien ko an Ri Japan. Majuro Land Determination ko rar komman ilo yio ko 1958 im 1959 rej kalikar bwe Carl Domnick ej Dri Jerbal eo ilo Konan Weto. Ilo bar Master Report in ej bar kwalok bwe Lanilobit ear alap eo im Lautto ear alap moktalok jen e. Plaintiff Exhibit "F" Majuro Land Determination of 1959 ej kalikar bwe Lautto ear Alap im Carl Domnick ear Dri Jerbal ilo Konan Weto. Panel eo an TRC eo ear bar lale Plaintiff Exhibit "E" Determination of Ownership and Release No. 58-15 eo me ej kalikar bwe Inok ej Alap im Senior Dri Jerbal nan Denlik Weto, Rita, Majuro Atoll einwot an kar alikar ak tokjen kar public hearing eo me ear komman ilo kar July 16, 1958. Ejja bar ilo ran in wot July 16, 1958 einwot an alikar ilo Plaintiff Exhibit "D" Determination of Ownership and Release No. 58-3 ear bar alikar bwe Carl Domnick ear e eo ej Senior Dri Jerbal an Konan Weto. Ear jab alikar ilo kar ien ronjae eo an case im ilo kein kamol kar jakimantak ke Inok ear jumae Carl Domnick ke e eo ej Senior Dri Jerbal nan Konan Weto. Kein kamol ko an Dri Jumae abnono rej einwot Defendant Exhibit 1, The Master Report in Civil Action No. 11-77 im kab Defendant Exhibit 2, Menmenbwij eo an Family eo an Inok . Menmenbwij in ej kalikar bwe ejjelok kadmader nan ro rej kabjor maron eo an Alap ilo Konan Weto.

MANIT IM IMENENE KO REJELET CASE IN: Ilo mantin Marshall ilo lajrak ko ion bwirij nejin kora rej renaj jolete maron eo an Alap, jino jen eo eritotata im nejin emmaann rej jolete maron eo an Dri Jerbal ak Senior Dri Jerbal, Dri Jerbal eo imantata. Ilo Plaintiff Exhibit "O" menmenbwij eo an Dri Abnono ej kalikar bwe Lauttto ej nejin kora Im Lijela ej nejin emmaan. Inok im ro ilo family eo an ejjelok kadmier nan Dri Abnono ro, einwot alap ro im ro rej kile er bwe rej Dri Jerbal nan Konan Weto im menin ear alikar ilo kar ien ronjake eo im bareinwot Menmenbwij eo aer Defendant Exhibit "2" ej kalikare.

KEIDI MANIT IBEN MELELE KO REMOL: Ilo kar ien ronjake eo ro im rar bok jea in kamol eo rar eiwot ro im rej kabjor maron eo an Iroj nan Konan Weto, Leiroj Takbar Ishiguro, Ankoj Anmontha ,eo ikkijen Alap, Aroman Anmontha, eber ilo lajrak eo nan Alap im kab Charles Tokao Domnick, . Ilo nan in kamol ko an kar Leiroj Tokbar Ishiguro eo ej iroj kio, ear ba bwe ejimwe bwe en Charles Tokao Domnick eo ej kabjor maron eo an Senior Dri Jerbal ilo Konan Weto. Ankoj Anmontha im Aroman Anmontha rar bar ba ilo jea in kamol eo bwe Charles Tokao Domnick ej e ej Senior Dri Jerbal ilo Konan Weto. Ekar wor juon wot rikamol nan Dri Jumae Abnono ro. Tommie Lakjohn, ilo nan in kamol ko an ear ba bwe Inok eo ear Senior Dri Jerbal nan Konan Weto im Betwel Henry tok elkin im rainin ej Heichi Elmi. Ilo TRC Rule 2 Amended Statement eo an Dri Jumae Abono eo, Heichi Elmi ear walok etan bwe enaj kar juon ian ri kamol ro. Heichi Elmi ear jab jade non kamol ilo case in. Bareinwot ear ejjelok an affidavit ak written statement kar file ilo case in.

RIKAMOL RO: Nan Dri Abnono:

Leiroj Tokbar Ishiguro
Ankoj Anontha
Aroman Anontha
Charles Tokao Domnick

Nan Dri Jumae Abnono:

Tommie Lakjohn

KEIN KAMOL KO:

Kein kamol ko a Dri Abnoo

- Exhibit "A" Durable Power of Attorney
- Exhibit "B" Statement of John Bungitak
- Exhibit "C" Plaintiff's July 1, 1973 Lease Agreement
- Exhibit "D" The Determination of Ownership Release No.58-3
- Exhibit "E" The Determination of Ownership Release No. 58-15
- Exhibit "F" The Land Determination of 1959
- Exhibit "G" Judgement in Civil Action No. 11-77
- Exhibit "H" An unsigned May 10, 1977 Amendment to Judgment in Civil Action 11-77
- Exhibit "I" Master Report Civil Action 11-77
- Exhibit "J" Copy of transcript pp 63-78, Civil Action 1996-301
- Exhibit "K" Melele ko ilo Civil Action 1996-301
- Exhibit "L" Summary of Civil Action 1996-301
- Exhibit "M" Judgement Civil Action 1996-301
- Exhibit "N" April 4, 7, 8 1958 meeting
- Exhibit "O" Ebeben eo an Lijoan DeBrum
- Exhibit "P" Copy of transcript pp 56-62, Civil Action 1996-301
- Exhibit "Q" Land Lease Agreement /Land Owner Konan Weto

Kein kamol ko an Dri Jumaee Abnono

- Exhibit 1 Master Report Civil Action 11-77
- Exhibit 2 Defendants Family Tree

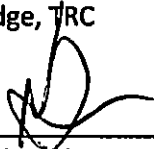
MELELE KO JET PANEL IN EJ TOMAK REKAR NON KWALOKI: Plaintiff Exhibit "M" Judgement Civil Action 1996-301 ej kwalok bwe ronjake ko me kar komman ikkijen bwirij ilo kar jemlokinlok 1950 ko rej kalikar bwe Inok ear kabjor wot maron eo an alap im dri jermal nan Drenlik Weto. Menin ej alikar ikkijen kar public hearing ko kar komman ilo kar 1958 eo. Einwot an alikar ilo plaintiff exhibit "D" im kab "E" ilo an kar hearing ko komman ilo juon wot ran July 16, 1958, Inok Senior Dri Jermal nan Drenlik Weto im Carl Donmick Senior Dri Jermal nan Konan Weto. Ilo kar nan in kamol ko an dri kamol eo an Dri Jumaee Abnono ro ear kwalok bwe Irojlaplap Jebdrik eo ear lelok maron eo an Dri Jermal nan Inok ilo Konan

Weto. Ijowotke ear jab kalikar naat im kar yio ta eo. Ilo Master Report eo an Civil Action Case 11-77 ej kwalok wot bwe Inok ear Dri Jerbal nan Konan Weto jen kar ien ko an Ri Japān ro im ejjab kwalok won eo ear Dri Jerbal moktalok jene. Ilo Master Report in ejjab konono kin Majuro Land Determination kab ownweship eo im ear komman ilo kar 1958 im 1959. Panel eo ej tomak bwe kinke kar jab jaki manlok ilo case eo 11-77 enwot kein kamol, Master eo ear jab konono kaki. Plaintiff Exhibit "H" An unsigned May 10, 1977 Amendment to Judgment in Civil Action 11-77. Amendment in Judge eo an High eo ear jab signi im ear ejjelok kemelele ko kin etke kar jab signi.

Raan: 09/12/16



Walter K. Elbon
Presiding Judge, TRC



Associate Judge Nixon David, TRC



Associate Judge Grace Leban, TRC