

**FILED**

JUN 16 2023

Assistant Clerk of Courts  
Republic of the Marshall Islands

**TRADITIONAL RIGHTS COURT  
REPUBLIC OF THE MARSHALL ISLANDS  
MAJURO ATOLL**

SAILASS MALACHI,  
  
                  plaintiff,  
  
                  v.  
  
TERRY ABON,  
  
                  Defendant.

Civil Action No. 2013-00213

**UAAK NON KAKOBABA IN KAJITOK  
EO KEIN KARUO.**

RO UAAN TRC PANEL EO:

Hon. Grace L. Leban  
Presiding Judge, TRC

Hon. Nixon David  
Associate Judge, TRC

Hon. Milton Zackios  
Associate Pro Tem Judge, TRC

JIKIN RONJAKE:

Majuro Courthouse  
Uliga, Majuro Atoll  
Marshall Islands

IEN RONJAKE:

August 10-13, 16, 31, 2021

**KAKOBABA IN KAJITOK EO KEIN KARUO NON TRC PANEL EO:**

Elane, enwot an TRC eo kile ilo Amended Opinion eo an, ilo 4, Neijab ear kokajiririki Sailass Malachi “enwot ne ear lukun nejin ak *kanin lujen*”, im “im maron ko an Sailass Malachi non jolet rejab aikuj in jako ak watok ke ejelok jen wot an ejelok an *kalimur*,” kin menin ilo an ejelok kalimur jen Neijab non Sailass, maron ta eo an Sailass im maron ta eo an ro bwijin ilo “lajrak in jolet?”

Etke ro bwijin Sailass Malachi, eo im Neijab ear kokajriri im watok ej *kanin lujen*, jab maron in jolet maron eo an Senior Dri Jerbal, ak einwot ba rejab maron in kabwijer maron enwot ro naj kar lukun koban lujen? Ejimwe ke bwe ro bwijin Sailass, einwot “ro rej walok jen maan” remaron jokwe ilo Mokeo botab rejab maron kabwijer maron an Senior Dri Jerbal?

Court ej melele ke ededelok an TRC kalikar bwe Mokeo ej kio *imon bwij* im bwe iumin Taklamen, Terrhy Abon ej kabjor maron an Alap im Senior Dri Jerbal. Ijo wot ke, Court eo im ro rej bokmantak case in (party ko), im counsel ro rej aikuj jela ta maron ak jab maron ko an ro bwijin Sailass, elane ewor, im etke?

#### **KAKOBABA IN UAK EO KEIN KARUO AN TRC PANEL EO:**

Ekkar non manit Sailass Malachi, ro nejin im jibwin rejab maron kabwijer maron an Alap im Senior Dri Jerbal ilo Mokeo weto. Mokeo weto ear *imon bwij* an Neijab im Taklamen. Lellap rein aolep ear ejelok *koban lojerro* ak ear ejelok nejiirro. Ijoke, ear wor aerro kokajriri jen likin bwij im likin jowi eo aerro. Neijab ear kokajriri Sailass Malachi im Taklamen ear kokajriri Neimakko Abon. Kin aerro iakwe im kautiej kokajriri rein aerro, erro ar watok kokajriri rein aerro bwe rej koban lojerro, mene erro jela im melele ke erro ar jab *keotak* erro im rejab koban lojerro. Nan in *kanin lujen*, ekkar non manit, ejamin komon bwe Sailass Malachi im Neimakko Abon ren lukun nejin nejin Neijab im Taklamen ilo kaniek im botoktok im non bok ak joloti maron ko an bwij im jowi eo an Neijab im Taklamen. Kanin Lujen ejamin koman bwe Sailass Malachi im Neimakko Abon ren uwaan bwij im jowi eo an Neijab im Taklamen non aerro maron jolet im kabwijer maron ko an bwij ilo Mokeo weto. Ejelok jabdrewot ilo manit enaj bok jikin non ukot melele in ikijen nejin *ilo kaneek im botoktok*. Juon kokajriri, mene dri

kokajriri eo enaj watoke bwe ej *kanin lujen* ak ejamin komon bwe e ej nejin dri kokajriri eo ilo *kaneek im botoktok*.

Wewen eo juon iumin manit ej komon bwe Sailass Malachi im ro nejin im jibwin ren jab maron kabwijer jabdrewot maron ilo Mokeo weto ej manit in *lot in bwij* ak *elot bwij eo*. Manit in ej koman bwe elane elot bwij eo, inem maron im jikin ak bwidrej eo enaj jeblak non an Irojlaplap bar “lelok non bar juon ak jabdrewot bwij eo ej kelete”, (Amata pages 21 & 22)

Mokeo weto ear juon *imon bwij* non Neijab im Taklemen. Lellab rein ear ejelok *kanin lujerro* ak *koban lojerro*. Ear bareinwot ejelok jatuerro ak ro redriklok jen erro, maan ak kora. Kin un in, erro ar bok aerro kokajriri jen likin bwij im jowi eo aerro. Ke ear mij Taklemen ear lot bwij eo aerro Neijab. Mij eo an Taklemen ear boktok jemlokin jabdrewot maron ko ilo Mokeo weto. Ijoke, Irojlaplap ro ilo weto in, kin maron eo aer iumin manitm, rar jab kojeblok ak bar bok weto in ak rar wonmanlok wot im koweppen *kalimur* eo an Taklemen bwe kokajriri eo an, Neimakko Abon, en joleti maron ko an Alab im Dri Jerbal ilo Mokeo weto. Weppen im komaron in ejab an juon wot Irojlaplap ak an aoleb Irojlaplap ro jen tore eo an Irojlaplap Joba Kabua. Elane Sailass Malachi im ro nejin im jibwin renaj kabwijer maron ilo Mokeo weto, enaj juon wawen eo ejumae kwon im karok eo an Iroj ro aer weto in ekkar non manit.

### **Customary Titles and Inherent Rights by Amata Kabua,**

Page 21 ej ba, “*Elot bwij eo an enaj jeppet kitien an Irojlaplap eo lelok bwirej eo non juon bwijin ro rebaake ilo nukon ko, elane jab, maron in bwirej ko renaj bar jeblak non an Irojlaplap eo lilok non bar juon ak jabdrewot bwij ej kelete.*”


Page 22 ej ba, *“Kin kabbe an Iroiylaplap eo, juon bwij ekal ej jutak im tot, elane jabdrewot eo ej rollok non Iroiylaplap eo non lelok non rojet”*.

Melele kein renaj kalikar ke ekkar non manit, *“Sailass Malachi’s rights in the line of succession should not be terminated”* ejab juon statement eo ejimwe im mol. Melele in ear jobar jen bwir-in-ukot jen kajin Marshall non English ilo Opinion eo an TRC ilo November 12, 2021. Ejelok juon jikin ilo kajin Marshall eo ej kwalok ke maron ko an Sailass Malachi rojamin jemlok. Tallep in uak non Referring Order eo an High Court kein karuo non TRC, rej kwalok im komeleleik unin an Sailass im ro nejin im jibwin jab maron jolete jabdrewot maron ilo Mokeo weto.

Raan: 6/16/23



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Presiding Judge, TRC

  
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