

(Civil Jurisdiction)

BETWEEN: JOHN HAWALIQA

(Claimant)

AND: MARDEN BANI

(Defendant)

MATTER: PAYMENT OF 2 HEADS OF KAVA AT VT 7,000 EACH PLUS COSTS

Coram: Justice Phillip Morres Tabe
Justice Keith Hopkin
Justice Ruben Selwyn

Clerk: Fredington Aru

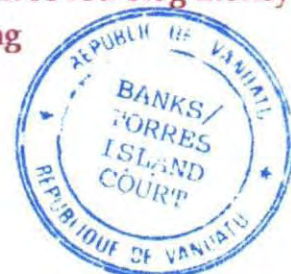
JUDGMENT

Case between JohnHawaliqamo Marsden Bani hemi wan case blong outstanding debt blong kava. John Hawaliqa I faelem case iamostap claim se defendant Marsden Bani I bin tekem 2 head kava long hem. Follemagrimenblongtufala Marsden I saposblonggivim 14 stamba kava long garenblongreplacem. Claimant hemi notem se agrimenblong hem wetem defendant ibin fail from hemi luk se defendant istapkiaman be hemi no lukol head kava ia.

Claimant hemi stap apply ikam long Court blongaskem wan order blong defendant Marsden Baiimaspemaot VT 14,000 outstanding blong kava we stapwetem hem.

Claimant hemi stap long Toga Island moino bin served. Defendant hemi bin served mo present long Court taemisaonblong harem case ia.

Long Court defendant Marsden Bani I admittim se I true hemi bin tekem kava long JohnHawaliqa long Toga blongkamsalem long Loh. Hemi talem se rod blog money hemi no gudtumas so hemi givimolhed kava ia long ol boy long



Lohblongoliusimmogivimkrab long hem blong hemi save saleblongpembakol head kava ia; be i happen se oli no bin givim crab long hem. Defendantitalem long Court tu se bae hemi agri long any decision we Court bae I deliverem long case ia.

Long kwestenblong Court se hemi bin mekem any payment finis or not yet; defendant I se hemi givim wan hed kava finis long claimant.

Long sources blong income blong hem; defendant hemi talem se hemi stapsalemkrabmo hemi work olsem wan officer long Climate Change program mobae hemi save pembak outstanding blong hem.

Hemi talem se inaccessibility blong bank long Torres nao I slowem process blong payment.

Findings blong Court:

Hemianaoolgeta findings blong Court:

1. Defendant I admittim claim blong claimant
2. Defendantibintekem 2 head kava long claimant
3. Defendant ibingivim wan head kava long claimant
4. Defendant ibin gat agrimenwetemclaimantbeibin fail.
5. Defendanti willing blongacceptem any decision we Court I givim long case ia.
6. Source of income blong defendant hemi sale blongnauramo crab
7. Defendantigat salary since hemi work olsem wan Community mobiliser officer long Climate Change Program.

Follem admission blong defendant long claim blong claimantmool findings blong Court; Court I wantemmekemkia se Yu Marsden Baniyu wan lida, hemi no stretiablongluk se yu pass long Court oltaem. Any decision we Court I givim, yu mas mekem. Olsem wan lida; yu mas traemblong behave gud.

Wetemol findings blong Court moevritoktokantap, Court istapgivimolodasolsem.

COURT ORDER

Court iordarem defendant blongimas:



1. Pemigo long claimant VT 10,000
2. Pem VT igo long claimant VT 1,000 olsem fee blongtekem case iaikam long Court.
3. Pembifo or long 20th August 2012
4. Any party we ino glad long decision ia I friblongmekem appeal iko long Magistrates Court inside long 30 days start tedei 20th June 2012.



Dated at Lungarihi, Loh this 20th June 2012

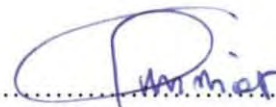
BY THE COURT



Justice Phillip Morres Tabe



Justice Ruben Selwyn



Justice Keith Hopkins

