

BETWEEN: **MALTERY AUGUSTINO**

Claimant

AND: NEMALEV LINDY ROSE & ORINMAL
DAVID

Defendants

Date of HEARING: 14th day of September, 2018 at 8:00 AM

Before Justices: Douglas Fadal, Edwin Edwin, Alina Malapa

Clerk: Collyne Maki

In Attendance: Claimant – Maltery Augustino

Defendant – Nemalev Lindy Rose &
Orinmal David

JUDGMENT

Kes ie emi bin register bifo long kot follem *Guided by the Island Courts (Civil Procedure) No 28 of 2005 Rule 1 subsection 1 to 7 stated" Starting of a civil claim"*

Kes ia emi bin ko bifo long kot follem kleim we Ms Malerty Augustin oblong Rano mainland, Northeast Malekula i fillem long namba 31 dei blong manis August 2018 agensem tufala defendant from damage long ol property blong em. Emi statem se vilij counsel I bin lukluk long kes ia mo mekem oda blong tufala defendant I pem be tufala I repem bak 5000 VT ~~nomo mo~~ 11000 VT I stap yet blong tufala I pem.



Defendant Lindy Rose emi talem long kot se I tru judgment I kam maot long vilij kot and tufala (Lindy Rose/david Orinmal) I pem bak 5000 VT from we emi wan damage we claimant I plannem tedei mo tumor nomo tufala I ko pulum maot. Emi further talem se 11000 VT tufala i no bin pem bak from we damaej I bin made aotsaed long eria blong tufala and emi talem tu se tufala I apil agensem decision blong vilij court blong amount blong 11000VT ia mo vilij court I bin summonem claimant blong kam long court a few taem be claimant emi neva respond blong attendem kot.

Afta we kot I ridim kleim mo harem toktok blong tufala parties kot I faenem maot se:

COURT FINDINGS

- Defendants oli agri se oli mekem payment blong 5000 VT finis I ko long claimant;
- Defendants oli talem se oli apil agensem 11000 VT we vilij court I gem long tufala from emi aotsaed long eria we tufala I stap wok long em;
- Defendants oli talem se vilij court I bin summonem claimant fullap taem finis blong pass from kes blong apil be emi neva attendem court;

Afta kot emi faenem maot ol tingting ia kot I Mekem oda olsem:

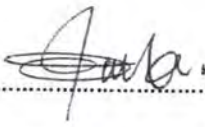
COURT ORDERS

1. Kes blong damage blong amount blong 11000 VT emi dismiss;
2. Follem Aelan Kot ACT CAP 167 section 22 I talem " ***Eni long tufala party defendan or kleimen sapos I no happy long decision ia I gat 30 dei blong I apil I ko long Magistret kot***"

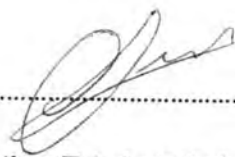


Dated at Lakatoro this 14th day of September 2018

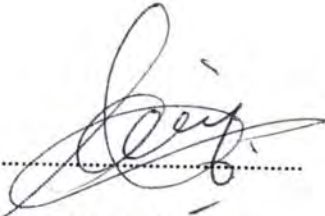
BY THE COURT



Justice Douglas Fadal



Justice Edwin Edwin



Justice Alina Malapa

