

HIS HONOUR ARTHUR K. WILLIAMS, Judge, National Labour Court, and **LIBERIA ELECTRICITY CORPORATION (LEC)**, by and thru its Managing Director, **SAMUEL N. BURNETTE, JR.**, Appellants, v. **HENRY L. JACK et al.** and **RUDOLPHUS BROWN**, Hearing Officer, Ministry of Labour, Appellees.

JUDGMENT WITHOUT OPINION

Decided September 4, 1992

When this case was called for hearing, Counsellor George S. B. Tulay appeared for appellants and Counsellor Edward Koenig of the Koenig Law Firm in association with Counsellor G. Varney H. Sherman of the Sherman and Sherman Law Offices appeared for the appellees. Appellant then made the following appeal:

"At this stage, counsel for appellants, Counsellor George S. B. Tulay most respectfully begs leave of this Honourable Court to withdraw his petition made on yesterday's date, to be specific March 31, 1992, and at the same time substituting said petition with the submission for good and sufficient reasons as follows to wit:

Counsel for appellants says that he is convinced that the opinion of His Honour Associate Justice David D. Kpomakpor, which was rendered in this case on December 27, 1989, is sound in law and also supported by the facts controlling in these prohibition proceedings. As such, counsel for appellants feels and submits that the appeal announced therefrom by the appellants should be and the same is hereby withdrawn and the judgment in said opinion will be complied therewith by the appellants.

Counsel for appellants therefore most respectfully begs this Honourable Court to waive or disallow all costs in these proceedings. And respectfully submits."

The appellants counsel having conceded the legal soundness of Justice Kpomakpor's ruling and withdrawn his appeal, said application is hereby considered and it is therefore hereby, adjudged that the ruling of the Chambers Justice is hereby confirmed and affirmed, and the case ordered transferred to the debt court. Costs in these proceedings are hereby waived. And it is hereby so ordered.