

CHIEF JUSTICE
SUPREME COURT OF LIBERIA



JUDICIAL BRANCH
TEMPLE OF JUSTICE
MONROVIA, LIBERIA

IN THE HONOURABLE SUPREME COURT OF THE REPUBLIC OF LIBERIA
SITTING IN ITS MARCH TERM, A.D. 2018

BEFORE HIS HONOR: FRANCIS S. KORKPOR, SR.....CHIEF JUSTICE
BEFORE HIS HONOR: KABINEH M. JA'NEHASSOCIATE JUSTICE
BEFORE HER HONOR: JAMESETTA H. WOLOKOLIE.....ASSOCIATE JUSTICE
BEFORE HIS HONOR: PHILIP A.Z. BANKS, IIIASSOCIATE JUSTICE
BEFORE HER HONOR: SIE-A-NYENE G. YUOHASSOCIATE JUSTICE

Samuel Dennis of the City of Monrovia,
Republic of LiberiaMovant

Versus

The Management of Prestige Motors Corp
also of the City of Monrovia, Republic of Liberia
.....Respondent

Motion to Dismiss Appeal

GROWING OUT OF THE CASE:

Samuel Dennis of the City of Monrovia,
Republic of Liberia.....Petitioner

Versus

The Management of Prestige Motors Corp
also of the City of Monrovia, Republic of Liberia
.....Respondent

Petition for the Enforcement
of Judgment

GROWING OUT OF THE CASE:

Samuel Dennis of the City of Monrovia,
Republic of Liberia.....Plaintiff

Versus

The Management of Prestige Motors Corp
also of the City of Monrovia, Republic of Liberia
.....Respondent

Unfair Labor Practice/Wrongful Dismissal

JUDGMENT WITHOUT OPINION

When this case was called for hearing, Counsellor Frances Johnson Allison of Johnson, Allison and Associates Law Chambers, Inc., appeared for the movant/appellee. Counsellor Amara M. Sheriff of the J. Johnny Momoh and Associates Legal Chambers appeared for the respondent/appellant.

The counsel for the respondent, Counsellor Amara M. Sheriff, by leave of Court, made a submission on the minutes of Court informing the Court that he concedes the legal soundness of the motion to dismiss the appeal filed by the movant/appellee. The counsel spread on the minutes of Court the following:

"At this stage, counsel for the respondent begs leave of Court and says that his firm was retained as additional counsel when all of the procedural steps required by law had elapsed at the instance of the previous counsel. The records revealed that the respondent/appellant did not file a petition for judicial review within 30 days as required by law; neither did it file a notice of completion of appeal. And this Court, speaking unanimously through Madam Justice Yuoh, in the case: *Sayeh vs. LTA*, held that any party dissatisfied with the decision of a hearing officer should file a petition for judicial review within 30 days. After 30 days, the decision of the hearing officer shall be final and conclusive. This step was never complied with in the instant case. The original counsel of records did not perfect these jurisdictional steps for reasons we do not know. Therefore, this motion to dismiss the appeal being in the province of the law, counsel for respondent says that he concedes the legal soundness of the motion. And respectfully submits."

To the above submission, the counsel for the movant/appellee interposed no objection.

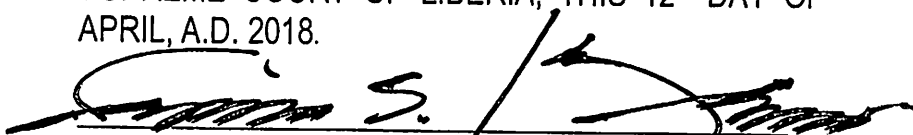
This Court, having carefully considered the submission made by the counsel for respondent/appellant, and having ascertained from the said counsel as to whether his client had full knowledge of and acquiesced to the submission made, and the counsel answered in the affirmative; and this Court having perused the motion and being satisfied that it is in conformity with the laws controlling, it is hereby:

ADJUDGED:

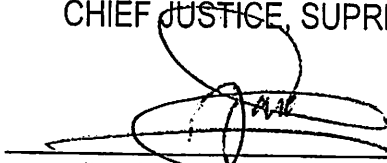
That the movant/appellee motion to dismiss is hereby granted. The Clerk of this Court is ordered to send a mandate to the judge presiding in the court below to resume jurisdiction

over this case and give effect to this judgment. Costs are ruled against the respondent/appellant. It is hereby so ordered.

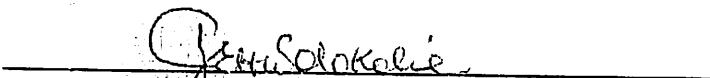
GIVEN UNDER OUR HANDS AND THE SEAL OF THE
SUPREME COURT OF LIBERIA, THIS 12th DAY OF
APRIL, A.D. 2018.



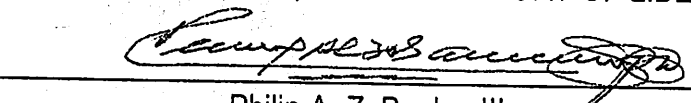
Francis S. Korkpor, Sr.
CHIEF JUSTICE, SUPREME COURT OF LIBERIA



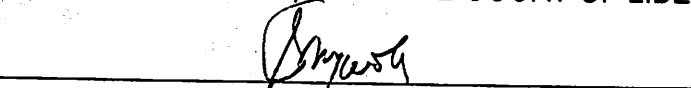
Kabinah M. Ja'Neh
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA



Jamesetta H. Wolokolie
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA



Philip A. Z. Banks, III
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA



Sie-A-Nyene G. Yuoh
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA