

CHIEF JUSTICE
SUPREME COURT OF LIBERIA



JUDICIAL BRANCH
TEMPLE OF JUSTICE
MONROVIA, LIBERIA

BEFORE THE HONORABLE SUPREME COURT OF REPUBLIC OF LIBERIA
SITTING IN ITS MARCH TERM, A.D. 2019

BEFORE HIS HONOR: FRANCIS S. KORKFOR, SR.CHIEF JUSTICE
BEFORE HER HONOR: JAMESETTA H. WOLOKOLIEASSOCIATE JUSTICE
BEFORE HER HONOR: SIE-A-NYENE G. YUCHASSOCIATE JUSTICE
BEFORE HIS HONOR: JOSEPH N. NAGBEASSOCIATE JUSTICE
BEFORE HIS HONOR: YUSSIF D. KABAASSOCIATE JUSTICE

The American International School of Monrovia (AISM), Old Road,
Congo Town, Represented by its Director, Mr. Jeff Trudeau, and)
all officers acting under its control and authority, also of the City)
of Monrovia, Republic of Liberia..... APPELLANT)

versus

APPEAL

The Intestate Estate of the Late Dan Orogun of the City of
Monrovia, Liberia APPELLEE

GROWING OUT OF THE CASE:

Mr. Dan Orogun of the City of Monrovia, Liberia... PLAINTIFF

versus

ACTION OF DEBT

The American International School of Monrovia (AISM), Old Road,
Congo Town, Represented by its Director, Mr. Jeff Trudeau, and)
all officers acting under its control and authority, also of the City)
of Monrovia, Republic of Liberia..... DEFENDANT)

JUDGMENT WITHOUT OPINION

On August 16, A. D. 2019, the counsel for the appellant, the Heritage Partners & Associates, Inc., and the counsel for the appellee, Counsellor Jamai C. Dehtho, along with the parties filed with the Clerk of this Court, a JOINT STIPULATION OF DISCONTINUANCE, WITHDRAWAL & ABATEMENT, requesting the Court to withdraw the appeal announced by the appellant on November 26, 2015, from the ruling of Her Honor Eva Mappy Morgan, Chief Judge of the Commercial Court of Liberia during its November 2015 Term. The Joint Stipulation of Discontinuance, Withdrawal & Abatement was approved

by His Honor Joseph N. Nagbe, Associate Justice of the Supreme Court of Liberia, in compliance with Rule III, Part 2 of the Revised Rules of the Supreme Court. The Joint Stipulation reads as follows:

"JOINT STIPULATION OF DISCONTINUANCE, WITHDRAWAL & ABATEMENT"

We, undersigned, American International School of Monrovia, appellant, versus The Intestate Estate of Dan Orogun, represented by its Administratrix/Widow, Mrs. Isoima Orrogun, appellee, in the above-entitled cause of action, most respectfully pray Your Honor for the discontinuance, withdrawal and abatement of, and hereby discontinue, withdraw and abate the aforesaid cause of action, and thereby terminate the appeal in the underlying action of debt, filed by the plaintiff/appellee, for legal and factual reasons showeth, to wit:

1. That Chapter 11, Section 11. 6(2) of the Liberian Code of Laws Revised Civil Procedure Law, Title 1 provides that "Except as provided in paragraph 1, an action shall not be discontinued by the claimant except upon order of the court and upon such terms and conditions as the court and conditions as the court deems proper".
2. That in full knowledge of the law cited above, and a certain Settlement Agreement executed on the 31st day of July A.D. 2019, by and between the appellant and appellee, in the presence and with the full participation of their legal counsel, the appellant and appellee have instructed their respective legal counsel to file a Joint Stipulation of DISCONTINUAUNCE, WITHDRAWAL AND ABATEMENT to the effect that:
 - a. The above-mentioned action of debt brought against the appellant/defendant and the entire action be and same is hereby discontinued, withdrawn, abated and terminated with utmost prejudice, now and forever; and
 - b. That the Joint Stipulation of Discontinuance, Withdrawal, and Abatement be filed by the Clerk of the Honorable Supreme Court of the Republic of Liberia, and by that filing, the entire action, in its entirety, be and is hereby terminated with utmost prejudice, now and forever.

Respectfully submitted by:

The Intestate Estate of Dan Orogun,
Represented by and thru its Administratrix/Widow, Isoima Orogun
Respectfully submitted by its Legal Counsel:
HERITAGE PARTNERS & ASSOCIATES, INC.
HERITAGE HOUSE, 1 HERITAGE DRIVE
OLD ROAD JUNCTION, CONGO TOWN
MONTESERRADO COUNTY, LIBERIA

J. AWIA VANKAN
COUNSELLOR-AT-LAW

LUCIA D. S. GBALA
COUNSELLOR-AT-LAW

Yafa B. BAIKPEH
COUNSELLOR-AT-LAW

ABRAHIM SALLAH, SR.
COUNSELLOR-AT-LAW

AND

American International Scholl of Monrovia,
Represented by and thru its Director, Mr. Jeff Trudeau

JAMAL C. DEHTHRO
COUNSELLOR-AT-LAW

APPROVED: _____

HIS HONOR JOSEPH N. NAGBE
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA
REPUBLIC OF LIBERIA

The Court having reviewed the Joint Stipulation of Discontinuance, Withdrawal & Abatement, along with the Settlement Agreement and being satisfied that the instruments meet the requirements of the law, it is hereby

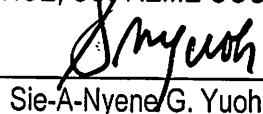
ADJUDGED:

That the Joint Stipulation of Discontinuance, Withdrawal & Abatement along with the Settlement Agreement are approved and hereby granted; accordingly, the appeal is ordered withdrawn. The Clerk of this Court is ordered to have the appeal stricken from the docket of this Court and issue to the parties herein a Certificate of Withdrawal. Costs to be paid as provided for in the Rules of the Supreme Court. AND IT IS SO ORDERED.

GIVEN UNDER OUR HANDS AND THE SEAL OF THE
SUPREME COURT OF LIBERIA THIS 22nd DAY OF
AUGUST A.D. 2019



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



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



Joseph N. Nagbe
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA



Yussif D. Kaba
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Note: Madam Justice Jamesetta H. Wolokolie having traveled at the time the Joint Stipulation of Discontinuance, Withdrawal & Abatement was filed, she did not participate in its determination. Hence, she did not sign this judgment.