

IN THE SUPREME COURT OF THE  
FEDERATED STATES OF MICRONESIA  
TRIAL DIVISION - STATE OF POHNPEI

STATE OF CHUUK, et al.,	)	CIVIL ACTION NO. 1995-085
	)	
Plaintiffs,	)	
	)	
v.	)	ORDER GRANTING MOTION
	)	TO WITHDRAW AND GRANTING
	)	MOTION TO APPEAR IN
SECRETARY OF DEPARTMENT	)	PARTICULAR CASE
OF FINANCE, et al.,	)	
	)	
Defendants.	)	
	)	

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On August 22, 1996, the Court denied Andrea Hillyer's Motion to Withdraw as counsel of record for Pohnpei State, together with her accompanying motion to substitute Hal. E. Sheets as counsel of record for the State under Rule IV.A. of the Rules for Admission to Practice Before the Supreme Court of the Federated States of Micronesia. The Court's Order explained that Ms. Hillyer's motion would not be granted until such time as Mr. Sheets could submit persuasive evidence that he is, indeed, moving as expeditiously as possible to obtain certification to practice before the FSM Supreme Court, in view of his failure to sit for the FSM Bar Exam when it was previously offered. This is a significant factor the Court considers in reviewing applications to appear made pursuant to Rule IV.A.

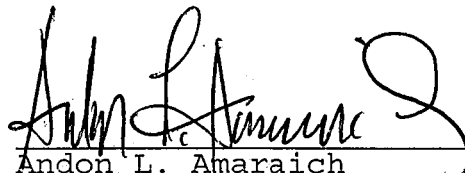
On October 7, 1996, Mr. Sheets filed a Renewed Motion to Permit Counsel to Appear in a Particular Case. In support of this renewed motion, he attaches his own affidavit and a copy of a letter previously sent to the Clerk of Courts on his behalf by Marilyn P. Lee. Mr. Sheets's affidavit references the circumstances surrounding his inability to take the August 1996

FSM Bar Exam. It also expresses his intention to take the next written examination for admission when it is next offered, in March 1997. As a formal matter, Mr. Sheets's application for admission to practice before the FSM Supreme Court is now complete.

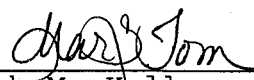
Because Pohnpei State has recently lost two attorneys, the Court will grant Mr. Sheets admission to appear on behalf of Pohnpei State in this particular case. However, the Court hopes and expects that Mr. Sheets will actually take the next FSM Bar Exam. If he fails to do so, it will be extremely difficult for the Court to permit him to appear before the FSM Supreme Court in future cases.

Plaintiff's Motion to Withdraw and Substitute Counsel, and Motion to Permit Counsel to Appear in a Particular Case is HEREBY GRANTED.

So ordered the 17<sup>th</sup> day of October, 1996.

  
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Andon L. Amaraich  
Presiding Justice

Entered this 18<sup>th</sup> day of October, 1996.

  
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for Kohsak M. Keller  
Chief Clerk of Courts