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BY:   
CLERK, FSM SUPREME COURT  
POHNPEI  
TRIAL DIVISION

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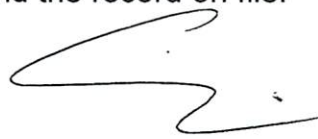
Attorneys for Defendant,

**IN THE SUPREME COURT OF THE  
FEDERATED STATES OF MICRONESIA  
TRIAL DIVISION – POHNPEI**

BANK OF HAWAII,	)	Civil Action No. 1999-021
	)	
Plaintiff,	)	
	)	
v.	)	MOTION FOR ENLARGMENT
	)	OF TIME
ALBERT PANUELO,	)	
	)	
Defendant.	)	
_____	)	

Defendant hereby moves for enlargement of time to comply with the court order to answer discovery. Plaintiff's motion is based on the attached memorandum of points and authorities and the record on file.

Dated: December 22, 2014

  
\_\_\_\_\_  
Salomon Saimon  
MLSC - Pohnpei  
Attorneys for Defendant

**MEMORANDUM OF POINTS AND AUTHORITIES**

**FACTS**

Defendant had been required to provide complete answers to discovery questions. Defendant needs 30 days more to comply with the court order.

APPLICABLE LEGAL STANDARD/ARGUMENT

Rule 6(b) of the FSM Rules of Civil Procedure states in entirety as follows:

When by these rules or by a notice given thereunder or by order of court an act is required or allowed to be done at or within a specific time, the court for cause shown may at any time in its discretion....or (2) upon motion made after the expiration of the specified period, permit the act to be done where the failure to act was the result of excusable neglect....

The attached affidavit shows good cause so the motion should be granted.

The opposing party had been notified by telephone and email. No opposition is expected.

CONCLUSION

Good cause appearing, this motion should be granted.

Dated: December 22, 2014

Respectfully Submitted,



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Salomon Saimon  
Directing Attorney  
MLSC - Pohnpei

Salomon Saimon, being duly sworn, deposes and says:

1. My name is Salomon Saimon, I am an adult and I have personal knowledge of the statements contained herein.
  2. I am the counsel for the defendant herein.
  3. I have been working with the counsel for the plaintiff to settle the matter.
- I have also been working with the defendant so the order can be complied with.

4. I contacted Mr. Sipos by email and phone and he does not oppose the motion.

5. I need an additional 30 days.



Salomon Saimon

Sworn and subscribed to and before me this December 23, 2014

*vi*



Notary Public

SUSIN T. ANSOR  
NOTARY PUBLIC  
FSM

My Commission Expires on the

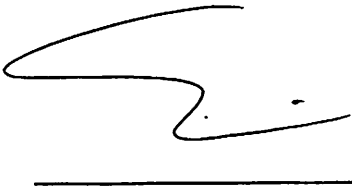
30<sup>th</sup>

*Jul 2016*

### CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on this 22 day of December, 2014, I caused to have a copy of the foregoing Motion for Enlargement served on the following persons at the following addresses:

Michael J. Sipos  
Attorney at Law  
P. O. Box 2069  
Kolonia, FM 96941



Dated: December 22, 2014