

FILED
6/13/15 TIME: 11:45
By: [Signature]
CLERK, FSM SUPREME COURT
POHNPEI
TRIAL DIVISION

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

BANK OF THE FEDERATED STATES OF
MICRONESIA,

Plaintiff,

v.

GLORY HADLEY,

Defendant.

CIVIL ACTION NO.: 2014-020

ORDER SETTING HEARING FOR
MOTION TO AMEND ORDER IN
AID OF JUDGEMENT

An Order granting plaintiff's Motion for Order in Aid of Judgment was entered on September 25, 2014. On December 9, 2014, the defendant, Glory Hadley (Hadley), filed a Motion to Amend Order in Aid of Judgment, pursuant to FSM Civ. R. 69.¹ The plaintiff, Bank of the FSM, did not enter a response.

In an affidavit filed in support of her motion, Hadley states that she is unable to make payments, and that some of her siblings have agreed to payments of \$350.00 per month. Hadley further states that she can begin payments at the end of February 2015, and requests a hearing for the court to take evidence as to why the order in aid should be modified.

The court is allowed to consider this motion pursuant to 6 F.S.M.C. 1411, which states

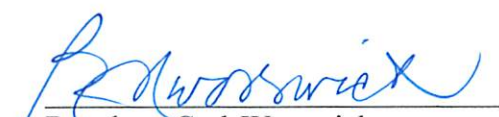
¹ FSM Civ. R. 69 states "Process to enforce a judgment for the payment of money shall be a writ of execution, unless the court directs otherwise. The procedure on execution, in proceedings supplementary to and in aid of a judgment, and in proceedings on and in aid of execution shall be in accordance with the practice and procedure of the state in which the court is held, existing at the time the remedy is sought, except that any statute of the Federated States of Micronesia governs to the extent that it is applicable. In aid of the judgment or execution, the judgment creditor or a successor in interest when that interest appears of record, may obtain discovery from any person, including the judgment debtor, in the manner provided in these rules or in the manner provided by the practice of the state in which the court is held."

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Any order in aid of judgment made under this chapter may be modified by the Court as justice may require, at any time, upon application of either party and notice to the other, or on the Court's own motion.

THEREFORE, pursuant to 6 F.S.M.C. 1411, a hearing on plaintiff's Motion to Amend Order in Aid of Judgment is hereby scheduled for February 5, 2015 at 9:30 a.m. at the FSM Supreme Court in Palikir, Pohnpei.

SO ORDERED this 13th day of January, 2015.


Beaulen Carl-Worswick
Associate Justice

ENTERED this 13th day of January, 2015.


Clerk of the FSM Supreme Court