

12/30/14 5 am/pm
By: [Signature]
CLERK, FSM SUPREME COURT
POHNPEI
TRIAL DIVISION

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

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PRIMO NETH,
Plaintiff,
v.
POHNPEI STATE GOVERNMENT,
Defendant.

CIVIL ACTION NO.:2014-042

ORDER

A Summons and Complaint was filed in this matter on October 28, 2014 by the plaintiff, Primo Neth. On November 18, 2014, the defendant, Pohnpei State Government (Pohnpei), filed a Motion to Admit Counsel Pro Hac Vice and Declaration of Clayton M. Lawrence, Esq., in Support of Motion to Admit Counsel Pro Hac Vice. On the same date, an Answer was filed by Clayton M. Lawrence.

The Motion to Admit Counsel Pro Hac Vice is made pursuant to IV (A) of the FSM Rules for Admission to Practice, which states


Attorney Admitted to Practice In Other Jurisdictions The Court will consider, among other things: the likelihood that granting of the motion may delay proceedings, because of communication or transportation problems; whether the movant, if not a resident of the Federated States of Micronesia, will be affiliated with local counsel knowledgeable about the litigation and capable of appearing at pre-trial and other preliminary proceedings; whether the movant, if a resident of the Federated States of Micronesia, is moving as expeditiously as possible to obtain certification as an attorney within the Federated States of Micronesia; the availability of other counsel; the complexity of the case; whether there had been prior professional association of the attorney with the client; the proof adduced of good character, competence, and admission in other jurisdictions; and any other factors indicating whether the granting of the motion would be in the interests of justice. (Emphasis added).

1 Here, the declaration submitted by Mr. Lawrence is sufficient to satisfy the
2 requirement to show good character and competence. However, the court will hold the
3 motion in abeyance pending the submission of a copy of Mr. Lawrence's Juris Doctor
4 (JD) degree and proof of admission to the State Bar of Florida.

5 THEREFORE, the defendant's Motion to Admit Counsel Pro Hac Vice is
6 HEREBY HELD IN ABEYANCE pending the submission of a copy of counsel's Juris
7 Doctor (JD) degree and proof of admission to the State Bar of Florida. These
8 submissions shall be made on or before January 20, 2015.

9 FURTHER, because the Answer in this matter was filed by Mr. Lawrence without
10 being admitted to appear in this case, the Answer filed on November 18, 2014 will also
11 be HELD IN ABEYANCE until the necessary documents as stated above are filed.
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14 SO ORDERED the 30th day of December, 2014.

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16 
17 Beaulen Carl-Worswick
18 Associate Justice

19 ENTERED this 30 day of December, 2014.

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22 Clerk of the FSM Supreme Court