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 By 
 CLERK, FSM SUPREME COURT
 YAP
 TRIAL DIVISION

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

THE PEOPLE OF THE MUNICIPALITY OF EAURAPIK,) CIVIL ACTION NO. 2011-
 YAP STATE, by and through SANTUS SARONGELFEG,) 3002
 JOHN HAGLELGAM, and MOSES MOGLIG,)

Plaintiffs,)

vs.)

F/V TERAKA NO. 168, F/V YUH YOW 127, their engines,)
 masts, bowsprits, boats, anchors, chains, cables, rigging,)
 apparel, furniture, and all necessities thereunto pertaining,)

In Rem Defendants.)

**ORDER FOR DEPOSIT
 OF LIMITATION OF
 LIABILITY FUND INTO
 COURT REGISTRY
 BANK ACCOUNT AT
 BANK OF GUAM**

YUH YOW FISHERY COMPANY, LTD., MARIN)
 MARAWA, LTD., MASANAGA SHIMAZU, MALAYAN)
 TOWAGE AND SALVAGE CORPORATION, HSIN)
 HORNG FISHERY CO., LTD., EDGAR R. PELEAZ, and)
 CITY PRO MANAGEMENT, LTD.,)

In Personam Defendants.)

ORDER FOR DEPOSIT OF LIMITATION OF LIABILITY FUND INTO COURT REGISTRY
BANK ACCOUNT AT BANK OF GUAM

On January 22, 2013 the Court ruled that for Marin Marawa to plead limitation of liability as a defense Marin Marawa must constitute the limitation fund either in cash or by way of irrevocable letter of credit. The Court ordered the principal amount of the fund to be \$1,529,129.15, plus interest at 9%. See Order file January 22, 2013.

On March 12th and 13th 2013 Marin Marawa informed the Court of intent to constitute the fund in cash, and requested bank account information needed to transfer the funds to a Court registry or bank account. In response, the Assistant Clerk of Court advised the parties that the Court does not have a bank account designated to receive the limitation fund, and that as a result the Court would inquire with Bank of Guam regarding opening such an account.

As a result, the parties agreed that Marin Marawa could timely constitute the limitation fund, as it is specified in the Court Order filed January 22, 2013, by opening an escrow account at Title Guaranty of Guam, Inc. The fund was thus constituted at Title Guaranty of Guam as of March 15, 2013 in the amount of \$1,741,782.83.

On March 19, 2013 Marin Marawa applied for an Order designating a Court registry bank account at Bank of Guam into which to transfer the limitation escrow fund now on deposit with Title Guaranty of Guam. Plaintiffs consented to the Application.

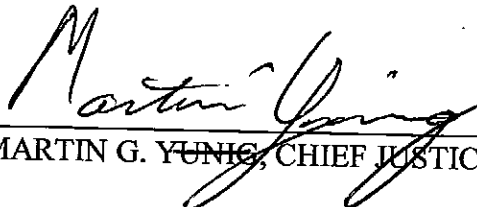
On March 20, 2013 the Court filed an Order to open a liability fund account. See Order filed March 20, 2013.

On March 26, 2013 the Clerk of Court informed the parties that the liability fund account has been opened at Bank of Guam with account number 0208-097723.

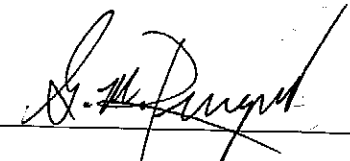
The limitation of liability funds are in an escrow account established by the parties at Title Guaranty of Guam, and said funds are on deposit at Title Guaranty's bank account at First Hawaiian Bank.

NOW THEREFORE IT IS HEREBY ORDERED that the parties shall instruct Title Guaranty of Guam to transfer the limitation fund from First Hawaiian Bank into the Court registry bank account at Bank of Guam, account No. 0208-097723.

IT IS HEREBY FURTHER ORDERED that said transfer of the limitation fund to Bank of Guam into account no. 0208-097723 shall be by way of either direct wire transfer or deposit of a cashier's check drawn on Title Guaranty's account at First Hawaiian Bank; if by cashier's check the deposit may be made at a Bank of Guam facility located on Guam. The deposit receipt shall then be filed at Court as an exhibit to a pleading for that purpose.

By: 
MARTIN G. YUNIC, CHIEF JUSTICE

Entered this 27th day of March, 2013


Georgia Rungan, Asst, Clerk of Court