

# The KASELEHLIE PRESS

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PO Box 2222 Kolonia, Pohnpei, FM 96941 Phone 691-320-6547 [Kpress@mail.fm](mailto:Kpress@mail.fm) [www.kpress.info](http://www.kpress.info)

## Ousted PUC GM and Board members first to sue ouster

By Bill Jaynes  
The Kaselehlie Press

September 26, 2012  
Pohnpei, FSM

Other than court costs and attorney's fees, plaintiffs in a civil action (2012-026) filed last Thursday (September 20) against Governor John Ehsa in his official capacity are not asking for money damages. The plaintiffs are asking for a preliminary and permanent injunction enjoining Governor Ehsa from implementing his Executive Order regarding Pohnpei Utilities Corporation and to declare those orders unconstitutional.

The plaintiffs in the civil action are Feliciano Perman, former General Manager of PUC, Francisco Mendiola and Wilbur Walter. The latter two were members of the

See "Civil Action" on page 8



PUC's Nanpohnmal Power Plant

## PetroCorp files suit to halt MOU with EIG

By Bill Jaynes  
The Kaselehlie Press

September 27, 2012

Pohnpei, FSM—FSM Petroleum Corporation (FSMPC or PetroCorp) has filed a civil action (2012-027) protesting the method by which Energy Infrastructure Global (EIG) was selected as the winning bidder for a Pohnpei Utilities Corporation power plant project.

In mid-summer, PUC called for Requests for Proposals for provision of power to Pohnpei. PetroCorp was one of the bidders. FSMPC claims that they and other bidders unfairly

lost the bid to EIG because of actions of the Governor including his order that PUC select EIG as the winner of the bid.

"EIG (Energy Infrastructure Global)...was not chosen by PUC or the PUC created committee charged with independently reviewing the submitted bids" the claim stated.

Nearly coinciding with the filing of the law suit, in the late business hours of this afternoon, FSMPC issued a press release partially based on questions we asked them yesterday, explaining their reasons and motivations for filing suit against the Governor.

Their press release is on page 3

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Photo courtesy of FSM Petrocorp

FSM Petrocorp CEO Jared Morris

# Special Congress seats for women

## Figir hopes the idea will spark meaningful conversation

By **Bill Jaynes**  
The Kaselehlie Press

September 25, 2012

**Palikir, Pohnpei, FSM**—Speaker Isaac V. Figir reckons that he has tried for 20 years to interest FSM women to enter FSM politics but has so far been unsuccessful.

"I compare government and politics to a family," he said during an interview this morning in his office in Palikir. "A successful family takes a woman and a man, wife and husband, and if you look at it, since the inception of the FSM government there has not been any women in the FSM Congress."

He didn't specifically say what he thinks the absence of women in FSM politics might possibly mean to the health of the "FSM family" but his bill (C.B. 17-47) to ask FSM voters to create four additional seats in the FSM Congress, one for each State, speaks volumes.

"I'm really happy that there's a lot of women serving in President Mori's cabinet," he said. "I think it started with President Urusumal and then President Mori took over and nominated several women who are serving on the President's cabinet."

And one more has just been added. April Dawn M. Skilling, President Mori's nominee for FSM Secretary of Justice, passed the scrutiny of the FSM Congress during the current session of the 17th Congress and will soon begin work as the Nation's top cop and legal advisor.

"I'm really grateful for that," Speaker Figir exclaimed. "I'm happy but I still think there's a need (for the bill) not only for women but also for men, 'cause we cannot really force any women to run for Congress or get into politics."

The bill, if it passes in Congress, would not actually create any seats but would authorize the question of whether those seats should be created to be put to the voters in a Constitutional referendum. If that happens, a preponderance of votes, 75% of votes in at least three of the States, would have to be in favor of creating the seats.

For those people who think mainly in terms of dollars and cents Speaker Figir said something in the neighborhood of \$400,000 would have



to be added to the annual budget for Congress. It's a figure that he said was an extremely rough estimation.

Speaker Figir is under no illusion that his proposed bill would be a panacea to cure the imbalance between men and women in the FSM Congress. He is also aware that there is some opposition to the idea.

He said that men say that there's no need for it because women are free to run for Congress at any time. They say that the Constitution does not allow for discrimination which brings them to the argument that establishing gender specific seats in Congress may itself be a form of discrimination since men would be barred from running for those seats while women could run for ANY seat.

But men are not the most vociferous and outspoken opponents of the idea. Many women think of the idea as degrading to women. Many bristle at the idea that somehow they might not be able to win a seat on their own merit.

Some women who were involved with the National Women's Conference that took place in Chuuk in July of this year also participated in a mock Congress. The mock Congress considered Speaker Figir's bill.

"They didn't like my bill and they didn't pass it," the Speaker said, smiled broadly and shook his head.

In Congress chambers, Speaker Figir has told the other Senators that he wants his bill to spark

conversation and that seems to be his main goal. He wants women to really start thinking about the possibility of going into politics but says that he has noticed that most truly capable women tend to pursue a career rather than politics. He hopes that will change because he said there are a large number of extremely capable women in the FSM.

At the beginning of the current session of this Congress he submitted a revised version of his bill that would ask that voters authorize the proposed seats only for 20 years rather than forever. He said that the idea would be to establish a trend of women being in the legislature which doesn't currently seem to be happening on its own.

While he is aware that in the Pohnpei State Legislature there are two female Senators something he says is a good start, there has never been even one female Senator in the FSM Congress and that needs to change.

He compared the type of denial about the issue to the type of denial that kept the FSM Congress from ratifying the CEDAW convention for many years.

"The reason, when we looked at the CEDAW, we didn't think it's a conflict in the FSM but I

think we in the FSM look beyond the FSM," he explained. "And I know some of my former colleagues said, 'Well, we don't need this. Our constitution is better and it speaks to the fact that we don't discriminate against women. Women are very important as part of our society. We respect them. That's why we have in our tradition we have set some roles for women.'"

He said that it's important to look beyond the FSM and to realize that the FSM is part of the international community in an interdependent relationship. As example, he pointed out that Congress received notice from the International Parliamentary Union that because FSM Congress has no women as part of its delegation, the number of votes FSM will have in that body will be reduced from three to two.

"If I'd known that maybe I wouldn't have gone to Geneva and asked for membership two years ago," he said.

The bottom line is that though the population of men and women in the FSM are about equal, in terms of representation, men still dominate.

Of course, Speaker Figir would like to see his bill pass so that the question can be put to the voters, but if it doesn't he at least hopes that it will spark meaningful conversation on the issue that will somehow lead to a solution to unequal gender representation.

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**Bill Jaynes**  
*Managing Editor*

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# “Good Governance” and “fair business practices” at the heart of FSM PetroCorp legal complaint

FSM Petroleum Corporation

September 27, 2012

Pohnpei, FSM—FSM PetroCorp filed a lawsuit today in the FSM Supreme Court. The suit asks for an injunction against Executive Order 01-12 issued by Governor John Ehsa on September 11. The suit – an action which was not taken lightly – was filed to defend the companies’ corporate interests, those of the other bidders, and ultimately what it views as its corporate responsibility to the people of Pohnpei.

Executive Order 01-12 dismantled the Pohnpei Utilities Corporation (PUC) Board and suspended the Utilities’ General Manager. The order also appointed an Acting GM and mandated him to enter into an MOU with Energy Infrastructure Global (EIG), one of several companies that submitted bids to the PUC under its recently released Request for Proposals (RFP) to assist the state reform of its power system.

The Acting GM was also the individual responsible for a hastily-assembled bid report selecting EIG as the top company. EIG is a new foreign-based firm formed earlier this year. It established its headquarters in New Jersey, USA in May.

“Many will ask us why we are taking this course of action and if this means that we are going against the policy direction of the

state,” states Chief Executive Officer Jared Morris. “To be very clear on this point: we agree with and welcome both the Executive and the Legislature’s actions that are driving reform and change within the PUC. However, any action must be performed in an open and transparent manner. This suit is about the public interest, and the public interest is best served by following the rule of law.”

At the end of the day, the objectives of FSMPC and the state are one in the same - a long term reliable and affordable power solution for Pohnpei. The lawsuit should not be confused with a disagreement over those shared aims. There is a difference of opinion on the legal instrument that gave rise to a bid selection and award process that may have contravened the established procurement laws of the State. It is this instrument that has been referred to the courts for a decision.

“We participated openly and freely in the state Power Reform Task Force since we were invited in 2010. Our position has not changed. Any reform must be transparent, be underpinned by rigorous economic analysis, and (must) follow the rule of law. Like all bidders, we invested a significant amount of time and resources into our bid proposal, and we want to be sure that all bids were appropriately assessed,” says Morris. “We will abide by whatever the court decides.”

FSM PetroCorp adopted a set of General

Business Principles in 2008 when it was established. They state, in part:

*“FSMPC will always act in a socially responsible manner within the laws of the countries in which we operate in pursuit of our legitimate commercial objectives...When dealing with governments we have the right and the responsibility to make our position known on any matter which affects our employees, our customers, or our shareholders. We also have the right to make our position known on matters affecting the community.”*

The company seeks to work alongside the Governments of the FSM in assisting their broader development and energy policy goals. FSMPC is supportive of the respective governments of the day and stands ready to assist with energy issues across any of the States.

Says CEO Morris, “We’re supportive of reform. We always have been. It’s not the policy direction (of Governor Ehsa) that we disagree with. It is our duty to make sure that all governments and the people are duly represented in our daily operations. Ultimately, the people of the FSM are the shareholders of FSM PetroCorp and their interests must also be incorporated into any major decision-making process. I think that is what we have done in filing this suit.”

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## IOM boosts community disaster preparedness and adaptation in Ebeye

*The International Organization for Migration - Micronesia*

From September 14 - 21, 2012, the International Organization for Migration (IOM) deployed to Ebeye, Marshall Islands to provide emergency training through the Climate Adaptation, Disaster Risk Reduction, and Education (CADRE) Program. IOM is managing and implementing this Program on behalf of the Australian Agency for International Development (AusAID). The aim of the CADRE Program is to build the resilience of vulnerable communities in north Pacific to hazards and assist them in adapt to climate change.

The IOM team travelled to Ebeye and Gugeegue to achieve several objectives, among which included a baseline survey in five of the communities, measuring knowledge, attitudes and practices related to climate change and hazard preparedness. IOM presented conducted a sensitization session with community members on the CADRE Program, implemented the first Emergency First Response Training and also assisted the Seventh Day Adventist School in an emergency evacuation exercise.

In addition, IOM conducted school shelter capacity assessments to evaluate how capable a school is of serving as an evacuation center at the time a disaster strikes. Mid week, IOM conducted a combined program sensitization and awareness raising session with school and community members at Father Hacker High School; specifically targeted for the community in Gugeegue. Over 40 community members attended this session during which they had the opportunity to gain awareness on climate change and disaster risk.

IOM conducted a one-day Emergency First Response training – which includes Primary and Secondary Care Course at Lerouj Kitlang Memorial Hospital on Thursday, September 20 for 15 members of the community and school representatives. IOM was able to certify the majority of the participants as Emergency First Responders. The schools and communities expressed a lot of interest in IOM returning to conduct additional trainings on evacuation, First Aid and CPR and awareness raising on hazards and climate change. The assistance of the KALGov was highly useful in enabling IOM's work.

Through the generous support of AusAID, the communities of Ebeye and Gugeegue have received the first phase of training on climate change and disaster preparedness, which will contribute to their overall resilience to future hazards and emergency situations, in general, as well as their adaptive abilities to climate change.



## Congress approves a national budget of \$40 million for FY-2013

*FSM Congress*

**PALIKIR, POHNPEI. September 26, 2012** – The Seventeenth Congress of the Federated States of Micronesia this morning passed Congressional Act 17-64 for a national government budget of \$40,491,992 for the fiscal year 2013.

Chairman Dohsis Halbert, of the Congressional Standing Committee on Ways and Means, reported to Congress this morning that after consolidation of the proposed national government budget, the committee recommended a budget of \$40,491,992 for FY-2013 to maintain throughout the FY-2012 operational budget level which was \$46,947,853.

Halbert highlighted certain areas of adjustments in the Grants, Subsidies and Contributions along with Capital and Human Resources Development. Of note are two settlements by the national government, the first being for the postal services settlement agreement between the FSM and US in the amount of \$500,000 of which disbursement is “conditional upon the existence of a legally binding agreement between the two governments in conformity with the terms and obligations of the Federal Programs and Services Agreement and based on a mutually agreed upon rate.” The second is for the settlement with the Pacific Food Services, Inc. in the amount of \$154,000.

Chairman Halbert's committee report also underlined budget for two offices: a) the office of the Secretary of the Department of Education which the committee recommended \$93,473 from local funding due to JEMCO's disapproval of amended Compact Sector funding for the office; and b) the National Public Auditor with a reduced budget to reflect the absence of a Chuuk Branch Office. The report went on to reiterated the hopes of the committee that the State of Chuuk will ‘take responsibility for its audits in the absence of the Chuuk Branch of the National Public Auditor.

According to the Chairman's report, the recommended breakdown of funding source for the \$40,491,992 is for \$33,834,849 to come from Domestic Revenues, \$5,589,268 from the amended Compact Sectors and \$1,067,875 from the Supplemental Education Grant.

The Consolidated Budget Report [ Standing Committee Report (SCR) 17-149] along with the legislative measures addressed during this Fifth Regular Session are available on Congress website at [www.fsmcongress.fm](http://www.fsmcongress.fm).

The FY-2013 consolidated budget for national government as approved by the Congress has been transmitted to the Office of the President as Congressional Act 17-64.

## Congress confirms Ikosia and Skilling to Finance and Justice respectively

### FSM Congress

**PALIKIR, POHNPEI. September 18, 2012** – The Seventeenth Congress of the Federated States of Micronesia this morning confirmed President Emanuel ‘Manny’ Mori’s nominations for the FSM National Government Departments of Finance and Justice.

On day nine of its Fifth Regular Session, the 17th Congress confirmed in a vote of 12/2, Congressional Resolution (CR) 17-145 the nomination of Kensley Ikosia to the position of Secretary of the FSM Department of Finance and Administrations. According to the President’s transmittal letter during the Fourth Regular Session in May 2012, Ikosia’s nomination is based on his over 30 years of work experience in the fields of budget, finance and management at both the state and national government.

Among his prominent roles at national government was that of the Deputy Director of the FSM Joint Compact Negotiation where he was instrumental in the coordination of the implementation requirements of Fiscal Procedures Agreement and Title II of the Amended Compact Treaty at the national and state governments. Ikosia currently works for the Yap State Government as the Director of the Office of Planning and Budget.

As with Ikosia’s nomination, CR 17-155, was also transmitted during the Fourth Regular Session to confirm the nomination of April Dawn M. Skilling to the position of Secretary of the FSM Department of Justice. The President’s transmittal letter noted that Skilling is an attorney with over 20 years of legal experiences with bar admission to both the United States and the FSM.

Her experiences in the FSM included being an Assistant General Counsel for the Kosrae State Attorney General with a wide range of experience in the U.S that included being a Deputy General Counsel for the Department of Business and Professional Regulations in the State of Florida and she is currently a senior attorney in the Florida State Supreme Court. Congress confirmed Skilling’s nomination in a vote of 14/0.

Other resolutions adopted during Week Two of the Fifth Regular Session of 17th Congress include:

CR 17-158, to express the sincere sadness and condolences of the Seventeenth Congress of the Federated States of Micronesia to the People’s Republic of China for the tragic loss of life, property, business and agriculture due to the floods of July 2012 in the

northeast and southeast regions of China;

CR 17-166, to express the sadness and condolences of the Seventeenth Congress of the Federated States of Micronesia at the passing of Frank Mendiola Semens, Sergeant First Class, United States Army, and Captain, Pohnpei State Police; and

CR 17-169, Expressing the sadness and condolences of the Seventeenth Congress of the Federated States of Micronesia to the United States Department of State and the families affected by the attack on the United States Consulate in Benghazi, Libya, and strongly condemning the cowardly acts of violence perpetrated.

The resolution follows a visit to the United States Embassy in Kolonia on September 13, by Speaker Isaac V. Figir who headed a delegation from the Congress of the FSM to meet with Ambassador Doria Rosen to convey their condolences. Speaker’s small delegation included Senator Joseph J. Urusemal, Senator Dohsis Halbert, Senator Paliknoa K. Welly, Senator Roger S. Mori, Senator Tony H. Otto, Senator Yosiwo P. George and Senator David W. Panuelo.

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#### Programme Assistant (Majuro Sub-Office, Republic of the Marshall Islands)

#### General functions

Under the overall supervision of the Chief of Mission located in Pohnpei, and the direct supervision of the Head of Sub-Office, the successful candidate will be responsible for assisting and monitoring all activities related to Disaster Mitigation Relief and Reconstruction Program in IOM sub office in Majuro.

#### Mandatory

#### qualifications/experience:

- a) Bachelor or Associate degree (or equivalent)
- b) a minimum two years of experience in managing a warehouse, establishing and maintaining quality assurance procedures;
- c) experience in preparing reports and correspondence;
- d) experience working for an Embassy, development agency or international organization an advantage.

#### Language

Verbal and written fluency in English and one or more local languages of the RMI is essential for this position.

#### Conditions of Employment

Salary Range: \$10,786 - 15,403 nett per annum; commensurate with qualifications and experience  
*IOM salaries are tax exempt. IOM staff are provided with medical insurance, six weeks annual leave and sick leave entitlements.*

#### Internship (Pohnpei, Federated States of Micronesia)

#### General functions

Under the overall supervision of the Chief of Mission and the direct supervision of the Head of Sub-Office, the successful candidate will be responsible for assisting and monitoring all IOM activities in the FSM.

#### Mandatory qualifications/experience:

- a) Bachelor or Associate degree (or equivalent)
- b) Strong interpersonal skills and excellent English. c) Excellent PC skills e) Highly motivated to learn f) Ability to handle multiple priorities g) works well within a multicultural and multi-disciplinary environment h) willingness to receive constructive feedback

#### Language

Verbal and written fluency in English is essential for this position. Ability in a local language is desirable

#### Conditions of Employment

Internships are unremunerated positions; however interns are provided a generous monthly subsistence allowance to assist in covering transport and other costs associated with their assignment.

#### Other Requirements

Appointment to these positions requires police clearance and a medically fit to work certificate.

#### Application Process

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| 1. One page Statement of Interest                          | Email to: HRmicronesia@iom.int  |
| 2. Curriculum Vitae or Resume                              |   |
| 3. Contact Information of at least 3 references            | For details and job descriptions, e-mail us at: HRmicronesia@iom.int or pick up a ToR from your nearest IOM office. |
| 4. Copies of academic transcript/s – Do Not Send Originals |   |
| Mail to:   | Hand-delivery at:   |
| International Organization for Migration                   | International Organization for Migration  |
| PO Box K2644   | Suite 2G Pohn Umpomp Building   |
| Pohnpei, FM 96941  | Pohn Umpomp Place, Nett (Next to US Embassy)  |

#### Application Acceptance Dates

September 24 to October 12, 2012

# Small island of Kosrae joins effort to create massive shark sanctuary

## Two million-square-mile regional protected area now within reach

Pew Environment Group

**KOSRAE, Federated States of Micronesia (Sept. 21, 2012)**—Kosrae has become the first member of the Federated States of Micronesia to establish shark protections in its waters. The unanimous vote by the legislature in Kosrae, a small island of 7,700 people in the Pacific, is an important step in the creation of the world's first regional shark sanctuary, which will encompass 2 million square miles of ocean. The legislation now heads to Gov. Lyndon Jackson's desk for signature.

"The protection of sharks fits into an even larger conservation goal for Micronesia," said Governor Lyndon Jackson. "This goal, called the Micronesia Challenge, seeks to effectively conserve 30 percent of nearshore resources. But some species, especially sharks, swim in and out of protected areas, so additional policies are needed."

When signed into law, the Kosrae sanctuary will ban the sale, trade, and possession of shark products in Kosrae and prohibit commercial shark fishing in the 12 mile area under its jurisdiction. Sen. Tulensa Palik, vice chairman of the state's Committee on Resources and Development, introduced the bill.

"This is an extremely important

piece of legislation," said Palik. "I am proud to have Kosrae be a part of a global movement to protect sharks and the health of our ocean."

During the Micronesian Chief Executives' Summit in July 2011, Jackson and the other leaders pledged to join a much larger effort to create the Micronesia Regional Shark Sanctuary. The agreement includes all four members of the Federated States of Micronesia—Yap, Chuuk, Pohnpei, and Kosrae—as well as the Northern Mariana Islands, Guam, Palau, and the Marshall Islands. It will result in a regional sanctuary covering 2 million square miles.

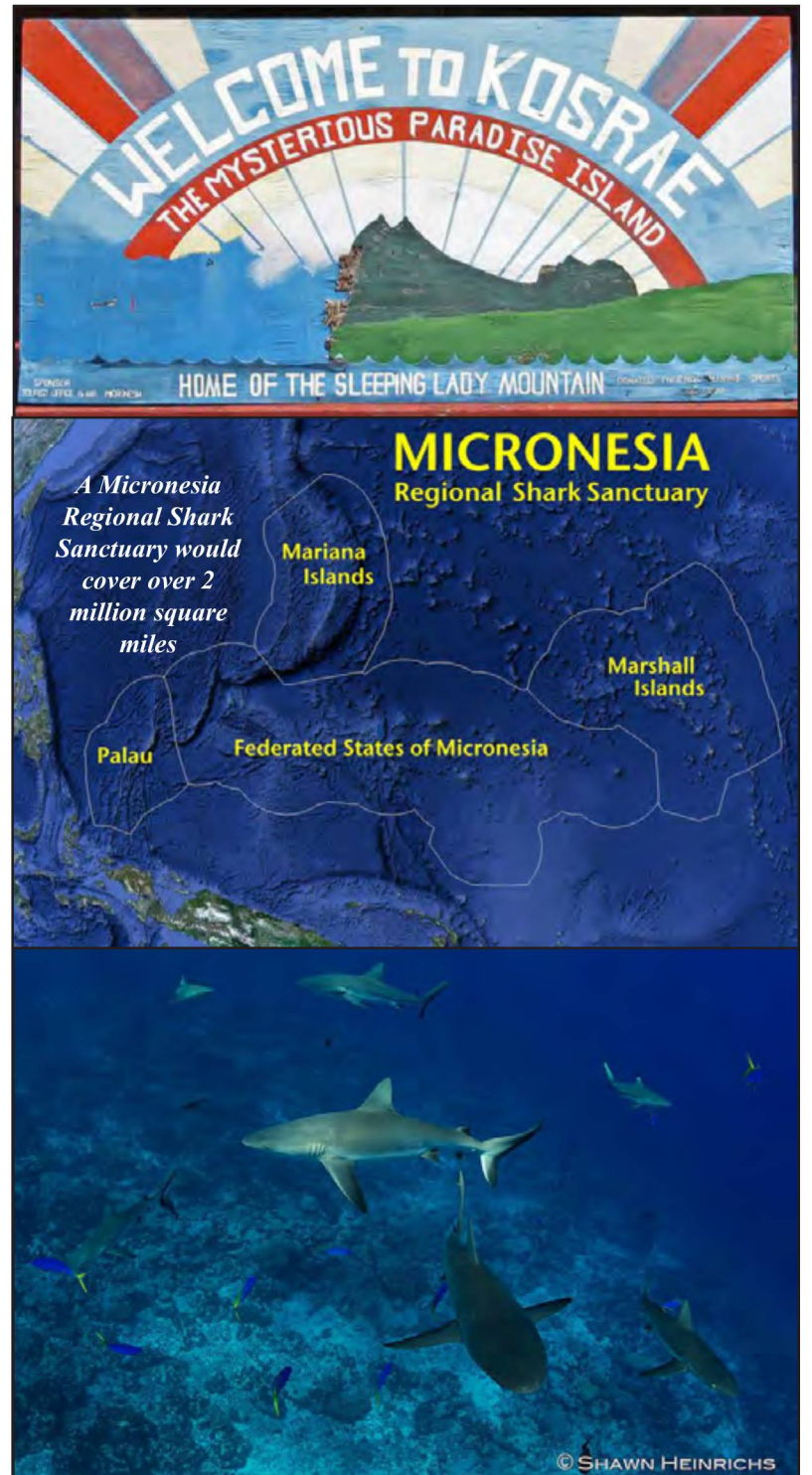
"Micronesia is leading the world in shark conservation," said Jill Hepp, director of shark conservation at the Pew Environment Group. "Kosrae is an important piece in the puzzle to protect sharks in the region."

"Conservation has always been an integral part of life in Kosrae," said Andy George, executive director of the Kosrae Conservation and Safety Organization. "This is something our people wanted."

Each year, up to 73 million sharks are killed by people, largely for their fins to supply the demand for shark fin soup. Of the 150 species of shark assessed as Threatened or Near Threatened with extinction by the International Union for Conservation of Nature, at least 30 are known to swim in Micronesia's waters, including scalloped hammerheads, whale sharks, oceanic whitetips, and several species of reef sharks.

If the other members of the Federated States of Micronesia move forward with their plan to create a sanctuary in the next year, 2.9 million square kilometers (1.1 million square miles) will be added to the more than 4.7 million square kilometers (1.8 million square miles) of ocean worldwide that have already been

protected by six shark sanctuaries: Palau, the Maldives, Tokelau, Honduras, the Bahamas, and the Marshall Islands.



## Future Policy Award 2012 goes to Palau

### In the small Micronesian Republic local people live in peace with sharks

World Future Council

New York, 26 September 2012. The Republic of Palau has been announced as the winner of the Future Policy Award 2012. Palau received the Award in recognition of two outstanding marine policies, Palau's Protected Areas Network Act, initiated in 2003, and its Shark Haven Act from 2009. The winners were announced during a press conference at the United Nations Headquarters in New York on 26 September 2012.

"With the Future Policy Award we want to cast a spotlight on policies that lead by example. The aim of the World Future Council is to raise awareness for exemplary policies and speed up policy action towards just, sustainable and peaceful societies," comments Alexandra

Wandel, Director of the World Future Council, an international policy research organisation that provides decision-makers with effective policy solutions. The 2012 Future Policy Award highlights the challenges faced by the world's oceans as well as exemplary solutions to protect them. Dr. Bráulio Ferreira de Souza Dias, Executive Secretary of the Convention on Biological Diversity, comments: "The ocean world is in all our daily lives. Even for the many millions of people who may not think that they have a strong reliance on oceans, marine ecosystems and wildlife provide all kinds of benefits. The Future Policy Award provides the opportunity to raise awareness of the issue and increase

See "Future Policy" on page 10

### EXPRESSIONS OF INTEREST



### CORPORATE SOCIAL RESPONSIBILITY PROGRAM (2013-2018)

The FSM Petroleum Corporation (dba as VITAL) is committed to sustainable development within the communities that we operate. Petroleum fuels will continue to dominate our energy mix into the future, and we have an aggressive asset rehabilitation program to meet this infrastructure requirement over the next fifteen (15) years. In 2013, we will commence a ten (10) year program to dramatically increase the proportion of local energy resources within our energy mix. These will include investments into renewable energy sources, such as biofuels, biomass, and solar technology. Our primary goal is to ensure that over the long-run, we are able to provide our communities with a reliable source of energy at the lowest possible cost.

In addition, we have a modest community support budget that has funded a number of *ad hoc* activities, including the installation of outer island solar water stills in conjunction with the Rotary Club, a number of high level government meetings, educational programs such as Gear Up, environmental activities, and fishing tournaments. We have noticed an increasing number of requests for support over the last five years, and now wish to move from *ad hoc* arrangements, to *programmatic* multi-year commitment to a *limited* number initiatives that make the most impact within the communities they operate.

Therefore, the company is seeking *Expressions of Interest* from registered non-government organizations, non-profit corporations and institutions, public agencies, and community groups for the implementation of medium term support to programs for disadvantaged communities across the five locations we operate throughout Micronesia.

Broad areas of support and assistance may include, but will not be limited to: environmental protection (e.g. Marine Protected Area surveillance or conservation trust funding), rehabilitation (e.g. oil contamination clean-up around utilities or other industrial sites), sports and recreation initiatives (e.g. league sponsorships, fishing tournaments), cultural activities, and progressive actions related to the energy sector (e.g. energy efficiency). Existing programs that may benefit from co-financing as a means of support will be favorably considered, as well as programs or interventions that seek in-kind support (e.g. use of office space, computers, printing, equipment, etc.).

This EOI will assist the company finalize its CSR initiatives based on the priorities within the States. Please include in your letter of interest qualifying documentation to the attention of the Chief Executive Officer at [rff@fsmcp.com](mailto:rff@fsmcp.com) no later than October 31, 2012.

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**Finance and Administrative Officer  
Australian Embassy Pohnpei**



Applications are invited from suitably qualified persons to apply for the position of:

**Finance and Administrative Officer at the Australian Embassy, Pohnpei.**

In this position the successful applicant will undertake a range of financial, human resource and administrative duties, including payment processing, budget reporting and administering human resource issues.

**Qualifications:**

- Experience in accounting essential
- Sound computer skills, including Microsoft Excel and Word
- Strong organisation and administrative skills
- Ability to meet deadlines and work under pressure
- Demonstrated analytical skills and attention to detail
- Ability to take initiative and work with little supervision

Training in the Embassy's financial management system SAP, will be provided.

**Contract:** This is a 2-year contract, which includes a six month probation period. The contract may be extended on the basis of need and performance.

**Salary Range:** The salary offered to the successful applicant will be in accordance with the Australian Embassy Salary Scale, commensurate with experience and qualifications, commencing at US\$10,538.

**Eligibility / Other Requirements:** The successful applicant will be required to obtain satisfactory police and medical checks.

**Application Process:** Interested applicants need to provide a resume / CV and address the selection criteria. The Selection Criteria and duty statement can be obtained by contacting michael.kulesza@dfat.gov.au

Please note that all of the selection criteria need to be addressed within the written application to be considered for interview.

**Applications close on Monday 15 October 2012.**

**No late applications will be considered.**

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## ... Civil Action

*Continued from front page*

PUC board.

The case has been filed at the FSM Supreme Court. Governor Ehsa's representative has not yet responded to the specific allegations of the Civil Action.

Pohnpei's Attorney General, Judah Johnny has filed a pro hac vice motion requesting permission to be appear before the court on behalf of the Governor at the FSM Supreme Court. If approved a pro hac vice motion would grant one time permission to represent the Governor in the FSM court, permission that would be needed since he is not a member of the FSM Bar.

Mr. Johnny has also filed a motion to be permitted to respond to a motion for a temporary restraining order and preliminary junction that was filed by the plaintiffs on September 25, 2012.

Chief Clerk Kohsak Keller verified that two of the Supreme Court Justices recused themselves from the case due to business or other connections with the Governor or with his family that conflicts them out. The Associate Justice in Chuuk is still recovering from an illness. Keller

said that the case will be heard by the Chief Justice and will likely be handled telephonically.

Mr. Keller said that a judge can rule on a motion for a temporary restraining order and preliminary injunction before a response is filed by the defendant or even before a court date is set which has not yet been done.

The civil action presents the history to the plaintiffs' claims and asks the court to set aside both of the Governor's orders as being unconstitutional and violations of due process and civil rights.

It says that Governor Ehsa issued two Executive Orders regarding PUC, both of them numbered 01-12. On September 3, 2012, Governor Ehsa issued the first of those two orders. It dissolved the PUC Board, removed Perman from his position as General Manager of the utility, and suspended a section of the Financial Management System Regulations relating to the bidding process and other provisions of law or regulations relating to PUC Board powers.

The facts of the following week were basically covered in the September 17 issue of The Kaselehlie Press (which is available online at [www.kpress.info](http://www.kpress.info)).

As a basic recap, the first executive

order also resulted in a Memorandum of Understanding for power generation between PUC and the company Energy Infrastructure Global (EIG).

But on Sunday, September 9, 2012, the Pohnpei State Legislature passed a resolution revoking the Governor's Executive order which set things at PUC back to the way they were before the order, including reinstating Perman as the General Manager, returning the Board members, and dismissing the actions of the Governor's "Task Force" including the MOU with EIG.

The Civil Action claims that the "Task Force" consisted only of the Governor and PUC Assistant General Manager Robert Hadley.

On the following Tuesday, September 11, Governor Ehsa issued another Executive Order based on the legal opinion of the Attorney General.

Plaintiffs claim that the order "once again, attempts to dissolve the PUC board based on a lack of quorum, terminate two Board members including Plaintiff Mendiola and Walter for being delinquent more than three months on arrears to PUC, suspend Plaintiff Perman as the GM pending an investigation, and orders the acting GM Hadley to enter into the MOU with the foreign company."

Based on a letter from the Governor to Speaker Lohn and on the second Executive Order the civil action alleges that the Governor assumed the powers of the PUC Board. But the filing says that it includes an affidavit from Perman that says that as of September 10, 2012 Governor Ehsa owes PUC arrears of more than three months which, if true would disqualify him from membership on the PUC Board.

At press time, the Kaselehlie Press did not have a copy of that affidavit despite numerous attempts to obtain a copy from several sources. Perman said by phone that his affidavit did not include an arrears amount but he characterized it as "not small."

Under the "Causes of Actions" section, attorney Kembo Mida argued the points of law his clients want the court to consider.

Plaintiffs argue that Executive Order 01-12 lacks constitutional basis first because by terminating PUC Board members without good cause, the Governor exercised powers that go beyond the faithful execution of the laws which the constitution requires the Governor to perform.

They argue that by declaring a lack of a quorum of the PUC Board without any legal authority to do so the Governor also went beyond the faithful execution of the law. Under 34 PC 1-106, (Title 34 is the PUC enabling act that was recently amended), "All powers vested in the corporation shall be executed by the Board..." The law does not state that a governor is also vested with powers over PUC, they argue.

They claim that the Governor acted beyond the faithful execution of the law when he acted to suspend Perman "without any legal authority." Their argument quotes 34 PC 1-109 which says, "the Board may remove the general manager for good cause upon a majority vote..."

They argue as well that the Executive Order directly affects the rights of all the other bidders who bid to provide power to PUC, to have a bidding selection process that is done fairly and according to the law.

On the matter of declaratory relief, the plaintiffs argue that the executive order lacks statutory authority. It says that the law does allow the Pohnpei Government to aid PUC in the planning or undertaking and carrying out of projects so long as any intended action is not contrary to any laws. But it claims that when the Governor appointed an Interim General Manager for PUC it was an attempt to take over the entire management of PUC and not to aid PUC in its operation.

Further, since, as they earlier argued, the Governor did not have the Constitutional authority to suspend Perman or remove the Board Members, the Governor's actions were contrary to the law and thus invalid.

They contend that while the Governor does have the authority to remove a board member for good cause, his power is then limited to nominating a new member for advise and consent of the legislature. Further, even if the Governor had to the power to take over the PUC board, which the plaintiffs do not concede, according to Perman's affidavit, as of September 10, 2012 the Governor owes arrears in excess of three months so even he would be disqualified from being a board member of PUC.

Plaintiffs also point out that under the FSM Constitution "[a] person may not be deprived of life, liberty, or property without due process of the law. They say that Mr. Perman's job as the GM of PUC is a property interest that is being taken from him by the Governor and that property has been taken from him without due process since the Governor has no authority to suspend or terminate a PUC GM in any way. They further claim that the alleged violation of due process rights is also a violation of civil rights which is also illegal.

They finally argue that the Governor has repeatedly expressed his intent to apply the executive order to the plaintiffs; that Perman, Mendiola, and Walter suffer and to continue to suffer irreparable harm and injury that cannot be adequately compensated by money damages. They are therefore entitled to a temporary restraining order, preliminary injunction and permanent injunction restraining the Governor from further proceeding under his executive order.

At press time Governor Ehsa's defense had not yet been filed.

### TRADE MARK CAUTIONARY NOTICE

Notice is hereby given that our client, eBay Inc., of 2145 Hamilton Ave., San Jose, CA 95125 U.S.A. (a Delaware corporation) is the owner and sole proprietor of the following trademark:



To be used in connection with online trading services, namely, operating on-line marketplaces for sellers and buyers of goods and services; online trading services in which sellers post products or services to be offered for sale and purchasing or bidding is done via the Internet in order to facilitate the sale of goods and services by others via a computer network; providing evaluative feedback and ratings of sellers' goods and services, the value and prices of sellers' goods and services, buyers' and sellers' performance, delivery, and overall trading experience in connection therewith; providing a searchable online advertising guide featuring the goods and services of online vendors; providing a searchable online evaluation database for buyers and sellers; advertising and advertisement services; business services, namely, providing a website that gives users the ability to create customized web pages featuring user-defined information in the field of intellectual property rights and intellectual property enforcement policies, in order to assist program participants with inquiries and requests regarding use of intellectual property by others in an on-line marketplace

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2875 Michelle Drive, Suite 170  
Irvine, California 92606  
United States of America  
Telephone: (714) 2831155  
Facsimile: (714) 283-1555  
Email: [info@hilbornehawkin.com](mailto:info@hilbornehawkin.com)



## Micronesia & Australian Friends Association

By Ingrid Ahlgren  
President, MAFA

The Australian National University has a new student group geared towards increasing the awareness of Micronesians in Australia – the Micronesia and Australian Friends Association (MAFA). The ANU-chartered student group was formed in May 2012 by a small group of postgraduate students that became aware of the growing body of Micronesians and scholars of Micronesia at the ANU. Initially started as a social group to share ideas and love of Micronesian cultures, its members hope it will grow to lend support to and encourage a larger number of incoming Micronesian students to higher educational institutes in Australia.

'Micronesia' is considered both a broad geographical and cultural region of the Pacific, distinguished from the other subgroups of 'Polynesia' and 'Melanesia' and Southeast Asia, although with strong ties historically and linguistically to these oceanic neighbours. Consisting of over 2,000 islands stretching over hundreds of thousands of km<sup>2</sup> of ocean, and 12 distinct cultural groups and languages, Micronesia is politically divided into 5 independent countries and 2 territories – the Republic of the Marshall Islands, the Federated States of Micronesia, the Republic of Palau, the Republic of Kiribati (including Banaba, and the Line and Phoenix Islands), the Republic of Nauru, the US territories of Guam, the Commonwealth of the Northern Mariana Islands, and Wake Island.

A region popularly associated with the United States, which acted as its official UN administrator post-WWII during the Trust Territory of the Pacific Islands Period (TTPI), Micronesia has a colonial history including Spain, Germany, Australia, Great Britain and Japan. Australia has had an increasingly active role in recent years through its awarding of scholarships and grant funding to Micronesian students and local NGOs. This includes the ANU, which has seen a rise in students doing research in the region, as well as citizens migrating to Australia. Dr. Paul D'Arcy, Fellow at ANU's School of Culture, History & Language notes "While ANU has a long history of research on Micronesia, this has always been somewhat random and largely based on the research priorities of individual staff and students.... Circumstances have altered in very positive ways in the last two years that suggest the momentum is here

for a sustained and permanent on-campus presence of research (and hopefully teaching capacity) on Micronesia: the largest group of PhD students ever conducting PhD studies on Micronesia, and for the first time this includes a number of Micronesian students; enduring research projects on Micronesia that involve staff and post-graduates in a number of disciplines - most notably Archaeology and Natural History, and History; three courses that have contained Micronesian themes for a number of years now; and an increasing awareness in Micronesia of the possibilities offered by ANU for post-graduate research."

Gonzaga Puas, current PhD student, long-time Australia resident, Micronesian, and MAFA Vice President concurs. "Micronesia has been the missing link in Pacific studies at ANU. Thanks to MAFA for playing its part in increasing the exposure of Micronesia as an area of academic scholarship and its aim is to promote friendship between Australian and Micronesian communities."

MAFA is currently comprised of students, staff and community members living in Australia with an interest or background in greater Micronesia. Its mission is to (a) Promote knowledge of the greater Micronesian region; (b) Celebrate its diverse customs and values; (c) Encourage communication and cultural exchange between Micronesia and Australia; (d) Provide a support network for Micronesian students and scholars at the ANU and beyond. Current and planned activities include regular movie nights featuring documentaries, fiction films, television episodes and shorts about or set in the region; social gatherings featuring local foods and discussions; and the welcoming of visiting friends from the region. All activities are open to the public, and participation from the greater population is being emphasized.

"There's already a history of great research in the Pacific region here at ANU of course, and we're really excited to collaborate with and learn from other Pacific Islanders and innovative groups like Pasifika Australia," says MAFA President Ingrid Ahlgren. "We're a small humble group in Canberra now, but we foresee and plan for a future where we can be a friendly resource for Micronesians living abroad in Australia, and a collaborative support group for increasing research in the region."

For more information about the group and how to get involved, please check out the MAFA Facebook page <http://www.facebook.com/ANU.MAFA> or email the group at [atmicroaustfriends@gmail.com](mailto:atmicroaustfriends@gmail.com).

Up to 73 million sharks are killed every year, and the ecological effects of diminishing shark populations are being felt in the collapse of marine food webs and increase in jellyfish blooms. The Palauan government decided to take strong action and became the first country to ban commercial fishing of shark species in its entire territorial waters. Any sharks caught in the nets of other fisheries have to be released unharmed and there are substantial fines for violators. As a result the shark diving industry contributes US\$1.2 million in salaries to local communities

See "Future Policy (2) on page 14

## ... Future Policy

*Continued from page 6*

practical action."

The Republic of Palau was selected for two outstanding policies, which are politically bold and tailored to the needs of local people and the environment. Their effects are being felt globally and they have inspired regional legislation in neighbouring countries: Palau's Shark Haven Act of 2009 is a milestone. It was the first of its kind and will serve to protect over a hundred species of deep water and reef sharks in Palau's waters.



### Australian Embassy announces new round of Direct Aid Program and AusAID Small Grant Scheme grant funding

Funding has been allocated to the Australian Embassy for the 2012-13 financial year as part of the Direct Aid Program (DAP) and AusAID Small Grant Scheme (SGS) in the Federated States of Micronesia (FSM), the Republic of the Marshall Islands (RMI) and Republic of Palau.

The DAP is a flexible small grants program funded by the Australian Agency for International Development (AusAID) and administered by the Department of Foreign Affairs and Trade. It is intended to respond to developmental and humanitarian needs in their host country and / or eligible countries of non-resident accreditation. Grants are usually given for amounts of USD5,000 up to USD10,000. This funding is available on a not-for-profit basis to individuals, non-government organisations (NGO's) and community groups engaged in development activities in the FSM, RMI and Palau

The primary aim of DAP is to advance developmental outcomes in developing countries. The DAP focuses on small-grants that benefit grass-roots, community-based organisations that might otherwise be overlooked by larger aid programs. DAP is intended to help communities to help themselves through one-off funding and is not a continuing funding stream for on-going projects.

Successful applications will describe projects that have a clear, demonstrable developmental outcome. Applications should be fully costed, with a detailed budget based on real prices, and should be feasible, with a realistic implementation timeframe. Applications for DAP grants can be submitted any time up until 1 March 2013.

The AusAID Small Grants Scheme (SGS) is available to governments, non government organizations and community groups. Projects should address the goal of reducing poverty and achieving sustainable development. Our priority sectors include

- Governance (e.g. reform activities, community awareness campaigns)
- Education (e.g. basic education, teacher training and workshops)
- Health (e.g. improving access, community preventative health education/campaigns)
- Youth (e.g. training in job and life skills)
- Women (e.g. skills training for income generation, addressing gender issues)
- Disadvantaged groups (e.g. disability awareness program, life skills training)
- Environment (e.g. recycling, environmental health and climate change awareness)
- Community development (e.g. training/ organisational strengthening in planning, management, leadership, and project management).

Funding limit of grants is US\$20,000.00. However, higher levels of funding may be considered in exceptional circumstances. In these instances, the scope and objectives of the project, as well as the requesting organization's demonstrated history to manage projects and acquit funds, will be considered.

#### How to Apply

Applications for DAP and SGS can be found on the Australian Embassy's website at <http://www.fsm.embassy.gov.au/phpi/cooperation2cooperation2.html>, or applications can be picked up at the Australian Embassy in Kolonia, Pohnpei at the H&E building across from the PAMI building. Applications can also be mailed out to requesting organisations by contacting our Public Diplomacy Officer at 691-320-5448.

**TIMETABLE FOR MARCH 5, 2013 FSM GENERAL ELECTION**  
This Timetable is based on the Revised National Election Act of 2005

SECTIONS	DATES	DEFINITIONS
Appropriation (9FSMC) Sec. 107	March 4, 2012	Within one year prior to a general election, Congress shall appropriate a sum adequate to defray the administrative and contingent expenses of conducting National Election.
OPEN AND CLOSE for submitting request to vote absentee ballot by mail (9FSMC) Sec. 602 (2)a	October 6, 2012 January 24, 2013	Request to vote absentee ballot by mail must be received by NEC not more than 150 days but not less than 40 days before Election Day.
Closing for filing Nomination Petition (9FSMC) Sec. 202(4)	November 5, 2012	The name of any candidate shall be printed on an official ballot only if, at least 120 days prior to a general election the nomination paper is filed in the office of the NEC of the state concerned
Last day to appoint various boards and Counting and Tabulating Committee members (9FSMC) Sec. 302 (3)a	January 2 <sup>nd</sup> , 2013	The NEC of each state with the approval of the National Election Director shall appoint election board and tabulating committee members on or before January 2 <sup>nd</sup> of each election year.
Designation of Special Polling Places (9FSMC) Sec. (605) (2)	January 4, 2013	Not less than 60 days prior to a general election, the NED shall designate the locations of the special polling places, (one in Guam and one in Honolulu).
Printing of official ballots (9FSMC) Sec. (503)(1)	December 25, 2012	The NED shall complete the printing of the official ballots no later than 70 days before a general election.
Request to vote at the special polling places (9FSMC) Sec. (605) (3)	February 3, 2013	Request to vote at a special polling place must be received by the NEC of the state of registration not less than 30 days prior to a general election.
Last day to send absentee ballots by mail (9FSMC) Sec. 602(2)a	January 24, 2013	The NEC, shall, at least 40 days before a National Election, mail an absentee ballot to any absentee voter who has requested an absentee ballot in accordance with this section.
Absentee for Travelers (9FSMC) Sec. 606 (1)b	February 3, 2013 March 4, 2013	Not more than 30 days and not less than 1 day before the National Election, a voter must submit in person a written request to cast a ballot prior to traveling.
Preparation of signature list (9FSMC) Sec. 303(7)	February 13, 2013	NED shall prepare signature lists from National Voter Register for each of the polling places not later than 20 days prior to each election.
VAAPP Request (9FSMC) Sec. 604(1)d	February 26, 2013	NEC of the state of registration receives the written VAAPP requests at least 7 days before the National Election.
Posting of Signature List of SPP (9FSMC) Sec. 605(4)	February 27, 2013	Not later than 6 days before a National Election, NEC shall post at the National Election Offices in their states signature lists of each special polling place in their state.
Posting of Signature List for Guam and Honolulu (9FSMC) Sec. 605(5)	February 27, 2013	Not later than 14 days before a National Election, the National Election Director or his designee, shall post the Special Polling Place Signature List for Guam and Honolulu in a publicly accessible place in each location to be set out in the regulation promulgated pursuant to this title
Election Day (9FSMC) Sec. 105(1)	March 5, 2013	All general elections for members shall be held biennially in each odd-numbered year on the first Tuesday following the first Monday in March.

## TARIFF CHANGES ANNOUNCEMENT TO THE GENERAL PUBLIC

The Board of Directors and Management of the FSM Telecommunications Corporation would like to inform the general public that Phase II of its tariff change schedule will begin October 1st, 2012. New rates that will take effect are as follows:

- Landline Residential. . . . . \$12 per month**
- Landline Business. . . . . \$24 per month**
  
- Calling 411 from Landline. . . . . \$0.25 per call**
- Calling 411 from Mobile. . . . . \$0.25 per minute**
  
- Local Cell Calls Voice. . . . . \$0.15 per minute**
- Cell SMS (Text). . . . . \$0.10 per message**

All Value Added Services (VAS) features (caller ID, call waiting, call forwarding, speed dialing, etc) will be available to customers free, as part of the basic landline service.

**ALL VALUE ADDED  
SERVICES WILL BE FREE!**

CALLER ID AND ALL OTHER VALUE ADDED SERVICE (CALL WAITING, CALL FORWARDING, SPEED DIALING, 3-WAY CALLING) WILL BE PART OF THE BASIC SERVICE.  
Note: We do not provide or sell Caller ID units.

Customers can block their landline phones from calling 411 for a service connection fee of \$6.00 and monthly charge of \$2.00 for 411 block. Cell block charges are separate.

Should there be any questions or comments regarding this public announcement, please do not hesitate to contact any of your local FSMTC offices. Thank you for your support and continued business.



## Clean Up the World Day

Pohnpei Environmental Protection Agency

The office of Pohnpei Environmental Protection Agency was fortunate to receive a small grant from the Australian Embassy to help run this year's program of Clean up the World. The grant is worth \$ 3700 dollars that was spent on trash bags, gloves, banners, posters, and fuel to run this year's clean up event that lasts for one week. Receiving the grant is the Director of Environmental Protection Agency (EPA). Along with the grant the honorable John Ehsa Governor of the State of Pohnpei signed a proclamation declaring that this year Pohnpei will dedicate September 17 to September 24, 2012 as days to promote and enhance environmental awareness to communities on the whole island. The theme for our Clean-up the World is "Our Place...Our Island...Our Responsibility" The Governor emphasized that we should all take the time to reflect on how we the inhabitants of this great island state can work to reuse and recycle as alternatives to throwing away. The Governor also indicated in the proclamation that we as community members should take pride in protecting the ecosystem, preserving our environment for our children and our future, and to make Pohnpei a more beautiful place to live.

Clean up the World is a community based environmental campaign that inspires and empowers individuals and communities

from every corner of the globe to make their environment a cleaner, healthier place to live.

Thanks to our environmentally concerned sponsors and individuals the Clean Up the World- Pohnpei campaign 2012 was a success and had a profound change from previous clean up campaigns. This year the Clean Up the world campaign was held for six (6) days.

The Clean up the World 2012 was kicked off on September 17 and ended on Monday, September 24. This event was able to reach the near-by islands of Nett. The entire near-by islands of Nett took part in restoring the beauty of their environment for betterment of the future generations of their islands. This event was celebrated by more than 200 people around the island of Pohnpei, as an act to bring together awareness to environmental concerns around our communities and an effort to restore the local environment on which our lives depend.

While the entire world celebrates it over the weekend of September 14-16, Pohnpei State celebrates Clean- Up the World 2012 on the 17th to 24th of September. Several Governmental agencies and NGO's together with Pohnpei EPA were dispatched to the Municipalities around the island to aid local governments in litter and trash pick-up. The collected trashes were then delivered to the Dekehtik Dumpsite.

The office of EPA would like to take this opportunity to thank more than 10 sponsors for their generosity and sponsorship that made it possible for this event to take place. Your contributions are a huge benefit in helping to educate and promote awareness of a healthy environment to the future successors of our beautiful island.

EPA would like to acknowledge in gratitude the following sponsors: CFC / OCC/ PT&S/ CFC/ Australian Embassy and many other sponsors



General Court Order  
No. 2012-02

### IN THE SUPREME COURT OF THE FEDERATED STATES OF MICRONESIA

**Order Amending and Holding GCO 2012-01 in Abeyance for 90 days Allowing for Public Comment and Consideration of Any Public Comment Prior to the Promulgation and Enforcement of the Amendments to the Rules for Admission to Practice Before the Supreme Court of the Federated States of Micronesia**

Pursuant to the authority granted to the Chief Justice of the Supreme Court in Article XI, Section 9 of the Constitution and Section 117 of Title 4 of the Judiciary Act of the FSM Code, the promulgation and enforcement of GCO 2012-01 is hereby amended and held in abeyance for a period of 90 days from the date of this order to allow public comment to be submitted and considered. The Supreme Court shall be required to immediately publish this order in a newspaper of general circulation and send a copy of it through the postal service to the last known address of every attorney licensed to practice before this Court. The period for public comment shall commence on the date of this order and shall be allowed for a period of 60 days. At the end of this period the comments shall be gathered and considered. If no further action is taken rescinding or amending GCO 2012-01 it shall become a rule of this Court 90 days after this order is signed.

The language of the proposed changes to the FSM Rules for Admission to Practice before the Supreme Court of the Federated States of Micronesia is found below. All public comment shall be directed through written communication to the FSM Supreme Court in Palikir Pohnpei or at the following address:

**FSM Supreme Court  
PO Box J  
Palikir Station  
Pohnpei FM 96941**

**Proposed Amendments to the Rules of Admission to Practice Before the Supreme Court.**

Section II(A) shall be amended by the addition of subsection 5. Subsection II(A) is amended to reflect the inclusion of a new subsection applicable only to FSM Citizens. The inclusion of additional language is underlined.

**Section II(A) Experience or Education Requirement**

Each non-citizen of the Federated States of Micronesia seeking the opportunity to take the FSM Written Examination must demonstrate compliance with standard 1 below. Applicants who are citizens of the Federated States of Micronesia may demonstrate compliance with any of the five following standards.

**Section II(A)(5) State Court Judge**

The applicant shall submit to the Court proof of appointment and confirmation as a judge of a State Court of the FSM and of current good standing in that position.

Section II(D) is amended to replace in its entirety the first paragraph of the rule.

**Section II(D) The Written Examination**

All applications for written examination or reexamination shall be filed, with supporting documents and a non-refundable application fee of twenty five (\$25.00) dollars, in the offices of the FSM Supreme Court in Pohnpei at least 60 days prior the date scheduled for the written examination. Upon showing of good cause the Court may permit filing of applications up to 21 days prior to the date of the written examination. After the 21-day deadline no further applications will be received or considered.

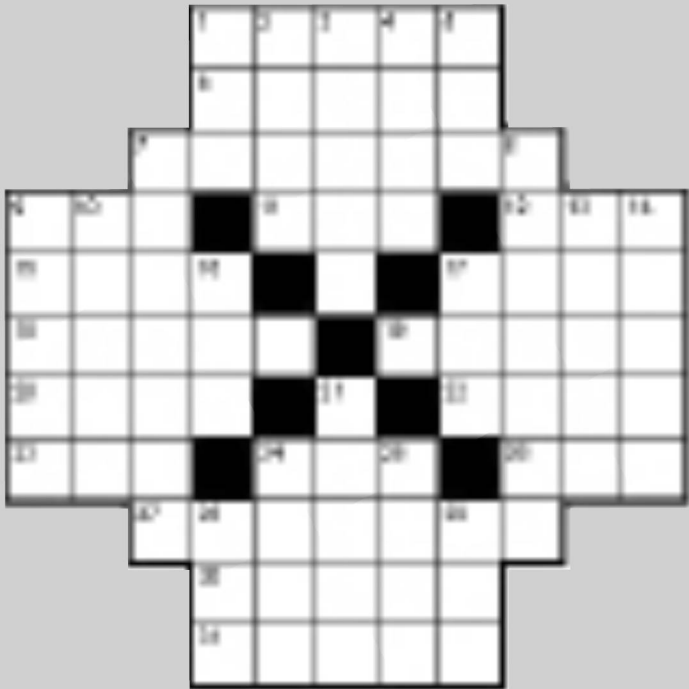
The Rules for admission have been amended to include a Section X.

**Section X Updated Contact and Service of Process Information.**

All persons authorized to practice before the FSM National Courts shall be required to provide the FSM Supreme Court in Palikir, Pohnpei, with an active mailing address and contact information annually, prior to December 01 each year. This information shall also identify two additional persons and their contact information, upon whom service of process may be rendered for the person authorized to practice before the FSM National Courts. Absent a showing of excusable neglect, persons who fail to comply with this rule shall be removed from the list of active members and shall no longer be authorized to practice before the FSM Supreme Court.

Martin G. Yinug  
Chief Justice

X WORD PUZZLE



ACROSS

- 1. Oversight (5)
- 6. Stadium (5)
- 7. Teach (7)
- 9. Soaked (3)
- 11. Chart (3)
- 12. Taxi (3)
- 15. Pay close attention to (4)
- 17. Large and scholarly book (4)
- 18. Mistake (5)
- 19. Frozen region (5)
- 20. Railroad track (4)
- 22. Exude (4)
- 23. Small vegetable (3)
- 24. Was seated (3)
- 26. Obtain (3)
- 27. Sweepstake (7)
- 30. Type of farm (5)
- 31. Stingless male bee (5)

DOWN

- 1. Man or boy (3)
- 2. Type of starch (4)
- 3. Nut (5)
- 4. Break suddenly (4)
- 5. Consume (3)
- 7. Endless (7)
- 8. Branch of biology (7)
- 9. Pup (5)
- 10. Spooky (5)
- 13. Astound (5)
- 14. Cloth cap (5)
- 16. Female deer (3)
- 17. Also (3)
- 21. Paved area (5)
- 24. Celestial body (4)
- 25. Small gull (4)
- 28. Peculiar (3)
- 29. Cereal grass seed (3)

When I was a kitten

Can you fit the underlined words correctly into the grid? One letter has already been entered to get you started.

When I was a kitten  
I was smaller than a mitten,  
Everyone who saw me said, "Ah!"  
If I got in a muddle,  
I'd always get a cuddle,  
They'd never let me wander very far.

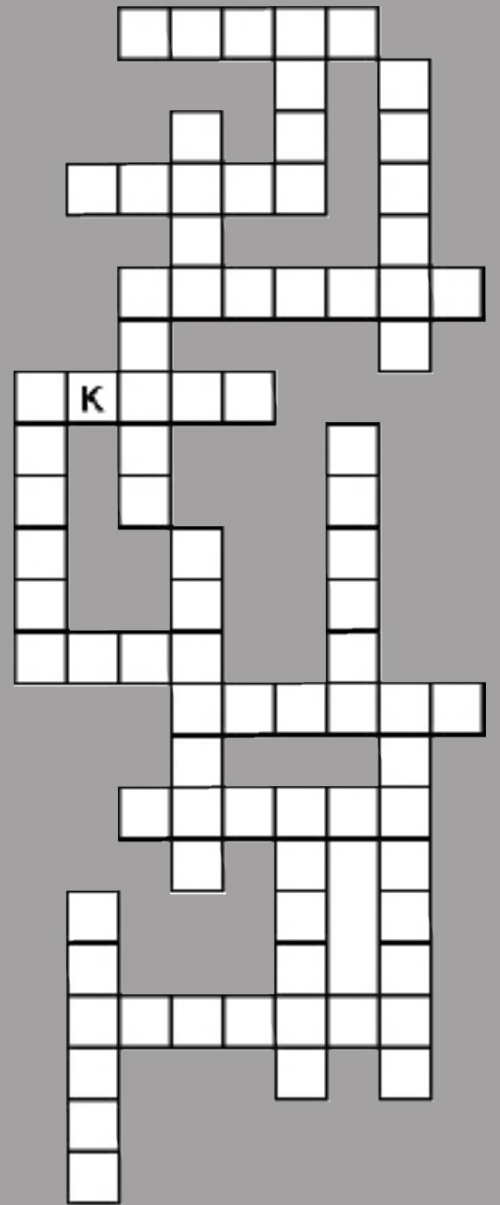
I remember being small  
I was the cutest of them all,  
They'd smile and call out my name.  
I'd play on the rug,  
They'd give me a hug,  
It was all like a wonderful game.

I was such a chubby thing  
I'd jump and spring,  
I had beautiful soft shiny fur.  
I was brave for my size,  
I'd chase spiders and flies,  
A tickle would always make me purr.

But the more I grew,  
The less people said, "OO!"  
I soon became worldly and wise.  
Now I hunt with skill,  
I enjoy the thrill,  
I'm a master of stealth and surprise.

I'm muscle and bone,  
I can stand on my own,  
I know how to sharpen my claws.  
I let my fur down,  
With nights on the town,  
I can wash my face with my paws.

Now that I'm grown  
I'm out on my own.  
I get to do things my own way.  
But I still enjoy fish,  
In my special dish,  
Served up for my dinner each day.



CARTOON CHARACTER FINDER



- |         |                 |              |                 |
|---------|-----------------|--------------|-----------------|
| ARTHUR  | DAFFY DUCK      | MIGHTY MOUSE | TIGGER          |
| BAMBI   | DONALD DUCK     | MR MAGOO     | TOM AND JERRY   |
| BARNEY  | DUMBO           | PLUTO        | TOP CAT         |
| RUBBLE  | EYORE           | POPEYE       | TWEETY          |
| BETTY   | ELMER FUDD      | PORKY PIG    | WINNIE THE-POOH |
| BOOP    | FELIX THE CAT   | ROAD RUNNER  |                 |
| BUGS    | FRED FLINTSTONE | SCOOBY-DOO   |                 |
| BUNNY   | GARFIELD        | SNOOPY       |                 |
| CHARLIE | GOOFY           | SYLVESTER    |                 |
| BROWN   | MICKY MOUSE     | THE SIMPSONS |                 |

The So Kool Record company recently held auditions across the country to Find Four singers to Form a new band. The Four guys chosen are now super-stars but can you work out each guy's previous day job, his age (19,20,21,22) and home town?

1. Greg is exactly two years younger or older than the guy From Cleveland whoused to be a truck driver.
2. Either Darren or the guy From Seattle (who may or may not be Patrick) used to deliver pizzas.
3. The guy From New York is younger than Daniel but older than the one who used to be a carpenter.
4. The 22 year old From San Francisco isn't the one who used to be a waiter.

NAME	JOB	CITY	AGE

SOLUTIONS



Age	City	Job	Name
20	New York	waiter	Patrick
19	Seattle	carpenter	Greg
22	San Francisco	pizza delivery	Darren
21	Cleveland	truck driver	Daniel

## Working smarter to save on petroleum costs

Secretariat of the Pacific Community (SPC)

15th August 2012

While renewable energy initiatives are popular worldwide and regionally, for Pacific Island countries and territories, the reality is that fossil fuel is still essential for meeting energy needs.

For the region's experts, this requires coming to grips with issues such as pricing mechanisms, says Solomone Fifita, the Deputy Director (Energy) of the Economic Development Division of the Secretariat of the Pacific Community (SPC).

Mr Fifita said that while there is a place for renewable energy schemes within the Pacific region, there is often reluctance to fund events that prioritise fossil fuels despite the potential to make immediate and significant savings by discussing how to consolidate fuel needs into a national tender, choose high-quality clean fossil fuel and use fossil fuels more economically.

“We need to acknowledge that Pacific Island countries and territories depend on petroleum to keep functioning and will continue to do so until there is large-scale transformation of transportation and power generation” said Mr Fifita.

Across the Pacific, governments spend huge amounts on importing petroleum products. As a percentage of total merchandise imports, the bill for fuel in 2010 ranged from around 16 per cent of imports in New Caledonia, 18 per cent in Samoa and Vanuatu and 23 per cent in Tonga.

But it is Fiji that bears the brunt with the largest fuel import costs in the region. In 2010, the country spent 32 per cent of the value of all its merchandise imports on bringing in petroleum products. Trade figures from the Fiji Bureau of Statistics for November 2011 show mineral products accounted for 33.3 per cent of imports that month. Of this, diesel contributed 20.1 per cent, aviation turbine fuel 7.6 per cent, and light oils and preparations 3.5 per cent.

The 40.8 per cent increase in the cost of imported petroleum products between November 2010 and November 2011 reflects both an increase in litres imported as well as rising prices, demonstrating the dominant role petroleum plays in the country's imported commodities.

Although over the course of a year, fuel market prices may fluctuate from quarter to quarter, reflecting the cost to suppliers, imports of all petroleum products into Fiji, other than aviation fuel, have seen an annual price increase.

The Pacific's dependence on fossil fuel is exacerbated by the distances between island countries and reluctance in some quarters to share pricing information and formulas. But another aspect that could help alleviate the increasing costs of importing fuel is regional standardisation of fuel products, said Mr Fifita.

He said there was a need for countries to exchange information on their experiences and pricing formulas to ensure a united front when negotiating fuel prices, which could translate into savings for all.

“The time to discuss strategy is when prices are low, not when we are under pressure to find an answer,” said Mr Fifita.



Refueling a bus, Suva Fiji

## ...Future Policy (2)

Continued from page 10

and generates US\$1.5 million in taxes for the Palauan government annually. The further effect of the Palauan declaration has been powerful. A number of other countries including Honduras, the Maldives and the Bahamas have since enacted similar laws and banned shark fishing in their national waters. Dr. Carl Safina, President and Cofounder of the Blue Ocean Institute, comments: “The ecological effects of the shark ban may not be visible yet, but the biological effects are immediate: the sharks are still alive.”

By pushing for international regulation banning shark finning and the trade of shark products, Palau continues with its ambition to be a leader in shark conservation.

Palau's second outstanding marine

policy is the Protected Areas Network (PAN) Act that was initiated in 2003. It has all the elements of successful management for people and environment. The framework incorporates a network of nationally representative protected areas, ensuring long-term sustainable use of resources, and has the institutional flexibility to adapt to future changes. Following the concern of the weakening traditional system of protection, the government implemented a countrywide system of connected protected areas including fringing reefs, lagoons, a sardine sanctuary and mangroves. Local communities and states manage these in the traditional fashion, but with added financial, technical and institutional support from the government. To date, 35 protected areas have been designated, with a goal of protecting 30 per cent of the near-shore marine environment and 20 per cent of the terrestrial environment by 2020.

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- Alcoholics Anonymous meets every Wednesday at Cantero Hall at the Roman Catholic Vicariate office at 7:00 p.m. Public welcome.
- Pohnpei Lions Club meets monthly every 4th Tuesday at Kia's Restaurant at 6:30 p.m. Public Welcome.
- The Christian Ministerial Association of Pohnpei meets the third Wednesday of each month at 10:00 a.m. in Cantero Hall at the Roman Catholic vicariate office.
- Devotions every Sunday 9:30 a.m. at the Bahai Center in Dolonier. For details, call 320-4015.
- Soccer practice/games at PICS field Monday, Tuesday, Thursday 5:30 p.m. Everyone welcome.
- St John's Catholic Church in Kosrae conducts services every Sunday at 9:30 a.m. For further information, call 370-3240 or 370-3209.
- The Rotary Club of Pohnpei holds its weekly meetings Thursdays at 12:15 p.m. at PCR Nantehlik.
- FANGO holds its monthly Issue Based Dialogue (IBD) on the last Wednesday of each Month at the Sei Restaurant at 12:00 p.m. to 1:00 p.m. The public is welcome.
- The Rotary Club of Truk Lagoon holds its weekly meetings every Wednesday at 12:00 Noon at the High Tides Restaurant. You are welcome to attend and can contact us at: rotarycluboftruklagoon@yahoo.com
- Pacific Mission Fellowship - A Bible-based English Worship Service Invites you to join us on Sundays for worship at 9am - 11am, Children's Church for the kids too! Call: 320-2496

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A skeptical man was Bill Treater,  
He couldn't believe his gas meter,  
He took out a match,  
And gave it a scratch,  
"Good morning!" he said to St. Peter!

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## Healthy Lifestyle in School Project is Back to School

By Chizuru Seki (JICA)  
*Island Food Community of Pohnpei*

New 5th graders at Saint Paul Elementary School have resumed the Healthy Lifestyle in School project in September after a long summer break.

Bushes were growing strongly and covering the school garden. Students grabbed a sickle and started cutting grasses, so they can plant more bananas.

In September, students planted seven more yellow flesh bananas: Akadah, Akadah Weitah, Utin Kerenis, Mangat, Kudud, Karat and Peleu. Now, each student has his/her own banana plant.

Another change at the school is that students are now enjoying and actively engaged in tetherball, volleyball and basketball games with sporting equipments supplied by this project.

IFCP would like to thank its partner school, Saint Paul Elementary School and Division of Public Health of Pohnpei Department of Health Services.

Special thanks are extended to Pohnpei State Government Subsidy, the US Embassy, UNESCO, Division of Public Health of Pohnpei Department of Health Services, Children's Healthy Living Program (University of Hawaii) and the Japan International Cooperation Agency (JICA) for their funding support.



6th graders at Saint Paul Elementary planted bananas in their school garden

Wondering what to eat for lunch?

Island Food Community of Pohnpei (IFCP) recommends Movie Land Restaurant located on Namiki Street, Kolonia.

It is a great place to satisfy your appetite with lots of healthy local food. They provide so many different dishes, and it is all you can eat!

They open Monday to Friday. Stop by at Movie Land Restaurant for lunch and have some healthy local food which gives you energy to continue through the rest of your day.

Their menu changes from day to day. Below is one example of what they serve for their buffet.

Wednesday's Menu:

1. 3 Kinds of Local Food
2. Fruits (3 kinds)
3. Grilled Fish (Arong/Unicorn Fish)
4. Sinigang Reef Fish Soup
5. Sashimi

6. Banana Lumpia
7. Green Salad
8. Stir Fry Pork
9. Stir Fry Beef
10. Fried Reef Fish
11. Fried Chicken
12. Fried Rice
13. Chicken with Cream of Mushroom
14. Pancit
15. Mashed Potatoes

They also prepare a kid's lunch box for \$2.50. It always includes some healthy local food!

IFCP would like to acknowledge Movie Land Restaurant for promoting assorted healthy local food.

Special thanks are extended to Pohnpei State Government Subsidy, the US Embassy, UNESCO, Division of Public Health of Pohnpei Department of Health Services, Children's Healthy Living Program (University of Hawaii) and the Japan International Cooperation Agency (JICA) for their funding support

## Go Local Campaign workshops were held in Pingelap

By Emihner Johnson  
*Island Food Community of Pohnpei*

On the evening of August 25, 2012, over hundred men, women and children gathered at the Pingelap Dispensary for a Go Local to gain its CHEEF (Culture, Health, Environment, Economy, Food Security) Benefits Workshop.

Mrs. Emihner Johnson, Acting Director of Island Food Community of Pohnpei (IFCP), started the workshop by thanking people of Pingelap for their hospitality and their positive responses to the implementation of the Pandanus Climate Change Project. She then presented the IFCP Standard Talk which emphasized the Health Crisis in Pohnpei that one out of 3 adults has diabetes. Cancers, heart disease, vitamin A deficiency and obesity are also increasing. The two main causes of these diseases are a shift in our diet from healthy local food to unhealthy processed foods, and a comfortable life-style that decreases daily physical activity. IFCP is encouraging environment and health projects that provide food security and physical exercise, sustain livelihoods, and promote healthy nutritional diets. Pandanus Climate Change project is a

good example of an ideal project for low-lying atoll to sustain the resiliency of climate change. She concluded her presentation with a request for the community members to support the project by maintaining the plants for one year which by then the plants can survive on their own.

The women catered a wide variety of local food dishes for the workshop. She also thanked the medical Aide Mr. Ohsan Ernest for allowing IFCP to utilize the dispensary to host the "Go Local" workshop.

On Sunday afternoon, Mrs. Johnson held another workshop at school for the Principal of Pingelap Elementary and staff on the local foods that were scientifically analyzed its nutritional values. The Pandanus Posters, the Banana Posters and the Pohnpei Carotenoid Rich Foods Posters were distributed to teachers and Principal to utilize in their lessons. Special thanks to the Pingelap School Principal, Nahnawa for providing a venue for this school workshop.

Special acknowledgements are extended to Pohnpei State Government Subsidy, the US Embassy, UNESCO, Division of Public Health of Pohnpei Department of Health Services, Children's Healthy Living Program (University of Hawaii) and the Japan International Cooperation Agency (JICA) for their funding support.



## Movie Land Restaurant is going local with its lunch buffet

By Chizuru Seki (JICA)  
*Island Food Community of Pohnpei*



Movie Land Restaurant is promoting healthy local food (Mrs. Julie Samuel, the owner of the restaurant in the middle, with her workers)

## Pohnpei Sweeps the Pool in Majuro

The 1st and 2nd of September saw two representative teams from the Pohnpei Fishing Club head to Majuro in the Marshall Islands. The teams competed in the 20th All-Micronesia Fishing Tournament. The Pohnpei Fishing Club won the tournament last year and received two return tickets from United Airlines as part of the prize. United Airlines also donated three more tickets to the club for this year's tournament which were gratefully appreciated.

The tournament is spread over the first weekend of September each year with competitors from around the world in attendance. This year saw teams from Japan, USA, Guam, Palua, FSM, Northern Mariannas and the Marshall Islands. Competing teams are assigned a boat via way of a lucky dip and fish on a different boat each day. A shotgun start at 7am has the boats racing away from the dock. After a full days fishing the teams weigh their catch around 5pm. This is normally in front of a crowd of 500 people or more who cheer on their favourites and jeer their mates who have been driving the boats. The weigh-in always has a great atmosphere.

While the number of marlin caught in this years tournament was down on previous years the two Pohnpei teams did well catching three out of the six. One of the Pohnpei teams decided to

keep a marlin they had caught early on the first day just in case no other teams weighed one in. That turned out to be a great decision as that fish ended being the biggest fish of the tournament at 188lbs. The other Pohnpei team successfully caught and released two marlin on the first day. The Pohnpei teams met on the wharf on Sunday to discuss the several 'big ones that got away' and enjoy a nice cold beer or two.

The Marshall Island's Billfish club actively promotes tag and release with a released marlin worth 200 competition points and a tuna worth 15 competition points. The four released tuna for the second Pohnpei team proved vital and moved them into second place on the standings.

The Monday night saw the Majuro Fishing Club host the presentation at the Marshall Island Resort. A fantastic meal was provided as well as beverages from Budweiser. The Pohnpei teams cleaned up winning first and second place in the points section. They also won the biggest billfish, biggest wahoo and biggest

mahi mahi sections. They also claimed second and third places in the tuna category. Pohnpei Fishing Club Team One also received an award for releasing the most marlin during the tournament.

While the billfish numbers were down on previous years it was still a great competition, enjoyed by all that attended. The Pohnpei Fishing Club is already planning on returning to Majuro in 2013 and defending the title as 2012 All-Micronesia Champions.



## Blue Nile Fishing Derby

### Pohnpei Fishing Club

Rain clouds loomed as the competitors in this years Blue Nile Derby headed out from the causeway. 26 boats chased the generous prizes provided by Blue Nile, Ambrose Inc Guam, PERMARCH, Nihon Tekkan, Coral Reef Marine Center, Arnold's Pizza and Elohim Trading. The major prizes were for the biggest fish so with the marlin lure prepped and ready if you were every going to land a big one now was the time.

The heavens opened and dumped rain,

rain and more rain and this seemed to bring some quality fish on the bite. The teams also chased yellowfin, skipjack, mahi mahi, wahoo and giant trevally with generous cash prizes for the biggest of each species. This gave every boat a very good opportunity to take home some serious cash and prizes. Prizes for lady and junior anglers spread the prize pool even wider.

The fishing was generally slow, which is normal for this time of year. So it was great to see some big fish weighed in at Kumer's Dock. John Palmer and his team boated a 258lb marlin in 23 minutes, that's pretty good going and gave them first place. Mary Tretnoff also landed a respectable 83lb marlin taking out second place. Nishimura San on POC landed a great giant trevally at 35lbs and took home third

prize and Joe Cartega boated a solid 32lb wahoo for fourth.

Another great initiative by the Pohnpei Fishing Club for this tournament is that a fish is only eligible to win one prize. This allowed the sponsors generous donations to reach even more members of the club. Biggest skipjack at 13.5lb, a very solid skippy indeed, was shared between Janet Franklin and Trisha Panuelo. Kudo San landed a 23lb GT giving him first place in that category. Yellowfin were hard to come by allowing Walden Weilbacher to take first place with a 14.5lb specimen. The mahi mahi appear to be arriving early with reports of them being caught as early as a month ago. Marla Hawley landed a welcome 9.5lb fish that gave her the biggest mahi mahi on the day.

It was great to see so many ladies and children competing in a Pohnpei Fishing Club tournament, making several boats a real family affair. Marla Hawley added another feather to her cap by taking out first place in the Lady Angler section with a solid 27lb wahoo. A 15lb barracuda gave Nihda Weilbacher second place and Lestly Asumy grabbed third with a 12lb skipjack. The Junior Angler section

was taken out by Damien Semens with a 17lb wahoo. Kota Johnny and Trex Lee took second and third places with skipjack weighing 9.5lb and 8.5lb respectively.

Once again showing their commitment to the club where the ever-present volunteers at the weigh-in, without which the PFC Board and members couldn't run such a coordinated event. A big thanks goes out to Noel Boylan and Tina Albert for managing the results, Paul and Bill on the dock performing the role of weigh-masters and all of Kumer's staff that assisted with setting up the dock area and serving a free BBQ. And once again a big thank you goes out to all the generous sponsors of the Blue Nile Fishing Derby.

A reminder for all boat captains to return the PFC Safety Bags prior to weighing your fish. Also please attempt to remain at the weigh-in; especially if you are a potential prize winner to allow some photos of you with our generous tournament sponsors and to collect your prize money. Don't forget to check out the Pohnpei Fishing Club page on Facebook for all the latest captures.

The next scheduled tournament is the Junior Fishing Tournament sponsored by the Rusty Anchor on the 29th of September. Registration will occur the Friday night before (28th) from 6-7pm at the Rusty Anchor. Club membership is still an extremely low \$15 so come on down and be a part of the Pohnpei Fishing Club in 2012.

