

A RESOLUTION

Reinstating the continued service of retired FSM Supreme Court Justice Richard H. Benson.

1           WHEREAS, the Constitution of the Federated States of  
2 Micronesia, article XI, section 9(b) provides that the Chief  
3 Justice of the FSM Supreme Court is the chief administrator of the  
4 national judicial system, and is authorized to assign judges among  
5 the divisions of the national court and give special assignments  
6 to retired Supreme Court justices; and

7           WHEREAS, the President has challenged the constitutionality of  
8 an earlier Resolution passed by Congress regarding the appointment  
9 of Retired Justice Richard H. Benson; and

10          WHEREAS, Congress desires to continue a harmonious working  
11 relationship with both the executive and judicial branches of  
12 government; now, therefore,

13          BE IT RESOLVED by the Thirteenth Congress of the Federated  
14 States of Micronesia, Third Special Session, 2004, that the  
15 Congress hereby revokes its earlier disapproval of the continued  
16 service of temporary Justice Richard H. Benson; and

17

18

19

20

21

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

BE IT FURTHER RESOLVED that certified copies of this resolution be transmitted to the President of the Federated States of Micronesia and the Chief Justice of the Supreme Court of the Federated States of Micronesia.

Date: 1/26/04

Introduced by: /s/ Isaac V. Figir  
Isaac V. Figir

1