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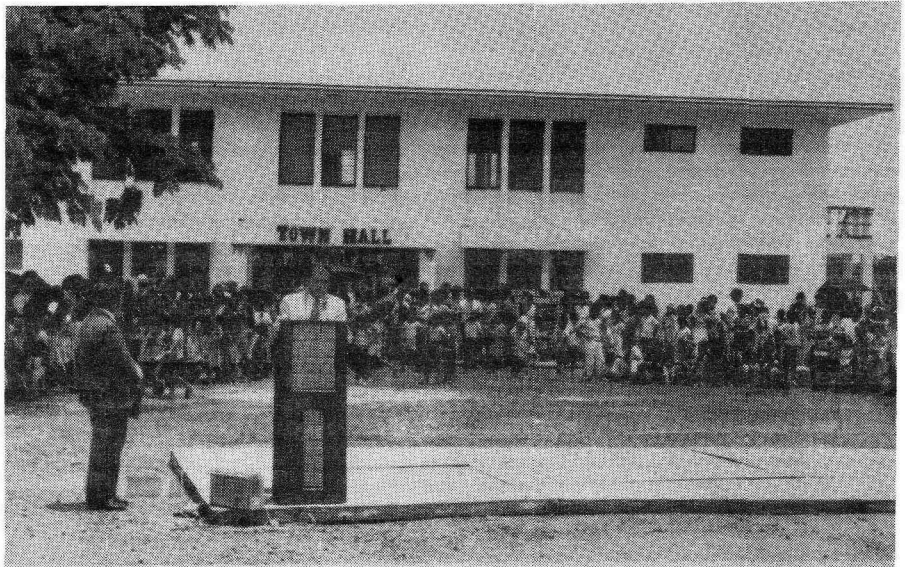
U.S. misses deadline; improvements cited In new House version of Compact resolution

KOLONIA, Pohnpei - The U.S. government missed its Sept. 19 deadline for congressional approval of the Compact of Free Association, but improvements have been made on the Compact resolution, according to FSM Washington Representative Epel Ilon.

"At this time, we cannot give you a clear estimate as to when the Compact approval process will be completed, nor can we speculate as to the final results of the process," Ilon said in a Sept. 25 TELEX message to President Tosiwo Nakayama.

Ambassador Fred Zeder, President Reagan's special representative to the Micronesian status negotiations, had publicly predicted U.S. congressional action on the Compact would be completed by Sept. 19, as it was the last day the Congress could act on the agreement before the Kwajalein Missile Range lease would expire Oct. 1, because House Interior and Senate Energy and Natural Resources committee members would be leaving Sept. 20 to visit the Soviet Union.

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KOLONIA TOWN HALL DEDICATED - Pohnpei Gov. Resio Moses, at the lectern, is addressing the Sept. 20 Kolonia Town Hall dedication ceremony. Pohnpei State Community Services Director Bernin Weilbacher, to his left, served as master of ceremonies for the three-hour ceremony which was interrupted by heavy rainfall. The two-story building houses the Kolonia Town government and council offices and state and national legislative delegations. It was constructed by H and K Builders of Pohnpei.

Inside....

Congress session near

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Truk tax unconstitutional

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Kolonia role in nation building cited

KOLONIA, Pohnpei - Kolonia will continue to play a key role in FSM nation building, External Affairs Secretary Andon Amaraich said, during the Sept. 20 dedication ceremony for the new Kolonia Town Hall.

Amaraich, speaking on behalf of President Tosiwo Nakayama who was in Truk during the ceremony,

said, "Kolonia Town is playing and will continue to play a great role in our nation building."

He said that Kolonia is where everyone will enter Pohnpei in the future, as well as the present, so it is incumbent on everyone here to make it a beautiful place and it is appropriate that

(Continued on Page 2)

Compact review bill vetoed

KOLONIA, Pohnpei - President Tosiwo Nakayama signed into law eight bills enacted by the Fourth FSM Congress during its July 8-27 First Special Session, while vetoing a measure requiring congressional and legislative reapproval of the Compact of Free Association before he could set an implementation date.

In his Sept. 5 veto message to Speaker Bethwel Henry, the President said that the constitutional mandates that the Compact be approved by the people and their elected representatives in the Congress and three of the four state legislatures were met in 1983, so to resubmit it to the legislative bodies without the guidance of the people's vote would upset the constitutional balance.

"In the event the Compact is materially changed from that which was originally approved," he said, referring to amendments to the Compact resolution in the U.S. House, "the approval process may have to be done anew: Legislative vote and plebiscite.

"If the Compact comes to us unchanged, then there is no need for new approval," Nakayama said, adding that "the cost in time, expense and possible divisiveness to our nation would be insupportable.

"Furthermore, when the time comes for deciding the Compact's effective date, I give you my pledge that no decision will be made without consultation with the Congress and the states," the President said.

He said there was no public hearing nor committee report on the legislation which, he was advised, "is of questionable constitutional validity" because it may infringe on executive authority to conduct foreign affairs.

"As a practical matter," Nakayama said, "the enactment may well pose unwanted and unneeded obstacles to the effectuation of the Compact and the long-awaited status of free association."

Legislation approved by the President includes Public Laws 4-4 to establish citizen bidder preferences for national government contracts and 4-5 to appropriate \$3.92 million to begin construction of the FSM capitol and College of Micronesia campus at Palikir which were signed Aug. 7.

It also includes P.L. 4-6, signed Aug. 16, to appropriate \$30,000 to repair the COM Central Office and Community College of Micronesia cafeteria building here and P.L. 4-7, signed Sept. 3, to extend allottees' authority to

obligate fiscal Truk public projects funds until expended.

P.L. 4-8 to change the purpose of fiscal 1985 Truk public projects funds; P.L. 4-9 to extend the reversion date of fiscal 1985 marine resources development matching funds allocated to Truk to Sept. 30, 1986, and P.L. 4-10 to extend the reversion date of fiscal 1985 Kosrae public project funds to Sept. 30, 1986, were signed Sept. 4.

P.L. 4-11 to appropriate \$4,158,094 from the FSM general fund and \$6,323,142 from the U.S. grant special fund for fiscal 1986 national government operations was signed into law Sept. 5 by the President.

Trust Territory High Commissioner Janet J. McCoy advised the President through Sept. 13 that she chose not to disapprove Public Laws 4-4, 4-5, 4-6 and 4-7. Her action was pending on the remaining laws.

Kolonia Town government inaugurated

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the Kolonia Town government has the most beautiful building in the area.

Citing the reference to diversity and unity among its citizens in the Kolonia Town Constitution as well as the FSM Constitution, Amaraich said that "we should continue our goal as a country that we believe in.

"I urge you in the days ahead to continue to build our nation," he said.

Gov. Resio Moses, FSM Congress Speaker Bethwel Henry, Pohnpei State Legislature Speaker Salter Etse, Kolonia Town Mayor Victor Edwin and Kolonia Town Constitutional Convention Chairman Itor Harris also spoke during the three-hour ceremony which ended with Alberita Sham, wife of Kolonia Council Speaker Ioanes Sham, cutting the ribbon to the main gate to the new building and Norma Edwin, wife of the mayor, cutting the ribbon to the new building.

The ceremony was followed by an open house and traditional feast at the nearby Kolonia tennis courts.

The ceremony began with Pohnpei Supreme Court Chief Justice Edwel Santos administering the oath of office to Kolonia Town Chief Justice Norman William who in turn administered the oath to the council speaker and mayor. The

Congress session

Begins Oct. 14

KOLONIA, Pohnpei - The Fourth FSM Congress is scheduled to begin Oct. 14 its Second Regular Session with a review of the fiscal 1986 national government budget proposals being one of its main agenda items, according to the Congress Information Office.

The FSM Congress also is expected to review action in the U.S. Congress on the Compact of Free Association and to take up the nomination of Carl "Bud" Ullman to succeed David Nevitt as the national Attorney General, during the 30-day session.

The Congress approved a \$11.4 million interim budget during its First Special Session here July 8-27 based on non-Compact level funding, while waiting to see whether the U.S. Congress would complete action on Compact level funding for fiscal 1986.

speaker administered the oath to the council members and the mayor to his cabinet in inaugurating the town constitution which was the first municipal constitution to be ratified Dec. 21 under the state constitution which went into effect Nov. 8.

Celebrations are being planned for the implementation of the Pingelap constitution which was scheduled by municipal ordinance for Oct. 10 to coincide with the atoll's World War II liberation day, according to Pingelap Chief Representative James Inek.

The Pingelap Constitution was ratified by 591 for and 70 against, or 89 per cent of the votes cast in a Sept. 12 referendum, Inek said.

Ngatik voters ratified their constitution Sept. 3 by a 225 to 33 vote and the covenant was scheduled to go into effect Oct. 18, 30 days after the vote was certified Sept. 18 by the chief magistrate, according to Ngatik Convention Chairman Wendolin Sue.

The Nett constitution was ratified Sept. 20 by a 482 to 154 vote and is scheduled to go into effect 30 days after the vote is certified by the chief magistrate, according to convention secretary Albert Iriarte.

The Nukuoro Constitutional Convention, scheduled for this month, was postponed to Oct. 9, according to Chief Magistrate Hosea Fred,

New version blocked in House

(Continued from Page 1)

T3 trainees urged To apply for jobs

KOLONIA, Pohnpei - Micronesians who have earned trade test certificates in the FSM Trades Training and Testing Program are urged to report to the state and national labor division offices to fill out employment applications for upcoming construction projects, according to T3 Coordinator Henry Hickey.

All trainees with certificates should sign up so the FSM Labor Division can determine the number of workers available for employment in the various skills, Hickey said.

"Several major construction projects are forthcoming in Pohnpei which will require the skills of T3 trainees who have earned trade test certificates at each of the three levels (basic, intermediate and final)," he said, referring to bid announcements on the new national capital in Palikir and planning for the airport terminal and floating power plant at Teketik and Nanpil River hydroelectric project.

"It is expected that most of the skills learned so far will be needed and that the number required will exceed the number of skilled workers available," Hickey said, thus "Based on the magnitude of the projects to be completed in Pohnpei, it is expected that almost all T3 trainees with trade test certificates will be eventually hired."

He said that FSM 209 trainees have earned trades training certificates in construction, electrical and mechanical skills.

SPEC deputy named

KOLONIA, Pohnpei - Veteran Australian foreign service officer Trevor H.B. Sofield was named by South Pacific Bureau for Economic Co-operation Director Mahe Tupouniua to replace Dr. Peter Adams of New Zealand in mid-June as the SPEC deputy director in Suva, Fiji, according to a SPEC press release.

Sofield, 41, a former journalist who joined the Australian Foreign Affairs Department in 1968, last served as Australian High Commissioner to the Solomon Islands, after serving 1980-82 as head of the department's South Pacific Regional Section in Canberra and 1976-80 in the Australian High Commission in Wellington. He joined SPEC with 10 years' involvement in South Pacific affairs.

"As long as this uncertain atmosphere persists," he said, "the supporters of the Compact remain unwilling to move."

"The situation, however, could change at any time, particularly if the administration signalled strongly enough to its key people in the Senate that the Compact must not be further delayed," Ilon said.

"Unfortunately, the administration for the time being is keeping a wait-and-see posture in the hope that the Compact will move with minimum trade and tax benefits, without having to expend valuable political ammunition in the highly charged political atmosphere," he said.

Republican Rep. Robert S. Walker of Pennsylvania reportedly blocked attempts Sept. 19 and 20 to waive House rules by unanimous consent to take up a new version of the Compact resolution, because the Office of Management and Budget in the Reagan administration objected to increases in benefits primarily for the Marshall Islands, Ilon said.

This added to confusion about the extent of administration support for the Compact, he said.

The new version of the resolution in the House did not address the tax and trade incentives which were removed by the version approved July 25 by the House, he said, but it is "a marked improvement over the version adopted

earlier."

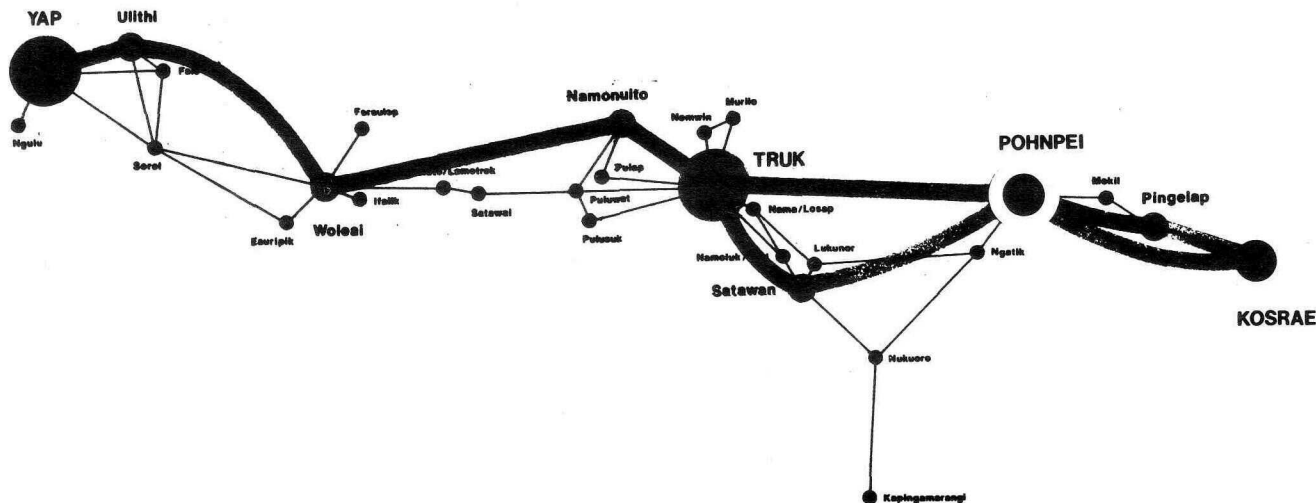
For example, Ilon said, "the prohibition of the use of Compact funds for marine surveillance has been changed to a non-binding understanding, the 'Buy America' provision has been totally rewritten in such a manner that we believe it will now be beneficial to both the FSM and the United States, the foreign loans limitation (prohibiting the use of Compact funds as collateral) has been dropped, the Farmers Home Administration has been added back into the Compact resolution and revisions have been made to the audit provisions in the earlier resolution, giving full recognition to our fiscal procedures agreement with the United States."

The U.S. administration "has not been fully supportive" of FSM efforts to restore the tax and trade incentives, "arguing only for extension of Headnote 3(a) tariff treatment to the freely associated states, while promising that it would support a non-specific compensation package to replace the tax incentives," Ilon said.

The House Ways and Means Committee has been unreceptive to requests to remove the "untenable tax and trade amendments," while the Senate Finance Committee appears ready to support duty-free treatment of Micronesian products, other than textiles, with more strenuous local content rules than Headnote 3(a), but is sticking with the House tax revisions, he said.



KOREAN DELEGATION VISITS - A delegation of South Korean government and business officials is meeting Sept. 16 with FSM External Affairs Secretary Andon Amarai, back to camera, in his office, during its Sept. 15-17 familiarization visit to Pohnpei. From left clockwise are South Korean Consul General to Guam Bo-Yung Chung, Jae-Hyun Bae of the Foreign Ministry Economic Cooperation Division, Sangryon Construction Co. Guam branch manager Soon-Chang Kwon, Daelim Construction Co. managing director Yong-Koo Lee, Chamber of Industry and Commerce managing director Chi-Myung Chang, Gwan-Pyo Nam of the Foreign Ministry Southeast Asia Division, Foreign Ministry Asian Affairs Director General Byong-Hyon Kwon and Amarai. The delegation hosted a dinner Sept. 16 in the Little Micronesia Restaurant for state and national government officials.



POTENTIAL FSM DOMESTIC AIR SERVICE - The workpaper on "Initial Route Structure Development of FSM Domestic Air Service" prepared by Roberts and Associates of Hayward, California, includes suggested routes for two 19-seat land-based aircraft and three amphibious seaplanes. Pohnpei would be the maintenance center and base for the two land-based and one

amphibian plane. Truk and Yap would be bases for amphibians. The wide lines indicate mainline service between the state centers with stops in Pingelap, Satawan, Namonuito, Woleai and Ulithi between centers by the 19-seat planes. The narrow lines indicate seaplane feeder service operating from lagoons to airports.

FSM domestic air service plan to be presented

COLONIA, Pohnpei - A recommendation to create an FSM domestic airline to serve the state centers and outer islands will be submitted to the Fourth FSM Congress after its Second Regular Session begins here Oct. 14, according to Senator Pedro Harris of Pohnpei, chairman of the Joint Air Transportation Task Force.

Harris left Pohnpei on Sept. 21 to meet in Honolulu with Marshall Islands government officials on Air Marshall Islands landing rights in Kosrae and to go on Sept. 26 to Hayward, California, near San Francisco to meet with airline consultant Phil Roberts of Roberts and Associates who is finalizing the report on the proposed domestic airline.

He was accompanied by FSM Attorney General David Nevitt and task force members, FSM Transportation Chief Robert Weilbacher and Senator Claude Phillip of Kosrae.

"We are going to assess the important questions, how can the airline be operated, how much will it cost and how to finance it," Harris said, before leaving.

They also were scheduled to meet in San Francisco with representatives of a firm, IASCO, which is interested in operating the FSM airline.

The domestic airline would be owned by the national government but privately operated, Harris said, "so it can be profitably operated."

He said that the task force is strongly considering use of the German-built 19-seat Dornier 228 turbo-prop aircraft for land-based

service between state centers, because they are being used between Guam and the Northern Marianas and were ordered by Air Marshall Islands which will make parts more readily available.

In addition, he said, the West German government guarantees loans for their purchase.

The task force has not decided on the manufacturer of the smaller 8-10-seat amphibious seaplanes recommended for use in most of the outer islands, Harris said.

Harris has been chairman of the task force since it was created in 1983 at the request of the Second FSM Congress in a 1982 resolution. Weilbacher and Phillip are the President's appointees to the task force, while Speaker Bethwel Henry named Harris and Senators Isaac Figir of Yap and Tony Otto of Truk.

The proposed domestic airline would be self-sustaining, according to a July 11 workpaper prepared by Roberts which projected more emplanements that the 65 per cent load factor needed to pay the mainline and outer islands operating expenses, Harris said.

The preliminary study suggested initiating service in the summer of 1986 with a single 19-passenger turbo prop airplane between the state capitals in Pohnpei, Truk and Kosrae with stops in Pingelap, Pohnpei state..

Due to the longer distance between the Yap and Truk state centers, the 19-seat land-based aircraft could not fly to Yap proper, until airports are built at

Namonuito Atoll in Truk and Woleai Atoll in Yap, according to the workpaper which suggested using amphibious seaplanes to link Yap to the service.

The workpaper suggested that the domestic air service be expanded to two 19-passenger land-based turbo-prop airplanes to fly between the state centers with stops in the outer islands atolls of Pingelap in Pohnpei, Satawan (Ta Island) of the Lower Mortlocks and Namonuito in Truk and Ulithi and Woleai.

In addition, there would be three 8-10-passenger amphibious planes to serve other outer islands, such as Mokil, Ngatik, Nukuoro and Kapingamarangi in Pohnpei; Lukunor, Namoluk-Etal, Nama-Losap, Murilo, Nonwin, Pulap, Puluwat and Pulusuk, Truk, and Satawan, Elato-Iamotrek, Ifalik, Faraulep, Eauripik, Sorol, Fais and Ngulu, Yap.

The proposed initial service with the first land-based airplane would include five flights a week, Monday, Wednesday, Thursday, Friday and Saturday, from Pohnpei to Truk and back and four roundtrip flights from Pohnpei a week, Monday, Wednesday, Friday and Saturday going to Kosrae, returning Sunday with suggested stops in Pingelap on Monday, Friday and Sunday.

The proposed schedules would connect with international service provided by Continental Airlines which entered a new joint operating agreement with the FSM and Marshalls governments to replace Air Micronesia.

Pohnpei EPB Member named

KOLONIA, Pohnpei - Gov. Resio Moses announced his appointment of Elysyner S. Ramon to represent Pohnpei state on the FSM Environmental Protection Board.

In a Sept. 17 letter to President Tosiwo Nakayama, the governor noted that Mrs. Ramon is the Peace Corps Micronesia assistant medical officer here.

The wife of FSM Personnel Officer Kohne Ramon who served as special services coordinator in the FSM Washington Representative's Office, she "previously worked in various positions as a staff nurse and nursing instructor in Micronesia, Saipan and Washington, D.C.," after being graduated from the Community College of Micronesia Nursing School in Saipan, Moses said.

"Because of her varied background in the health area, we feel that she will be concerned with the issues before the board and will be able to assist the board in those areas which may require some medical expertise," the governor said.

the governor said.

The FSM EPB held its organization meeting here Aug. 14-16 without a Pohnpei member and elected FSM Transportation Chief Robert J. Weilbacher who represents the national government its chairman. Other members are John Sigrah, Kosrae, vice chairman; Masao Nakayama, Truk, and Sebastian Anafel, Yap.

Its second semi-annual meeting is tentatively set for March, 1986, in Truk.

Corrections

KOLONIA, Pohnpei - Farmers Home Administration Hawaii State Director Robert W.F. Choy was incorrectly described in a photo caption in the Sept. 15 NATIONAL UNION as receiving a certificate of appreciation from Gov. Resio Moses during his Aug. 16 visit to Pohnpei, according to FmHA Area Supervisor Shelten G. Neth, who said that Choy presented the certificate to the governor.

Wayne Mendiola was incorrectly identified in the Aug. 30 NATIONAL UNION as one of the Pohnpei participants in the Aug. 12-23 Archives Workshop in Saipan. Instead, Paulino Michael, Pohnpei Public Land Authority cartographic technician supervisor, attended the workshop.

USIA office to serve Micronesia

KOLONIA, Pohnpei - The U.S. Information Agency opened Aug. 12 an office in Honolulu to provide information, education and cultural exchange services to 10 Pacific countries which are not manned by resident USIA officials, according to Leon M. Slawewski, director of the new Pacific Islands Program office.

Slawewski visited Pohnpei, Sept. 18-22, as part of an orientation trip through the FSM, Marshalls and Palau, the three Micronesian countries to be served by his office. He also was scheduled to visit Guam and Saipan before returning Oct. 1 to Honolulu.

Mike Mingo, deputy director of the office, is scheduled to leave Honolulu on Oct. 5 for an orientation trip through the seven South Pacific countries which it

serves, including Kiribati, Tuvalu, Nauru, Tonga, Vanuatu, Western Samoa and the Solomon Islands.

Mingo is expected to visit Micronesia in November or December, according to Slawewski who said he plans to return in February.

Slawewski met Sept. 19 with FSM Pohnpei state government and College of Micronesia officials.

He said the Honolulu was opened 1) to serve the three emerging Micronesian nations and 2) because USIA officials in the U.S. embassies in Fiji, Papua New Guinea and New Zealand have little time to devote to the non-resident programs in the other countries.

Slawewski, 49, was assigned to Honolulu after four years in Peking, China. He speaks Mandarin Chinese and is married to the former Lo-yin "Barbara" Yuan, a native of China who migrated to Taiwan from the mainland, after high school.

He is a veteran of more than 20 years in the foreign service who served in six countries in Africa, Eastern Europe, Hong Kong and China.

Utwe principal named

LELU, Kosrae - State Education Director Singkitchy George announced the appointment of Albert K. Tilfas as Utwe Elementary School principal, effective Sept. 4, and the enrollment of 2,002 pupils in the five Kosrae public elementary schools for the 1985-86 school year which began Aug. 22.

The State Education Director also announced the appointment of Hanson Sigrah to represent Kosrae as an intern in program development beginning Oct. 1 at the Pacific Regions Educational Program in Honolulu, according to a Sept. 11 State Information Office release.

Tilfas had been serving as an evaluation officer in the FSM Education Division, after working in the Trust Territory Personnel Office in Saipan and as a classroom teacher in Utwe. He received an associate degree in business from the Santa Rosa, California, Community College and a bachelor's degree in education from the University of Guam.

He is supervising a staff of 21 teachers and 267 pupils. At the other elementary schools Lelu has 561 pupils and 32 teachers; Tafunsak, 326 pupils and 24 teachers; Malem, 317 pupils and 24 teachers, and Walung, 54 pupils and five teachers. Kosrae High School has 477 students and 31 teachers.

Pig requests screened

LELU, Kosrae - Some 100 applications are being screened by the Kosrae Agriculture Division for the distribution of pigs for private production under its commercial piggery project to replace stock lost during a hog cholera outbreak here 10 years ago, according to an Aug. 2 State Information Office release.

The applicants are being screened for the number of pigs they have, pig pen conditions and the amount they spend on feeding pigs.



NANWARKI VOTES - Nanwarki Yukiwo Salomon, left, is marking an absentee ballot at the Kolonia Town polling place for Pingelap residents in the Sept. 12 Pingelap Constitutional Referendum with pollwatcher Ken Boaz observing. The constitution was approved and is to take effect Oct. 10.

Truk excise tax unconstitutional

MOEN, Truk - The Truk state excise tax, which has been subject to a boycott by the Truk Chamber of Commerce since its passage over the governor's veto last year, was declared an unconstitutional import tax by the FSM Supreme Court here.

Associate Justice Richard Benson in an Aug. 16 decision ruled that the excise tax is an import tax in violation of the FSM Constitution which delegates to the FSM Congress the power to impose taxes, duties and tariffs on imports and ordered the state to refund any taxes collected from the plaintiffs under its Public Law 5-103 which was enacted when the Truk State Legislature voted Sept. 24, 1984, to override the Sept. 20 veto by Gov. Erhart Aten.

Tim G. Bruce, attorney for the Truk State Legislature, filed Aug. 29 a notice of appeal to the FSM Supreme Court Appellate Division.

Benson denied Aug. 30 a motion by Speaker Simeon Innocenti to reconsider his decision against Innocenti's motion to make ruling nullifying the tax prospective, or apply only from the time of the judgement, so previous payments would not have to be refunded.

Tadashi C. Wainit, president of the Truk Chamber of Commerce which adopted Sept. 21, 1984, a resolution to boycott the excise tax, filed April 22 a complaint in conjunction with a number of other plaintiffs asking the FSM court to issue a declaratory judgement that the tax is unconstitutional.

In an amicus curiae (friend of the court) brief filed Aug. 19, FSM Attorney General David Nevitt argued that 1) the FSM Supreme Court has jurisdiction in the case due to the constitutional question and 2) that the excise tax was an import tax in violation of the FSM Constitution.

Grievance procedures set

KOLONIA, Pohnpei - The Micronesian Legal Services Corp. announced client grievance procedures against its services or about being denied legal assistance in a public noticed released here by the MLSC Pohnpei Office.

Copies of the grievance procedure are available on request at any MLSC office, including the MLSC Central Office, P.O. Box 269, Saipan CM 96950.

In the absence of a defense by the state executive branch, Benson ruled Aug. 13 that Innocenti could intervene in defense of the excise tax.

In an Aug. 2 petition, Innocenti argued that if the excise tax were ruled unconstitutional, the state would lose more than \$1 million in revenue adding to a deficit expected to be \$1.5 million in its \$30 million fiscal year 1985 budget.

Innocenti said the allocation of the funds was to be \$6,020 for Resources and Development Department personnel, \$339,795 for special programs, \$150,000 for the school board, \$225,000 for development authorities and \$1,159,605 for the legislature.

Innocenti said that the excise tax was not unconstitutional, as the national government does not claim exclusive control over foreign commerce; that it was easier to collect than the sales tax which merchants could collect and pocket; that it did not change the tax rate under the previous sales tax, and that it would encourage local industry to provide import substitutes which would not be subject to the tax.

Innocenti also argued that to rule in favor of the Wainit suit would imply the endorsement of tax boycotts.

The chamber resolution called for its members to withhold payment of sales taxes and other taxes, if the excise tax were not repealed and steps were not taken to stimulate economic growth.

Court orders Tax payment

KOLONIA, Pohnpei - Kosrae merchant Webster George of Tafunsak was ordered Aug. 7 by FSM Supreme Court Chief Justice Edward King to pay \$7,610.76 plus 6 per cent interest through the date of the judgement, or \$1,669.76, on unreported 1980-82 income, according to FSM Revenue Division officials.

King dismissed a 50 per cent or \$3,805.38 penalty for allegedly filing false and fraudulent tax returns sought by the FSM Attorney General's Office and took under advisement the government's request for a 100 per cent penalty on the principle for late payment.

During the last three quarters of 1980, 1981 and the first quarter of 1982, George reported \$39,730.14 in gross revenue for his business and paid \$755.08 in taxes at the rate of \$80 on the first \$10,000 and 3 per cent on additional earnings.

An FSM audit in July, 1982, reportedly revealed that his business earned \$300,828 in gross revenue during that period, according to a memorandum submitted to the court by FSM Assistant Attorney General W. Alan Lautanen.

The principle of \$7,610.76 was agreed to by both sides in an Aug. 6 hearing before King and interest owed was agreed to by the two parties after the hearing.

George is represented by Pohnpei attorney Delson Elnes who submitted Aug. 27 a rebuttal memorandum against the late payment penalty.

FSM Supreme Court Calender

TRIAL DIVISION-POHNPEI			
Date/Time	Case Name	Charge	Proceeding
Sept. 30, 9 a.m.	FSM Development Bank v Paulus	Debt	Trial
Oct. 1, 9 a.m.	FSM v Plais	Manslaughter	Sentencing
Oct. 2, 9 a.m.	Aisek v FSM Foreign Investment Board, et. al.	Injunctive relief	Hearing
Oct. 3, 4, 7	David v Sokehs		Deposition
Oct. 15, 9 a.m.	Paranelo v State of Pohnpei		Hearing
Oct. 16, 9 a.m.	Bank of Hawaii v Susaia	Debt	Trial
Oct. 22, 9 a.m.	Semens v Continental et. al.	Injury	Hearing on summary judgement motion
Oct. 22, 10:30 a.m.	Semens v Continental	Injury	Deposition
Nov. 7, 9 a.m.	FSM v Lady Marion et. al.	Maritime	Dismiss and quash motion hearing

Sentencing set In Booth death

KOLONIA, Pohnpei - Sentencing is set for Oct. 1 for Harry Plais, 22, of Pohnpei who was convicted Sept. 9 of manslaughter and burglary in the June 2 beating death of Gorman W. Booth, 70, by FSM Supreme Court Chief Justice Edward C. King.

Mr. Booth, who was nominated by Gov. Resio Moses to the Pohnpei Land Surveyors Board of Examiners, was working on surveying and mapping procedures in the State Land and Survey Office and had served as the first Pohnpei Lands Authority commissioner and in the FSM Office of Planning and Statistics as a land surveyor.

The beating reportedly took place about 11 p.m. June 1 when Plais, who witnesses said was drunk and rowdy, went to the house of Gustaf Joseph in Kolonia where the victim was residing and accosted him, according to Edgar Santos, Supreme Court ombudsman for Pohnpei.

Mr. Booth was found by Joseph and was taken to the Pohnpei State Hospital where he died 12 hours later of blood poisoning caused by fecal matter that contaminated the stomach cavity from a rupture in the small intestine which was caused by a hard blow such as a punch or a kick, according to testimony by a physician who examined the victim.

Plais was jailed while awaiting sentencing.

Kosrae judge nominated

LELU, Kosrae - Rison Wakuk, a former Micronesian Legal Services Corp. directing attorney and district prosecutor here, was nominated by Gov. Yosiwo George to be the first Kosrae State Court associate justice, according to a Sept. 17 State Information office release.

The nomination is subject to confirmation by the Kosrae State Legislature.

The Kosrae court became the last of the four FSM state courts to begin functioning, after Chief Justice Harry Skilling was sworn in March 1 and the court was certified by the Trust Territory High Court on March 15.

Wakuk, who is practicing as a private trial counselor, served as MISC Kosrae office directing attorney and district court prosecutor for misdemeanor offenses. He was admitted to practice as a trial assistant before the Trust Territory and FSM courts.

Kitti wins track title

KOLONIA, Pohnpei - Susan Mikel ran first in the women's 400-meter race and placed second in the 100 and 200-meter dashes to become the high-point female athlete with 33 points and lead Kitti Municipality to the track and field championship and a sweep of the Pohnpei Liberation Day Games which ended here Sept. 11.

Charles Edwin of Sokehs compiled the most points, 47, among the male track and field athletes, winning the 110-meter hurdles and placing second in the 200-meter dash and third in the 220-meter hurdles, to lead his team to a close second place, within four points of the champions.

Kitti which won the Sept. 8-9 swimming and canoe racing titles, was first in the track and field events Sept. 10-11 with 229.5 points, while Sokehs had 225.5; U, 108; Madolenihmw, 67.5; Nett, 35; Ngatik, 29.5, and Kolonia, 14.

Winners in the track finals included:

Men's 100-meter run—1. Jerry Arthur, U; 2. Sehno Jack, Madolenihmw; 3. Peteriko Almos, Sokehs. 200-meter run—1. Jerry Arthur, U; 2. Charles Edwin, Sokehs; 3. Peteriko Almos, Sokehs. 400-meter run—1. Adelino Joab, U; 2. Estepan Paulino, Kitti; 3. Jerry Arthur, U. 110-meter hurdles—1. Charles Edwin, Sokehs; 2. Boaz Belis, Sokehs; 3. Adelino Joab, U. 220-meter hurdles—1. Boaz Belis, Sokehs; 2. Adelino Joab, U; 3. Charles Edwin, Sokehs.



TOP MALE RUNNER - Charles Edwin, right, of Sokehs is receiving from Pohnpei Sports Council President Lee Mendiola, left, the trophy for the top male athlete with 47 in the Sept. 10-11 Pohnpei Liberation Day track and field meet at PICS high school with Ewal Joseph, behind Mendiola, looking on.

Women's 100-meter run—1. Virginia Haini, Sokehs; 2. Susan Mikel, Kitti; 3. Elmira Warren, Sokehs. 200-meter run—1. Elmira Warren, Sokehs; 2. Susan Mikel, Kitti; 3. Virginia Haini, Sokehs. 400-meter run—1. Susan Mikel, Kitti; 2. Sila Peter, Kitti; 3. Iorlain Samuel, Kitti.

Winners in the swimming finals included:

Men's 50-meter free style—1. Semester Paul, Kitti; 2. Kicklet Paul, Kitti; 3. Salomon Paul, Kitti. 50-meter breast stroke—1. Salomon Paul; 2. Ronciano Paul; 3. Damasios Augustin. 50-meter butterfly—1. Alexander Augustin, Nett; 2. Semester Paul, Kitti; 3. Valentine Augustine, Nett.

Women's 50-meter free style—1. Lisa Olter, Nett; 2. Karmelina Ponapart, Nett; 3. Melterise Julios, Kitti, and Petihma Sersi, Nett. 50-meter breast stroke—1. Erlean Paul, Kitti; 2. Rosweleen Julios, Kitti; 3. Karmelina Ponapart, Nett. 50-meter backstroke—1. Seilin Julios, Kitti; 2. Merianel Samuel, Kitti; 3. Elmer Samuel, Kitti.

KOSRAE EDUCATION PLAN DRAFTED

LELU, Kosrae - The first Kosrae Five-Year Education Plan draft was completed as a summer institute individual project and forwarded to the Northwest Regional Education Laboratory in Portland, Oregon, according to an Aug. 8 State Information Office release.



TOP FEMALE ATHLETE - Susan Mikel, right, is receiving Sept. 11 from Pohnpei Sports Council President Lee Mendiola the trophy for the top female athlete with 33 points which led Kitti to the track and field championship in the 1985 Pohnpei Liberation Day Games.

Two new postmasters, stamp issues announce

KOLONIA, Pohnpei - The appointment of postmasters in Truk and Yap and two new stamp issues were announced here Sept. 24 by FSM Postmaster General Leo A. Falcam.

Penri N. Kofot was named Truk postmaster, effective Aug. 26, and Bernie M. Tiningmow, Yap postmaster, effective Aug. 28.

Mrs. Kofot replaced Mayumi Iomongo who was reassigned by the U.S. Postal Service to serve as postmaster in Kauai, Hawaii, and Mrs. Tiningmow replaced John Glsog who was transferred to a U.S. Postal Service position in Hawaii, according to Falcam.

After the FSM Postal Service was established July 12, 1984, employees who had been working under the U.S. Postal Service were given the option of transferring to other USPS posts, or being subject to new pay levels in the FSM service.

Mr. Kofot was graduated from the University of Guam in 1974 with a degree in business administration and taught at Truk High School from 1975 to the time of her appointment.

Mrs. Tiningmow attended the University of Guam for three years and served as the U.S. Peace Corps state representative from September, 1974, to September, 1984, when she resigned to start her own business. She is a member of the Yap State Education Board and a former member of the Yap Community Action Program board, Price Control Board and Yap Co-operative Association board.

The Audubon Issue, commemorating the bicentennial of the birth of J. J. Audubon, for released Sept. 30, includes four 22-cent stamps for domestic first class mail and one 44-cent stamp for foreign first class postage, all in color.

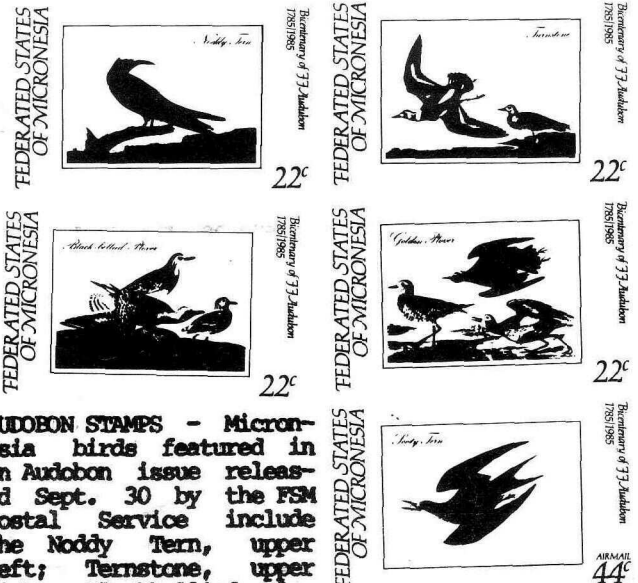
The Micronesia birds featured on the 22-cent stamps include the Noddy Tern, Ternstone, Blackbellied Plover and Golden Plover, while the Sooty Tern is featured on the 44-cent stamp.

The 1985 Christmas Issue which is scheduled to be released Oct. 15 will feature the Protestant Church in Lelu, Kosrae, on a 22-cent stamp; the Protestant Church in Dublon Island, Truk Lagoon, on a 33-cent stamp, and the Catholic Church in Kolonia, Pohnpei, on a 44-cent stamp.

The churches will be printed in black on white with the lettering in color.

First day covers and cancellations will be available for both the Audubon and Christmas issues, Falcam said, for collectors and philatelic dealers through the FSM Postal Service here, the FSM Post Offices and the Crown Agents Philatelic, Long Island, New York.

The stamps were designed by Jennifer Toombs of Crown Agents Stamp Bureau in England.



AUDUBON STAMPS - Micronesia birds featured in an Audubon issue released Sept. 30 by the FSM Postal Service include the Noddy Tern, upper left; Ternstone, upper right; Blackbellied Plover, middle left, and Golden Plover, middle right, on 22-cent stamps, while the Sooty Tern, right, is on a 44-cent stamp.

Honors students named

LELU, Kosrae - Four Kosraeans were among seven students who made the Dean's List with grade point averages between 3.8 and 4.0 during the Spring Quarter at the Micronesian Occupational College, Palau, College of Micronesia Extension Coordinator Shra Mongkeya reported, according to an Aug. 2 State Information Office release.

They are Lyndon George and Yoshiro Alokoa in general electronic technology; Paliknoa Palsis, carpentry, and Rolphy Mongkeya, agriculture.

Mrs. Mongkeya also reported that 21 Kosrae students were accepted to be enrolled during the fall term at MOC. They are Ernista Aliksa, Sepe Alokoa, Mishima Asher, Billy Charley, Kenye Edmond, Shru Jack, Kesia Joe, Ampelina Joel, Shru Joseph, Neimon Kephass, Ernest Killin, Jane Likia, Charley Iorno, Esther Mongkeya, Sepe Nena, Nancy Sigras, Imelda Thompson, Shru Tolenoa, Sady Tulenkun, Noda Tulensru and Kashma Una.



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1985 CHRISTMAS STAMPS - The 1985 Christmas Issue which is scheduled to be released Oct. 15 will feature the Protestant Church in Lelu, Kosrae, on a 22-cent stamp, left; the Protestant Church in Dublon Island, Truk Lagoon, on a 33-cent stamp, center, and the Catholic Church in Kolonia, Pohnpei, on a 44-cent stamp.

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