A RESOLUTION

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

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

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

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

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