

FILED

IN THE HIGH COURT
OF THE
REPUBLIC OF THE MARSHALL ISLANDS

MAY 30 2005
[Signature]
ASST. CLERK OF COURT
REPUBLIC OF MARSHALL ISLANDS

REPUBLIC OF THE MARSHALL ISLANDS,

v.

NIROK LEBAN,

defendant.

) CRIMINAL CASE NO. 2005-001
)
)
)
) ORDER OF CONVICTION AND SENTENCE
)
)
)

APPEARANCES : Assistant Attorney General Whitlam K. Togamae, prosecutor
MLSC attorney Talafou Manase, counsel for the defendant
Defendant Nirok Leban

CLERK : Ingrid Kabua
REPORTER : Lena Tiobeche

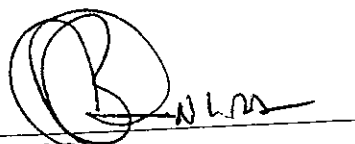
On May 27, 2005, this matter came before the Court on the Republic's January 7, 2005 Criminal Information charging the defendant Nirok Leban with Count 1, Burglary in violation of 31 MIRC Sec. 119, and Count 2, Grand Larceny in violation of 31 MIRC Sec. 137.

Defense counsel and the prosecutor advised the Court that the defendant desired to change his plea from not guilty to guilty to Count 1, Burglary, and Count 2, Grand Larceny, under the following plea agreement between the Republic and the defendant:

1. the defendant pleas guilty to Count 1, Burglary, and Count 2, Grand Larceny;
2. the defendant, who currently is in the custody of the Superintendent of Prisons at the Majuro Jail, is sentenced to 6 months imprisonment at the jail, with credit for time served, to be released September 3, 2005. The defendant shall offer a traditional apology to the victim Pacific International Inc. ("PII") through either Jerry Kramer or Kenneth Kramer prior to

paint. Further, the Court orders defendant to pay the restitution as follows: (a) while he is in prison and on work release, the defendant shall pay to the Clerk of the Courts immediately upon his receipt his biweekly gross pay less deductions for taxes; and (b) after he is released from prison, the defendant shall pay to the Clerk of the Courts immediately upon his receipt one half of his biweekly gross pay less deductions for taxes. With respect to said restitution, the Court orders the Clerk of the Courts to pay all amounts received over to PII as soon as practicable.

Date: May 30, 2005.

A handwritten signature in black ink, appearing to read 'C. Ingram', is written over a horizontal line.

Carl B. Ingram
Chief Justice