

**IN THE SUPREME COURT OF  
THE REPUBLIC OF VANUATU**  
*(Civil Jurisdiction)*

Civil Case No. 43 of 2010

**BETWEEN: MR. PATTERSON ARNHAMBATH**  
Claimant

**AND: MARBLEDUST LIMITED**  
Defendant

*Claimant:*  
*Defendant:*

*Mr. C. Rarumai*  
*No appearance*

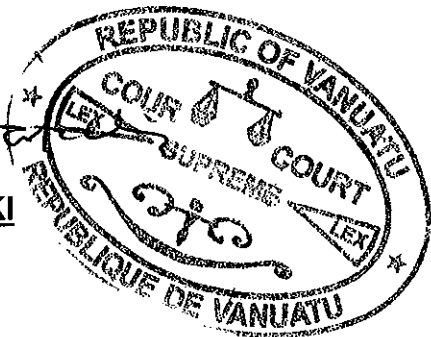
**ORDERS**

Default Judgment entered in favour of the Claimant.

**DATED at Port Vila, this 21<sup>st</sup> day of June, 2010.**

**BY THE COURT**

  
**D. FATIAKI**  
Judge.



**IN THE SUPREME COURT OF  
THE REPUBLIC OF VANUATU**  
**(Civil Jurisdiction)**

**CIVIL CASE No. 43 of 2010**

**BETWEEN: MR. PATTERSON ARNHAMBATH**  
Blacksands Area  
(M) 5433101  
Port Vila  
Vanuatu

Claimant

Daniel K Yawha  
**ACE ADVOCATES**  
Barristers & Solicitors  
P. O. Box 309  
Radio Vanuatu  
Port Vila  
Republic of Vanuatu

Claimant's Lawyer

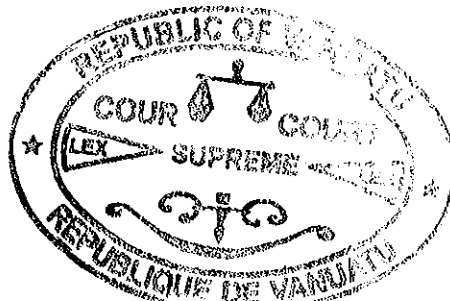
**AND: MARBLEDUST LIMITED**  
C/- International Finance Trust Company  
Limited  
P.O.Box 211  
1<sup>st</sup> Floor, PKF House  
Port Vila  
Vanuatu

Defendant

Coram: Judge Danial Fatiaki  
Mr. Chris Rarumae, Counsel for the Claimant  
No appearance for the defendant

**DEFAULT JUDGMENT**

**Having heard Mr. CHRIS RARUMAE of ACE ADVOCATES for the Claimant And being satisfied** that the Defendant is informed about the dates of hearing but has failed to appear in person or through any legal representatives. The Defendant has also failed to file any defenses, within the time frame as directed by this Court or as allowed under Rule 4.13 of the Civil Procedure Rules.



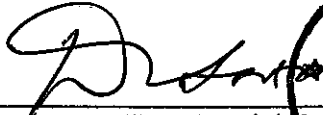
**This Court therefore** enters judgment in default in favour of the Claimant and makes the following orders:

- (1) That the defendant pays to the Claimant the followings sums of money:
  - a. Damages for pain and suffering at VT 3,552,600
  - b. Filing and Service fees: VT 20,000
  - c. Total Legal Costs: VT 40,000
- (2) That the defendant pays to the Claimant the total sum of Vatu 3,612,600 within 28 days from the date of service of this Default Judgment.
- (3) That an enforcement conference may be requested by the Claimant after 28 days if no application to set aside this default judgment is filed by the defendant.

**NB. The 28 days period commences from the date this default judgment is served on the defendant.**

**Dated at Port Vila this 21<sup>st</sup> day of June, 2010**

**BY THE COURT**

  
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Hon. Daniel Rataki  
Judge  
Supreme Court of the Republic of Vanuatu

