

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

Civil Case
No. 23/32 SC/CIVL

**BETWEEN: Anthony Nial trading as BNE
Excavation**

Claimant

**AND: Jonas James trading as Elite Road
Repair & Maintenance**

Defendant

Date: 3 May 2023
Before: Justice V.M. Trief
In Attendance: Claimant – in person

DEFAULT JUDGMENT (FIXED AMOUNT)

1. I declare that the Claimant is known to me.
2. This matter was initially numbered CC 23/126 (temporary ref). The correct case number is CC 23/32 which should be used from now on.
3. Having considered the Request for Default Judgment filed on 13 February 2023 and being satisfied that no response or defence has been filed within 28 days after the Claim was served on 23 January 2023, Default Judgment is **entered** against the Defendant as follows:

a. Principal Sum claimed VT3,682,475

Plus:

b. Interest at 5% p.a. from 30.09.20 to 13.01.23 VT421,719

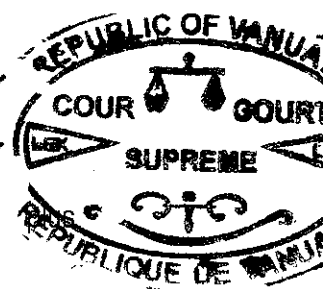
c. Filing fees VT20,000

Total Judgment Sum

interest of 5% per annum until fully paid.

VT4,124,194

4. The Claimant is to serve a copy of this Default Judgment on the Defendant and file proof of service **by 4pm on 17 May 2023.**



5. This matter is listed for Conference **at 1.30pm on 6 June 2023** to ensure the judgment has been executed or for the Defendant to explain how it is intended to pay the judgment debt.
6. The Claimant is to file and serve Application for Third Party Disclosure **by 4pm on 17 May 2023**.

DATED at Port Vila this 3rd day of May 2023
BY THE COURT


Justice Viran Molisa Tria

