
A RESOLUTION

Urging the President of the Federated States of Micronesia and the National Oceanic Resource Management Authority to ban all fishing by the Sanko Bussan Co., Ltd. in the [~~Extended Fishery Zone~~] Exclusive Economic Zone of the Federated States of Micronesia by denying it the ability to obtain any future fishing licenses to fish the [~~Extended Fishery Zone~~] Exclusive Economic Zone of the Federated States of Micronesia unless and until action is taken to satisfy a judgment in favor of the People of Satawal.

1 WHEREAS, on July 20, 2001, a Judgment was entered on behalf
2 of the People of Satawal against Sanko Bussan Co., Ltd., and three
3 other defendants, jointly and severally, by the Supreme Court of
4 the Federated States of Micronesia, in the sum of \$1,025,000.00,
5 in Civil Action No. 1998-3005, which arose out of Sanko Bussan
6 Co., Ltd.'s fishing vessel, The Mina Maru No. 3, negligently
7 crashing into the reef at West Fayu and causing extensive damage
8 to the West Fayu reef and the surrounding marine environment; and

9 WHEREAS, the judgement entered in Civil Case No. 1998-3005
10 was obtained after Sanko Bussan Co., Ltd. appeared in the court
11 case, had the opportunity to contest the case, and after a two day
12 trial on damages, the judgment was entered against Sanko Bussan
13 Co., Ltd. in the sum of \$1,025,000.00; and

14 WHEREAS, despite Sanko Bussan Co., Ltd. having notice of the
15 case, and having notice of judgment entered against it on July 20,
16 2001, Sanko Bussan Co., Ltd. has made no effort whatsoever to make
17 any payments on the Judgment to the People of Satawal, all the
18 while the same company continues to fish in the [~~Extended Fishery~~

1 ~~Zone]~~ Exclusive Economic Zone of the Federated States of
2 Micronesia; and

3 WHEREAS, Sanko Bussan Co., Ltd.'s continued fishing in the
4 Federated States of Micronesia's [~~Extended Fishery Zone~~] Exclusive
5 Economic Zone all the while ignoring the Judgment of \$1,025,000.00
6 entered against it, represents an affront to the dignity and
7 integrity of the Federated States of Micronesia as a nation, and
8 encourages fishing vessels and fishing vessel owners to ignore the
9 laws of the Federated States of Micronesia; and

10 WHEREAS, the isolated People of Satawal are in serious need
11 of assistance from the National Government of the Federated States
12 of Micronesia so that they may achieve justice in Civil Action No.
13 1998-3005; now, therefore

14 BE IT RESOLVED by the Thirteenth Congress of the Federated
15 States of Micronesia, Fifth Regular Session, 2005, that the
16 President of the Federated States of Micronesia and the National
17 Oceanic Resource Management Authority are hereby urged to ban
18 Sanko Bussan Co., Ltd. from obtaining any future fishing permits
19 in the FSM [~~Extended Fishery Zone~~] Exclusive Economic Zone until
20 such time as Sanko Bussan Co., Ltd. makes suitable arrangements
21 with the People of Satawal to pay the judgment entered against it
22 in Civil Action No. 1998-3005; and

23 BE IT FURTHER RESOLVED that this proposed ban against Sanko
24 Bussan Co., Ltd. should apply not only to Sanko Bussan Co., Ltd.,
25 but also to all of its allied companies, including Sanko Bussan

1 (Guam) Co., Ltd., and to all other fishing companies owned
2 directly or indirectly by Mr. Osama Umazume and his family members
3 and associates; and

4 BE IT FURTHER RESOLVED that certified copies of this
5 resolution be transmitted to the President of the Federated States
6 of Micronesia, the Executive Director of the National Oceanic
7 Resource Management Authority, Members of the Board of NORMA,
8 Sanko Bussan Co., Ltd., and Sanko Bussan (Guam) Co., Ltd.

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10 Date: 01/19/05

Introduced by: /s/ Ramon Peyal
Ramon Peyal

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