



ASSOCIATE JUSTICE  
SUPREME COURT OF LIBERIA



JUDICIAL BRANCH  
TEMPLE OF JUSTICE  
MONROVIA, LIBERIA

IN THE HONOURABLE SUPREME COURT OF REPUBLIC OF LIBERIA  
SITTING IN ITS MARCH TERM, A. D. 2015

BEFORE HIS HONOR : FRANCIS S. KORKPOR, SR.....CHIEF JUSTICE  
BEFORE HIS HONOR : KABINEH M. JA'NEH.....ASSOCIATE JUSTICE  
BEFORE HER HONOR: JAMESSETTA H. WOLOKOLIE.....ASSOCIATE JUSTICE  
BEFORE HIS HONOR : PHILIP A. Z. BANKS, III.....ASSOCIATE JUSTICE  
BEFORE HER HONOR: SIE-A-NYENE G. YUOH.....ASSOCIATE JUSTICE

Mustapha Fadallah, of the City of Monrovia of )  
Monrovia, Liberia.....CO-RESPONDENT/APPELLANT )

VERSUS ) APPEAL

Priscilla Gibson-Flomo, Co-Administratrix of the )  
Intestate Estate of the late Velma Gibson-Ajavon, )  
also of the City of Monrovia, Liberia .....APPELLEE )

GROWING OUT OF THE CASE: )

Priscilla Gibson-Flomo, Co-Administratrix of the )  
Intestate Estate of the late Velma Gibson-Ajavon, )  
also of the City of Monrovia, Liberia .....INFORMANT )

BILL OF INFORMATION

VERSUS )

Ms. Roselyn Swaray, Co- Administratrix of the Intes- )  
tate Estate of the late Velma Gibson-Ajavon, also of )  
the City of Monrovia, Liberia .....RESPONDENT )

J U D G M E N T

When the case was called for hearing, Counsellor *B. Mulbah Togbah* of Cooper & Togbah Law Office appeared for the appellant. Counsellor *Laveli Kobo Johnson* of Century Law Offices appeared for the appellee.



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Having listened to the arguments and contentions advanced by the parties, reviewed the facts and circumstances presented in the records, and examined the laws controlling in the case; and being satisfied that egregious errors and gross irregularities were committed by the Judge of the Monthly and Probate Court for Montserrado in the handling and disposition of the proceedings in the case, firstly, in not only granting the motion to dismiss due to a want of jurisdiction by the Monthly and Probate Court; secondly, by proceeding without jurisdiction to go into the bill of information and to do so without a hearing to ascertain the truthfulness of the factual allegations; thirdly, by granting the appellee's patently inappropriate prayer to cancel the lease agreement and thereby ordering the cancellation of the lease; fourthly, by entering judgment against a party who was never served with any precepts and who therefore was never brought under the jurisdiction of the court; and fifthly, the showing of deliberate and numerous violations of the law, especially the law governing decedent estates, warranting the reversal of his said actions, it is hereby

**A D J U D G E D:**

That the several actions and decisions detailed in the Opinion and enumerated above, committed by the Judge of the Monthly and Probate Court for Montserrado County, are hereby reversed. Accordingly, the motion to dismiss is ordered granted, the judgment entered against Roselyn Swaray reversed, the bill of information dismissed, and new proceedings ordered undertaken by the Monthly and Probate Court consistent with law.

That given the clear and manifold abuses of the judicial processes by Judge J. Vinton Holder, of the Monthly and Probate Court for Montserrado County, his flagrant and deliberate violations of and disregard for the laws, both in this case and others, and his unceasing infliction of injury on the Liberian judicial and justice system, and his open, repeated and unrelenting display of callous disregard for the Canons of Judicial Ethics, this Court, in consonance with Judicial Canons Nos. 35 and 39, hereby suspends His Honour J. Vinton Holder from presiding as Judge over the Monthly and Probate Court for Montserrado County or any other court within the Republic of Liberia for a period of one calendar year. During the period of his suspension, Judge Holder shall forfeit all salary, allowances, emoluments, and other benefits, of whatever kind and nature, appertaining to the Office of the Judge of the Monthly and Probate Court for Montserrado County.



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The Clerk of this Court is hereby ordered to (a) inform Judge J. Vinton Holder of his suspension by this Court and (b) send a mandate to the lower court directing the judge presiding therein to resume jurisdiction over this case and to give effect to this judgment. Costs are disallowed. AND IT IS HEREBY SO ORDERED.

GIVEN UNDER OUR HANDS AND SEAL OF THE HONOUR-  
ABLE SUPREME COURT OF THE REPUBLIC OF LIBERIA THIS  
7TH DAY OF AUGUST, A. D. 2015.

Kabineh M. Ja'neh

ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Jamesetta Howard- Wolokolie

ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Philip A. Z. Banks, III

ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Sie-A-Nyene G. Yuoh

ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Mr. Chief Justice Francis S. Korkpor, Sr. having travelled on official business when this case was heard, and not having therefore participated in the hearing, did not sign this judgment.