

IN THE HONORABLE SUPREME COURT OF THE REPUBLIC OF LIBERIA
SITTING IN ITS MARCH TERM, A.D. 2023

BEFORE HER HONOR: SIE-A-NYENE G. YUOH.....CHIEF JUSTICE
BEFORE HER HONOR: JAMESETTA H. WOLOKOLIE.....ASSOCIATE JUSTICE
BEFORE HIS HONOR: JOSEPH N. NAGBE.....ASSOCIATE JUSTICE
BEFORE HIS HONOR: YUSSIF D. KABA.....ASSOCIATE JUSTICE
BEFORE HIS HONOR: YAMIE QUIQUI GBEISAY, SR.....ASSOCIATE JUSTICE

Johnetta Pinky Abu of the City of Monrovia,)
Montserrado County, Republic of Liberia.....)
.....Appellant)
Versus) APPEAL
Republic of LiberiaAppellee)

GROWING OUT OF THE CASE:)
Republic of Liberia.....Plaintiff)
Versus) CRIME: MURDER
Johnetta Pinky Abu of the City of Monrovia,)
Montserrado County, Republic of Liberia.....)
.....Defendant)

JUDGMENT

When this case was called for hearing, Counsellors G. Weifueh Alfred Sayeh, Jimmy Saah Bombo and J. Augustine Toe appeared for the appellant. Counsellor Wesseh A. Wesseh of the Ministry of Justice appeared for the appellee.

Having heard the arguments, reviewed the facts and circumstances revealed by the records, and examined the laws controlling, it is hereby

ADJUDGED:

That it is the law that the Supreme Court is authorized to render the Judgment that the lower court should have rendered. In the instant case, the evidence adduced during the trial established that the appellant's acted under extreme mental and emotional disturbance which negates the element of malice required for murder. This nevertheless does not exempt her from the act of the killing; it however downgrades the crime of murder to manslaughter.

WHEREFORE and in view of the foregoing, the final ruling of the trial court is affirmed with modification. The appellant is hereby adjudged guilty of manslaughter and therefore sentenced to the maximum of five years imprisonment. If the appellant has been incarcerated for five years or more, she shall be released forthwith. The Clerk of this Court is ordered to send a mandate to the court below commanding the judge presiding therein to resume jurisdiction over this case and enforce this Judgment. Costs are disallowed. AND IT IS HEREBY SO ORDERED.

GIVEN UNDER OUR HANDS AND SEAL OF THE
HONORABLE SUPREME COURT OF THE REPUBLIC OF
LIBERIA, THIS 11TH DAY OF AUGUST, A. D. 2023.

Sie-A-Nyene G. Yuoh
CHIEF JUSTICE, SUPREME COURT OF LIBERIA

Jamesetta Howard Wolokolie
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Yussif D. Kaba
ASSOCIATE JUSTICE, SUPREME COURT OF LIBERIA

Note: Mr. Justice Joseph N. Nagbe did not participate in the hearing and determination of this case; hence, he did not sign this Judgment.

Mr. Justice Yamie Quiqui Gbeisay, Sr., not having ascended to the Supreme Court Bench, did not participate in the hearing and determination of this case; hence, he did not sign this Judgment.