

**JUDICIAL BRANCH
SUPREME COURT OF LIBERIA**



**IN THE HONOURABLE SUPREME COURT OF THE REPUBLIC OF LIBERIA
SPECIAL SESSION, SEPTEMBER A. D. 2005**

HIS HONOUR HENRY REED COOPER.....	CHIEF JUSTICE
HIS HONOUR FRANCIS S. KORKPOR, SR.....	ASSOCIATE JUSTICE
HIS HONOUR JOHN L. GREAVES	ASSOCIATE JUSTICE
HIS HONOUR ISHMAEL P. CAMPBELL	ASSOCIATE JUSTICE
<u>HER HONOUR FELICIA V. COLEMAN</u>	<u>ASSOCIATE JUSTICE</u>

The National Elections Commission (NEC))
 Represented by its Chairman, Counsellor)
 Frances Johnson-Morris and/or any of the)
 Other Honorable Commissioners **APPELLANT**)

VERSUS

) **APPEAL**

Coalition for Transformation of Liberia)
 (COTOL), represented by its National)
 Executive Committee, represented by)
 Its National Chairman, Isaac Mannah, Sr.,)
 Its National Vice Chairman for)
 Administration, S. Napoleon Toquie, II,)
 And its National Vice Chairman for)
 Operations, D. Sheba Brown, of the)
 City of Monrovia, Liberia **APPELLEE**)

GROWING OUT OF THE CASE

Coalition for Transformation of Liberia)
 (COTOL), represented by its National)
 Executive Committee, represented by)
 Its National Chairman, Isaac Mannah, Sr.,)
 Its National Vice Chairman for)
 Administration, S. Napoleon Toquie, II,)
 And its National Vice Chairman for)
 Operations, D. Sheba Brown, of the)
 City of Monrovia, Liberia **PETITIONER**)

) **PETITION FOR
DECLARATORY JUDGMENT**

VERSUS

The National Elections Commission (NEC))
 Represented by its Chairman, Counsellor)
 Frances Johnson-Morris and/or any of the Other)
 Honorable Commissioners **RESPONDENT**)

**JUDICIAL BRANCH
SUPREME COURT OF LIBERIA**



JUDGMENT:

At the call of this case, Counsellors Yamie Q. Gbeisay, Sr. and Joseph N. Blidi appeared for the Appellant, while the Appellee was represented by Counsellors F. Musah Dean, Jr., J. Johnny Momoh and Frederick D. Cherue.

Having carefully listened to the arguments and considering all relevant laws, facts and circumstances in this case, it is hereby;

ADJUDGED:

That, the final ruling of the court below in the Petition for Declaratory Judgment, out of which this Appeal grows, is hereby confirmed and affirmed. The Clerk of this Court is ordered to send a Mandate to the Trial Court commanding the Judge presiding therein to resume jurisdiction and inform the Appellant/NEC to print the ballots in a manner that would allow each voter the right to vote once for each of the two senatorial seats per county. That Appellant/NEC is to further publicize and disseminate the information concerning the right of each voter to vote once for each senatorial seat per county. Costs disallowed. **AND IT IS HEREBY SO ORDERED.**

**GIVEN UNDER OUR HANDS AND SEAL OF THE HONOURABLE
SUPREME COURT OF LIBERIA THIS 22ND DAY OF SEPTEMBER
A.D. 2005**

Francis S. Korkpor, Sr.

ASSOCIATE JUSTICE/SUPREME COURT OF LIBERIA

John L. Greaves

ASSOCIATE JUSTICE/SUPREME COURT OF LIBERIA

Ishmael P. Campbell

ASSOCIATE JUSTICE/SUPREME COURT OF LIBERIA

Felicia V. Coleman

ASSOCIATE JUSTICE/SUPREME COURT OF LIBERIA

NOTE: Chief Justice Cooper is not in agreement with the majority opinion, he therefore dissents.