

JUDGMENT

The judgment appealed from is reversed, the case is remanded to the Trial Division for entry of an order in ejectment in favor of the appellant and against the appellee, and for such other proceedings and orders as are consistent with this opinion.

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GLORIA M. DALE and ARTHUR R. DALE, Appellants

v.

MICRONESIAN LINE, INC., Appellee

Civil Appeal No. 45

Appellate Division of the High Court

Mariana Islands District

April 28, 1969

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SHOECRAFT, *Chief Justice*

It appearing to the court that payment for a transcript in the above entitled action has not been made, pursuant to the notice given to counsel for the appellant that this matter would be dismissed if said payment was not made within fifteen (15) days from April 3, 1969, the date of the notice, this matter is hereby dismissed in accordance with the authority granted the court in Rule 32(a) of the Rules of Criminal Procedure, which rule is also applicable to civil actions. Costs are taxed to the appellant.