

the appeal in this matter pursuant to Rule 32(i) of the Rules of Criminal Procedure, which is also applicable to civil matters.

[1,2] The burden is upon the appellant to enumerate alleged errors, show specifically wherein the action complained of is erroneous, and show that such errors substantially prejudiced the rights of the appellant. Appellate Courts are required to make every inference in favor of the correctness of the decision of the Trial Court. *In re Estate of Wisly*, 5 T.T.R. 81.

Although it is not required to do so, this Court has closely scrutinized the record of this case and has found nothing which would justify disturbing the decision of the Trial Court.

The judgment of the Trial Division of the High Court in Palau District Civil Action No. 399 is affirmed.

**TECHERENG BAULES for ONGEROOL CLAN,
Plaintiff-Appellant**

v.

**JOHN O. NGIRAKED, Palau District Land Management Officer,
and DELBIRT RULUKED, Defendants-Appellees**

Civil Appeal No. 114

Appellate Division of the High Court

Palau District

August 8, 1975

Counsel for Plaintiff-Appellant: ROMAN TMETUHL
Counsel for Defendants-Appellees: KALEB UDUI

HEFNER, *Associate Justice*

It appears that the certification of record was served on

the appellant on March 19, 1975, and pursuant to Rule 32 (h) (2), Rules of Criminal Procedure (also applicable in civil actions), the appellant's brief was due 60 days from that date. It further appears that no brief has been filed by the appellant, and that in accordance with Rule 32(d), Rules of Criminal Procedure (also applicable in civil actions), the appeal may be dismissed. After consideration of the record and file in this case, the Court finds that the appeal should be dismissed for failure to prosecute the appeal in accordance with the Rules, as provided by 5 TTC Section 52. Now, therefore,

It is hereby ordered, the appeal in the above entitled matter be and is hereby dismissed.

HSU DENG SHUNG & HSU DENG BOO, Appellant

v.

TRUST TERRITORY OF THE PACIFIC ISLANDS, Appellee

Civil Appeal No. 87

Appellate Division of the High Court

Palau District

August 29, 1975

HEFNER, Associate Justice

The appellants, represented by the Public Defender, have orally moved this Court to dismiss the appeal in this matter.

Good cause appearing;

It is ordered, that this matter be and the same is hereby dismissed.