

A RESOLUTION

Requesting the Honorable Robert J. Weilbacher, Governor of Kosrae State, to instruct his Attorney General to immediately desist from the practice of allowing persons employed by the Office of the Attorney General to maintain a private legal practice and to represent private clients while employed to represent the State of Kosrae.

1 WHEREAS, it has come to the attention of the members of the Kosrae State
2 Legislature that an Assistant Attorney General and a Prosecutor have both represented, and
3 continue to represent, private clients in matters before the Kosrae State Court and the Land
4 Court while employed by the Attorney General's Office; and

5 WHEREAS, it gives the appearance of a conflict of interest to have some of the
6 State's legal counselors representing private parties at the same time as they are employed
7 by the State; and

8 WHEREAS, the Legislature believes that it is inevitable that State resources will be
9 improperly used while the employees continue to conduct private business while employed
10 by the State; and

11 WHEREAS, it has come to the attention of the Legislature that there have been
12 instances where matters in which Kosrae State was a party were delayed because the
13 employees assigned to represent in State were unavailable while representing private parties
14 in another court; and

15 WHEREAS, the interest of the State of Kosrae demands that all attorneys and trial
16 counselors in the Attorney General's Office give their valuable and important positions their
17 full attention and effort; and

18 WHEREAS, maintaining public confidence in the impartiality and fairness of the
19 Attorney General's Office is of critical importance to the administration of justice in the
20 State of Kosrae; now, therefore

21 BE IT RESOLVED, that the Ninth Kosrae State Legislature respectfully requests
22 that the Honorable Robert J. Weilbacher, Governor of Kosrae State, immediately instruct

1 his Attorney General to immediately desist from the practice of allowing persons employed
2 by the Office of the Attorney General to maintain a private legal practice and to represent
3 private clients while employed to represent the State of Kosrae; and

4 BE IT FURTHER RESOLVED, that certified copies of this resolution be transmitted
5 to the Honorable Robert J. Weilbacher, Governor of Kosrae State, and Ms. J.D. Lee,
6 Attorney General of Kosrae State.

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9 Adopted: February 14, 2008

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13 Lyndon H. Jackson
14 Speaker, 9th Kosrae State Legislature

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18 Attested by: _____
19 Chief Clerk

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