

**IN THE SUPREME COURT OF THE  
COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS**

BENJAMIN T. MANGLONA, Mayor of )  
Rota; EDWARD U. MARATITA, Chair )  
Rota Legislative Delegation; ALEX A. )  
APATANG, Chair Rota Municipal Council, )

Petitioners, )

v. )

THOMAS B. ALDAN, Chair, Board of )  
Public Lands; JOAQUIN A. TENORIO, )  
Secretary, Department of Lands and Natural )  
Resources; BERTHA T. CAMACHO, )  
Director of Division of Public Lands of )  
Lands and Natural Resources, )

Respondents. )

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ORIGINAL ACTION NO. 98-003

**JUDGMENT**

Pursuant to Rule 36 of the Rules of Appellate Procedure, the order of this Court in this matter has been issued and judgment is hereby entered. Parties are hereby served with a copy of the order which **DENIED** the petition for certification of legal question and request for temporary relief.

Entered this   7th   day of May, 1998.

/s/

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CRIS M. KAIPAT, Clerk of Court



and the balance of hardship tips sharply in the appellants' favor. *Vaughn v. Bank of Guam*, 1 N.M.I. 318, 327 (1990). After reviewing the motions, we denied the motion for stay because we were not convinced that the appellants had demonstrated irreparable harm or that they would succeed on the merits.

House Legislative Initiative No - 10-3, Section 11 states:

Whenever a dispute arises between or among Commonwealth officials who are elected by the people or appointed by the governor regarding the exercise of their power or responsibilities under this constitution or any statute, the parties to the dispute may certify to the supreme court the legal question raised, setting forth the stipulated facts upon which the dispute arises.

In this case, the petitioners have failed to raise any legal question nor have they set forth any stipulated facts upon which the dispute arises. We find that the issue raised by the petitioner has already been sufficiently addressed in the briefs in the *Anglo* appeal.<sup>1</sup> Therefore, the petition for certification of legal question and request for temporary relief is **DENIED**.<sup>2</sup>

Entered this 7th day of May 1998.

/s/  
MARTY W.K. TAYLOR, Chief Justice

/s/  
RAMON G. VILLAGOMEZ, Justice Pro Tem

/s/  
JUAN T. LIZAMA, Special Judge

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<sup>1</sup> Appeal No. 97-034 is currently ready for oral argument.

<sup>2</sup> Petitioner should note that facsimile documents in excess of 10 pages violates Com.R.App.P. 25(e)(3).