

IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS

DIVISION OF ST. THOMAS AND ST. JOHN

JANELLE K. SARA UW

Plaintiff)

CASE NO. ST-17-CV-0000227

ACTION FOR: DECLARATORY RELIEF

vs)

CAROLYN FAWKES, SUPERVISOR
OF THE BOARD OF ELECTIO
ARTURO WATLINGTON

Defendant

**NOTICE OF ENTRY OF
ORDER GRANTING
PLAINTIFF'S MOTION FOR
WRIT OF MANDAMUS**

TO: **TERRI GRIFFITHS, ESQ.**
JULITA K. DE LEON, ESQ.

Please take notice that on July 05, 2017 a(n) ORDER GRANTING
PLAINTIFF'S MOTION FOR WRIT OF MANDAMUS dated July 05, 2017 was
entered by the Clerk in the above-entitled matter.

Dated: July 05, 2017

Estrella H. George
Clerk of the Court



JEANETTE SMITH
COURT CLERK II

**IN THE SUPERIOR COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN**

JANELLE K. SARA UW

Plaintiff,

v.

**CAROLYN FAWKES, SUPERVISOR OF
THE BOARD OF ELECTIONS, ARTURO
WATLINGTON, IVY MOSES, ALECIA
WELLS, LYDIA HENDRICKS, MAURICE)
DONOVAN, CARLA JOSEPH, DIANE
MAGRAS-URENA,
Defendants.**

Case No: ST-17-CV-227

**ACTION FOR
DECLARATORY AND
MANDAMUS RELIEF**

ORDER

THIS MATTER is before the Court on Plaintiff's Motion For Writ of Mandamus and other relief. Plaintiff's primary request is for the Court to direct Defendants¹ to certify the results of a special election held on April 8, 2017, although Plaintiff also asserted additional claims for injunctive and declaratory relief. Plaintiff has now withdrawn all claims for injunctive and declaratory relief. Therefore, the matter is now simplified.

Plaintiff Janelle Sarauw has established that she possesses a clear and indisputable right to have the results of the special election certified, for certification within the statutorily-mandated fifteen days is a ministerial act that the Board of Elections lacks the discretion to simply postpone. *In Re Janelle K. Sarauw*, S. Ct. Civ. No. 2017-0060, July 3, 2017.

¹ Plaintiff does not identify the capacity in which Defendants are being sued. The Court finds that all defendants, except Carolyn Fawkes, are members of the Board of Election for the District of St. Thomas and St. John ("Board"). Therefore, the Court finds that they are sued in their capacity as members of the Board.

The Court finds that Plaintiff has established that she has no other means to obtain the requested relief and is thus entitled to mandamus relief.

Therefore, it is hereby

ORDERED that Plaintiff's Motion For Writ of Mandamus is **GRANTED**;

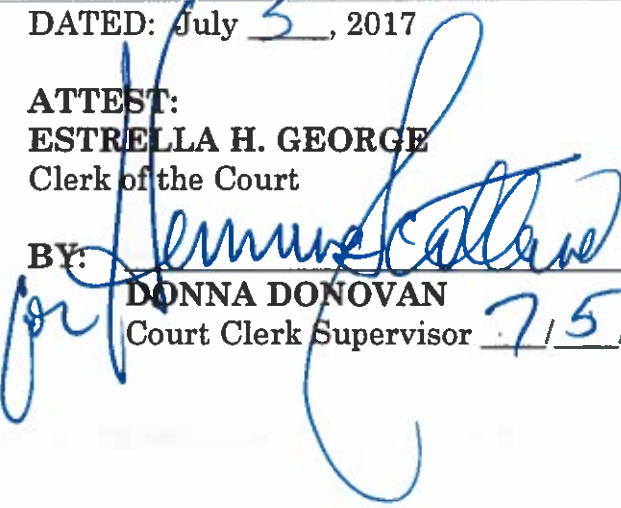
ORDERED that the Defendants, other than Carolyn Fawkes, shall **FORTHWITH** certify the results of the April 8, 2017 special election.

ORDERED that copies of this Order shall be directed to counsel of record.

DATED: July 5, 2017

ATTEST:
ESTRELLA H. GEORGE
Clerk of the Court

BY:


DONNA DONOVAN
Court Clerk Supervisor 7/5/2017


Kathleen Mackay
Judge of the Superior Court
of the Virgin Islands

CERTIFIED A TRUE COPY

Date

July 5, 2017

Estrella H. George
Clerk of the Court

By


Court Clerk II