

COUNTY GOVERNMENT OF EMBU



COUNTY ASSEMBLY OF EMBU

REPORT OF COMMITTEE ON JUSTICE AND LEGAL AFFAIRS ON THE PENDING CASES IN EMBU COUNTY GOVERNMENT.

SUBMITTED TO THE COUNTY ASSEMBLY FOR ADOPTION.

ⓧ Approved for Tabling

Meeting  
SCA  
8/6/2021

ⓧ Hon. Speaker  
PL Approve for  
Tabling  
Ammy DCA  
07/06/2021

ⓧ Kble 07/06/21

DPLCS  
T.N.A  
Ammy DCA  
08/06/2021



2/ CCA  
For further directions  
DPLCS  
07/06/2021

2 DPLCS  
Forwarded  
Ammy DCA  
07/06/2021

Clerk's Office,  
County Assembly of Embu,  
P.O BOX 140,  
EMBU.  
Email. [countyassemblyofembu@gmail.com](mailto:countyassemblyofembu@gmail.com).

ⓧ PCA-LDP  
T.N.A  
DPLCS  
9/6/2021



JUNE, 2021

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## LIST OF ABBREVIATIONS

ADR	-	Alternative Dispute Resolution
APS&D	-	Administration Public Service and Devolution
C.A.E	-	County Assembly of Embu
CECM	-	County Executive Committee Member
CMCC	-	Chief Magistrate Civil Case
Co.	-	Company
CoK	-	Constitution of Kenya, 2010
CPSB	-	County Public Service Board
ELC	-	Environmental Land Court
ELRC	-	Employment Labour Relations Court
HCCC	-	High Court Civil Case
IGRTC	-	Intergovernmental Relations Technical Committee
JP	-	Judicial Review
M.C.A	-	Member of County Assembly
MCL&E	-	Magistrate Land Court and Environment
MISC	-	Miscellaneous
S.O	-	Standing Orders
SPMCC	-	Senior Principal Magistrate Civil Case
SRMCC	-	Senior Resident Magistrate Civil Case
PET	-	Petition

## LIST OF ANNEXURES

1. Annexure A: list of pending cases and their respective status
2. Annexure B: List of pending cases and amounts charged per case

## **EXECUTIVE SUMMARY**

The department of Administration, Public Service and Devolution is charged with the responsibility of handling all legal matters for and on behalf of County Government of Embu. It is against this background that the Committee on Justice and Legal Affairs initiated a process of establishing the status of all the pending legal cases in Embu County. The committee on Justice and Legal Affairs started a series of invitations as well as request for information from the CEC Member Administration Public Service and Devolution (ADPS&D) concerning the status of legal matters involving of Embu County Government pending in various courts in Kenya. The CEC Member was invited by the committee to respond to regarding the pending cases in Embu County Government. The information contained in the above letter, alluded that, there were a total of no. 28 pending cases in various courts in Kenya. After an in-depth consideration of the matters mentioned above, the committee observed that there were several cases pending at different stages of court proceedings which included but not limited to; mention, hearing, ruling and appeal. The committee further observed that, there were five cases which had been resolved through Alternative Dispute Resolution (ADR) mechanism. The committee further observed that there were seventeen (17) law firms which were prequalified to handle various cases for and on behalf of Embu County Executive. The committee further observed that, there was an ADR Committee headed by County Secretary which spearheads all ADR mechanisms, whose mandate was not explicitly defined.

The committee recommends for a well-structured framework of handling all the pending cases in Embu County Executive as well as fast-tracking all pending cases at various stages of litigation with an aim of bringing them to a logical conclusion within 60 days upon the adoption of this report. In its bid to relieve the department off the pending cases, the committee recommended that, the CEC Member for Administration Public Service and Devolution should develop an explicit mandate for the Alternative Dispute Resolution (ADR) committee so as to reduce the pending cases within 60 days from the date of adoption of this report. Of importance, the committee recommended that, the CEC Member Administration Public Service and Devolution should ensure that all pending cases involving intergovernmental agencies/personalities/officers are resolved either through ADR or otherwise within 90 days from the date of adoption of this report.

## 1.0 BACKGROUND

This report emanates from a meeting held between the Committee on Justice and Legal Affairs and the CEC Member Administration Public Service and Devolution where the committee had invited the CEC Member to come and respond to matters regarding the status of the pending cases in Embu County. The response was done via a letter, REF No. ECG/CECM-PSA&D/CAE/VOL.1/ (137) dated 12<sup>th</sup> February 2020 (*Annex A*). In the above correspondence the matter was considered by the committee and the CEC Member based on the following areas of concern:

1. The status of the pending cases in Embu County Executive and how they are affecting service delivery in Embu County.
2. Challenges affecting execution of legal operations in Embu County.

It is against this background that the Committee undertook to consider the responses by the CEC Member with a view of coming up with a report for tabling in the assembly and for subsequent adoption. The report urges the CEC Member for Administration, Public Service and Devolution to come up with a well-structured method of resolving all the pending cases and future legal disputes.

## 1.1 MEMBERSHIP OF THE COMMITTEE

The membership of the committee of Justice and Legal Affairs is as below:

- |                                 |                 |
|---------------------------------|-----------------|
| 1. Hon. Ednah Kanini Muisyo     | - Chairperson   |
| 2. Hon. Patrick Njeru Mukavi    | - V/Chairperson |
| 3. Hon. Bernard Nyaga Kandia    | - Member        |
| 4. Hon. Edith Wanjira Nyaga     | - Member        |
| 5. Hon. Elizabeth Ndeleve Kibai | - Member        |
| 6. Hon. Masters Mwaniki Muriuki | - Member        |
| 7. Hon. Steve Mugendi Munene    | - Member        |

## **1.2 MANDATE OF THE COMMITTEE**

The Committee on Justice and Legal Affairs was constituted through a motion passed by the assembly on 6th November 2019. The mandate of the committee was further amended on 17<sup>th</sup> January 2020 to read as follows:

That the mandate of the committee shall be to-

1. oversee matters concerning inter-governmental and inter-county relations;
2. oversee county sector / department responsible for legal affairs;
3. provide forum for the consideration of proposed amendments on National Laws affecting County Governments for which a formal request for views has been received, but whose subject does not fall under the mandate of any other committee of the Assembly;
4. consider any matter concerning the amendment of the Constitution for which the action of the County Assembly or County Government is required and
5. consider matters related to Legal Affairs, administration of law and justice, including the county inspectorate and enforcement services, ethics, integrity, anti-corruption and human rights.

## **1.3 PROBLEM STATEMENT**

Upon the constitution of the Committee on Justice and Legal Affairs, the Committee has noted with a lot of concern that, in Embu County there has been a number of cases which have been piling up in the Department of Administration, Public Service and Devolution. The cases inhibit and derail the service delivery by the County Government and have as well consumed a lot of County funds which could otherwise be utilized in other meaningful services. Therefore, the Committee seeks to come up with a report to urge the CEC Member in charge of Administration and Public Service to initiate a way of handling all legal matters and other litigations in Embu County.

#### **1.4 OBJECTIVES/ TERMS OF REFERENCE**

1. To establish the status of pending legal cases in Embu County Executive and how they are affecting service delivery in the County.
2. To cause a report with recommendations for tabling in the Assembly and for subsequent adoption by the Assembly on handling all legal cases in Embu County

#### **1.5 METHODOLOGY**

In making this report the Committee used the following methodology;

1. Review of submissions by the CEC Member in charge of Administration and Public Service on matters regarding the pending cases in Embu County Government.
2. Committee meetings to deliberate on issues on the pending cases in Embu County Government. .

#### **1.6 TOOLS OF REFERENCE**

In making the report, the Committee on Justice and Legal Affairs made reference to the following documents:-

- i) Constitution of Kenya (C.O. K), 2010.
- ii) Submissions by the CEC Member in charge of Administration and Public Service.
- iii) Legal opinion from the County Assembly Legal Directorate.
- iv) Office of the County Attorney Act, 2020

#### **1.7 ACKNOWLEDGEMENT**

The Committee wishes to thank the offices of the Speaker and the Clerk of the County Assembly of Embu for their continued support in ensuring that the Committee executes its mandate. The Committee also appreciates the service rendered by the secretariat and also members of the Committee for their resilience and determination throughout the report writing process.

DATE: ----- SIGN: -----

**HON. EDNAH KANINI MUISYO**  
**CHAIRPERSON**  
**COMMITTEE ON JUSTICE AND LEGAL AFFAIRS**

## 2.0 COMMITTEE DELIBERATIONS

### 2.1 SUBMISSIONS BY THE CECM ON STATUS OF PENDING CASES

The Committee on Justice and Legal Affairs requested the CEC Member Administration and County Public Service. The CEC Member appeared before the committee and made his submissions via a letter Ref. No. ECG/CECM-PSA&D/CAE/VOL.1/ (137) dated 12<sup>th</sup> February 2020 and letter Ref. No. ECG/CECM-PSABD/CAE/Vol./ (142) of 2<sup>nd</sup> September 2020.

The CEC Member was required to shed light on the status of pending legal cases in Embu County Executive. The CEC Member informed the committee that, there were several pending cases in Embu County which were at various stages of litigations. He indicated that there were several cases concerning Embu County pending in various courts in Kenya (*vide Annex A*).

The Committee considered the submissions by the CEC Member and noted:

**a) That, the following cases were set for ruling:**

1. Case SPMCC between Edwin Njue Njagi Vs The committee of Kyeni Water and Sewerage Company & County Government of Embu and which was being prosecuted by B.M Musyoka & Company Advocates being heard at Runyenjes
2. Case No. 1886 of 2019 – Nairobi Veteran Pharmaceuticals Ltd Vs Embu County Government and Another being prosecuted by County Government of Embu Legal Officer.
3. Case Judicial Review No. 1 of 2019 between Timothy Nyakundi Gichovu & Others Vs County Government of Embu and which was being prosecuted by B.M Musyoka & Co. Advocates. Ruling date slated for 3<sup>rd</sup> September 2020.
4. PMRCC No. 71 of 2012 which was being heard at Siakago, between Mzee Wevi Vs Embu County Government being prosecuted by Nyaywa Ngigi & Kibet Advocates. Ruling date slated for 6<sup>th</sup> October 2020.



**b) That, the following cases were set for hearing**

1. Case HCC No.9 of 2016 which is being heard at Embu, between Harriet Naitore Vs County Secretary of Embu and 2 Others which is being prosecuted by Gathii Irungu & Co. Advocates.
2. PMRCC No. 71 of 2012 which is being heard at Siakago, between Mzee Wevi Vs Embu County Government & which is being prosecuted by Nyaywa Ngigi & Kibet Advocates.
3. Case ELC Constitutional Petition No. 3 of 2019 which is being heard at Embu between Julius Njeru Njoka and 5 Others Vs County Government of Embu & Others which is being prosecuted by Wesonga Mutembei & Kigen Advocates.
5. Case MISC Application Number 24 of 2018 which is being heard at Embu between Republic of Kenya Vs County Government of Embu & another. Taxation matters – MISC Applications Nos. 54, 52, & 55 of 2019 which is being prosecuted by Ileri & Company Advocates Vs The County Government of Embu being prosecuted by Ahmednasir Abdikadir & Co Advocates.
6. Case ELCR No. 15 of 2015 which is being heard at Nyeri between Thomas Mugambi Nthiga Vs Embu County Government & Another and which is being prosecuted by Nyachae & Ashitiva advocates.
7. Case SRMCC No. 28 of 2017 being heard at Siakago between David Njiru Mathagu & Embu County Government & Another and being prosecuted by Ileri & Company Advocates.
8. Case ELC No. 14 of 2015 which was formerly Hcc No 54 of 20108 being heard at Embu between Joseph Kariuki Mutabi & 4 Others and County Government of Embu & Anther and being prosecuted by Kinyua Njagi & Company Advocates.
9. Case Constitutional Petition No. 16 of 2019 which is being heard at Embu between Ruth Wambui Ndirangu & 2 Others Vs County Public Service Board & 3 Others and being prosecuted by J.K Kibicho & Co Advocates.

**c) That, the following cases were on-going**

1. Case CMCC No. 170 of 2018 between Bonface Njuki Runji Vs Embu County Government and which was being prosecuted by Rugaita & Company Advocates.
2. Case Judicial Review No. 1 of 2019 between Timothy Nyakundi Gichovu & Others Vs County Government of Embu and which is being prosecuted by B.M Musyoka & Co. Advocates
3. Case MCL & E, Civil case No 2 of 2020 being heard at Siakago. It is a case of David Gitonga Ngugi Vs Embu County Government & 3 Others. The case is being handled by Nyaywa & Kibet Partners Advocates.
4. Case ELRC No. 44 of 2019 which is being heard in Nyeri. It is a case of Joseph Mwaniki Nyaga Vs Embu County Government and Another. The law firm handling the case is Wesonga Mutembei & Kigen Advocates.
5. Case ELC No. 10 of 2014 which was presented at Runyenjes by Embu County Government Legal Officer. It was a case of Augustine Njeru Gathangu Vs Embu County Government & another.

**d) That, the following cases were slated for mention.**

1. A case of Constitutional Petition No. 9 of 2019 which was presented at Embu magistrate's court by the Governor Embu County against Embu County Assembly. The case is being handled by Ahmednasir Abdikadir & Co. Advocates, Wesonga Mutembei & Kigen Advocates for the County Secretary and Wamwea Masota & Oyomba & C Advocates for the interested parties.
2. Case MCL & E No 83 of 2019 which was presented at Siakago by Philip Mutinda Kisangi Vs Embu County Government & 2 others.
3. Case ELC No. of 2020 being a case between Embu County Government Vs University of Embu. The case is being handled by Wamwea Musota & Oyomba & Co. Advocates.
4. A case of Constitutional Petition No. 33 of 2019 being a case of Okiya Omutata Okoit Vs The Registered Trustees of The Agricultural Society of Kenya, Embu County Government & 19 others which was presented at Machakos. The case is being handled by Wesonga Mutembei & Kigen Advocates.

Upon considering the above mentioned pending cases in various courts in Kenya the Committee observed:

1. That, there were four cases which involved government officers /governmental agencies among the pending cases. The cases were cited as;
  - i) Case ELRC Cause No 28 of 2019 which is being heard at Nyeri between Jane Ndegi Mugambi Vs the County Government of Embu & Others.
  - ii) Case Constitutional Petition No. 16 of 2019 which is being heard at Embu between Ruth Wambui Ndirangu & 2 Others Vs County Public Service Board &3 others being prosecuted by J.K Kibicho & Co advocates.
  - iii) Constitutional Petition No. 9 of 2019 –Embu, being heard at Embu between The Governor Embu County Vs the County Assembly of Embu and Others.
  - iv) Case ELC No. of 2020 which was presented at Embu being for Embu County Government Vs University of Embu. The case is being handled by Wamwea Musota & Oyomba & Co. Advocates and is at the stage of mention.
2. That, of all these cases the oldest of them was PMRCC No. 71 of 2012 being heard at Siakago, between Mzee Wevi Vs Embu County Government and prosecuted by Nyaywa Ngigi & Kibet Advocates.

In a letter Ref: No. ECG/CECM-PSA&D/CAE/VOL.1 (142) dated 2<sup>nd</sup> September 2020, the Committee interrogated the responses from the CEC Member and observed the following.

**e) That, the following legal matters had been finalized and determined**

The cases in question are:

- i) Case HCC No. 4 of 2015 – A case being heard at Embu law courts between David Ngugi Elijah Vs Embu County Government and another, which was being prosecuted by Kinyua Njagi & Company Advocates. The Embu County Government won the case whereby Mr. David Ngugi Elijah was asked to vacate the Embu County Government house which he had refused to leave after his retirement.

- ii) Case CMCC 1886 of 2019 – Nairobi Veteran Pharmaceuticals Ltd Vs Embu County Government and Another which was being prosecuted by County Government of Embu Legal Officer. The pharmaceutical Company won the case and the County Government asked to allow the company to continue supplying Embu County Government with the medical supplies as earlier agreed.
- iii) Case ELCR No. 15 of 2015 which is being heard at Nyeri between Thomas Mugambi Nthiga Vs Embu County Government & Another and being prosecuted by Nyachae & Ashitiva advocates. The court ruled that, the Embu County Government should pay the complainant Ksh. 2 million.

## 2.2 LIST OF PENDING CASES AND AMOUNTS CHARGED PER CASE

The CEC Member submitted to the list of pending cases and amounts charged per case as below shown. The Committee observed that, several legal cases had been paid while others are yet to be paid for depending on the availability of funds for legal dues, /arbitration fees and compensations. The following were pending legal charges/ fees per case as at 10<sup>th</sup> December 2020:

No.	Case name	Court station	Law firm representing the County Government.	Amount charged
1	PET. No. 6 of 2018 James Kugocha Vs Embu County Government & Another.	Embu	J.K Kibicho & Co. Advocates	Ksh. 2,349,000
2	HCC. No. 9 of 2016 Harriet Naitore Vs County Secretary of Embu & 2 others	Embu	Gathii Irungu & Co. Advocates	Ksh. 580,000
3	ELR Case No. 102 of 2018 Nyeri. (Formerly ELRC Case No. 2 of 2018) Nelly Njeri Mati Vs County Secretary Embu & Public Service Board.	Nyeri	J.K Kibicho & Co. Advocates	Ksh. 2,195,195
4	ELC Constitutional Petition No. 3 of 2019 Julius Njeru Njoka and Others Vs County Government of Embu and Others.	Embu	Wesonga Mutembei and Kigen Advocates.	Ksh. 3,985,000
5	MISC. Application No. 24 of 2018 Republic Vs County Government of Embu & Another. Taxation matters – MISC Application Nos. 54, 52, & 55 of 2019. Ileri and Company Advocates Vs The County Government of Embu.	Embu	Ahmednasir, Abdikadir & Co. advocates.	Ksh. 4,000,000

6	ELRC Case No. 28 of 2019 Jane Ndegi Mugambi Vs The County Government of Embu and Others.	Nyeri	Wesonga Mutembei and Kigen & Co. Advocates.	Ksh. 2,100,000
7	ELRC No. 15 of 2017. Thomas Mugambi Nthiga Vs Embu County Government & Another.	Nyeri	Nyachae Ashitiva Advocates.	Ksh. 970,000
8	Constitutional Petition No. 16 of 2019 Ruth Wambui Ndirangu and 2 others Vs The County Government, The County Public Service Board, The Embu County Assembly and Others.	Embu	J.K Kibicho and Co. Advocates.	Ksh. 2,370,000
9	Civil Application No. 62 of 2017 County Government of Embu and Hon. Governor of Embu County Vs Eric Cheruiyot and 15 Others.	Nyeri	Issa and Company Advocates	Ksh. 3,900,000
10	HCCC No. 3 of 2018 Alfred James Muriuki Vs The Governor Embu County, The CEC Member Water, The County Government and Others.	Meru	Ileri & Company Advocates	Ksh. 3,363,000
<b>Total</b>				<b>Ksh. 25,812,195</b>

### **2.3 ALTERNATIVE DISPUTE RESOLUTION (ADR) MECHANISM**

The department submitted that, it had made some efforts to apply ADR mechanism in resolving some of the cases pending in the Embu County Government. It was reported that among the many cases lined up for hearing, there were some which had been resolved through other methods like, negotiations, consents, and mediation. The Embu Law courts had initiated a court annexed mediation prior to the advent of Covid-19 pandemic. However, even with the challenges brought about by the Covid-19 management guidelines, the department has been able to resolve 5 no. cases through ADR mechanism. Among the cases resolved through ADR include:

1. Case CMCC 1886 of 2019 – Nairobi Veteran Pharmaceuticals Ltd Vs Embu County Government and Another. The pharmaceutical Company won the case through ADR mechanism.
2. Case No. PMCC No. 150B of 2024 of Stephen Musyoka Mbithi Vs Embu County Government. Mr. Stephen Musyoka Mbithi won the case through ADR mechanism.
3. Civil Case No. 53 of 2018 of David Muiga Kinyanjui Vs County Government of Embu. In this regard Mr. David Muigai Kinyanjui won the case through ADR mechanism.
4. Case ELRC Case No. 2A of 2018 of Martin Murithi Munyi Vs County Government of Embu. Mr. Martin Murithi Munyi won the case against Embu County Government through ADR mechanism.
5. Case No. ECL of 2020 of Embu County Government Vs University of Embu. The case was referred to Intergovernmental Relations Technical Committee (IGRTC) for the necessary attention since the case involved two government agencies. It was reported that the case was still ongoing.

### **2.4 PREQUALIFIED FIRMS WHO OFFER LEGAL SERVICES TO EMBU COUNTY GOVERNMENT.**

On this account, the Committee was provided with a list of prequalified legal service providers in Embu County Government as enumerated below: (*Annex C*)

- i) Ireri & Company Advocates, P.O Box 1268-00200 Nairobi
- ii) Nyachae & Ashitiva Advocates P.O Box 262297 Nairobi
- iii) RM Mugo & Company Advocates P.O Box 2215-60100 Embu

- iv) Ahamednasir Abdikadir & Company Advocates P.O Box 57731 Nairobi
- v) Wesonga Mutembei & Kigen Advocates - P.O Box 57731 - Nairobi
- vi) Nyaywa & Kibet Partners LLP P.O BOX 37846-00100 Nairobi
- vii) Kinyua Njagi & Co. Advocates 1632 - 60100 Embu
- viii) MCM & Associates Advocates - P.O Box 105838 - 00101 Nairobi
- ix) Oyomba Musota Wamwea Advocates & Notary Public Box 106327 Nairobi.
- x) Rugaita & Company Advocates P.O Box 593-60100, Embu.
- xi) R.M Mugo & Company Advocates P.O Box 2215 - 60100 Embu
- xii) Issa & Company Advocates P.O Box 24210 - 00101 Nairobi
- xiii) B.M Musyoki & Company Advocates P.O Box 10903 Nairobi
- xiv) J.K Kibicho & Company Advocates P.O Box 73137 - 00200 Nairobi
- xv) Betty K. & Company Advocates, P.O Box 587- 60200 Meru
- xvi) Momanyi & Company Advocates P.O Box 120 - 60100 Embu
- xvii) Alosa & Associates Advocates P.O Box 00100 Nairobi



### **3.0 COMMITTEE OBSERVATIONS.**

In consideration of the issues raised, the committee came up with the following observations:

1. THAT, there was 22 no. cases which were pending in various stages in courts (*Annexure A*).
2. THAT, there were 5 no. cases which had been finalized through Alternative Dispute Resolution (ADR) mechanism (*Annexure C*).
3. THAT, there were 7 no. cases which were awaiting ruling.
4. THAT, there were 14 no. cases which were ongoing in various courts in Kenya.
5. THAT, there were 17 no. law firms which were prequalified for handling litigations in Embu County (*Annexure C*).
6. THAT, there were two cases which involved intergovernmental personalities and which have so far been heard and determined (*Annexure C*).
7. THAT, there was no case whereby the County Government Legal team represented the County Government of Embu.
8. THAT, there were 10 no. cases where the County Government of Embu had been charged a total of Ksh. 25,812,195
9. THAT, the CEC Member did not disclose the status of payments made to various law firms for each of the cases.
10. THAT, Gathii Irungu & Company Advocates charged Ksh. 580,000 and yet the firm was not in the list of the prequalified law firms.

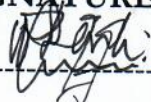


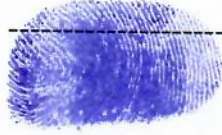
#### 4.0 RECOMMENDATIONS

Upon scrutinizing the observations mentioned above, the Committee recommends:

1. THAT, the CEC Member for Administration Public Service and Devolution should come up with a well-structured legal framework to initiate a faster system of finalizing all pending cases within sixty (60) days upon the adoption of this report.
2. THAT, the CEC Member for Administration Public Service and Devolution should initiate a more vibrant Alternative Dispute Resolution(ADR) mechanism for settling disputes in Embu County in a more peaceable manner.
3. THAT, CEC Member for Administration, Public Service and Devolution should consider adopting and facilitating the court annexed mediation so as to reduce the number of cases awaiting ruling.
4. THAT, the CEC Member Administration, Public Service and Devolution should come up with a program of fast-tracking the hearing and determination of all the ongoing cases in various courts in Kenya.
5. THAT, CEC Member Administration Public Service and Devolution do revise the list of all the prequalified law firms so as to avoid engaging unprequalified law firms in the Embu County litigations.
6. THAT, CEC Member Administration Public Service and Devolution, ensures that all cases which involved intergovernmental agencies/personalities/officers are heard and determined within sixty days (60) after adoption of this report.
7. THAT, CEC Member Administration Public Service and Devolution ensures that, the County legal team lead by the County Attorney is actively involved in representing County litigations so as to reduce the amount charged on legal fees in the County.
8. THAT, the CEC Member Administration, Public Service and Devolution should ensure that the payments made to various law firms are declared.
9. THAT, the CEC Member Administration and Public Service should ensure that only the pre-qualified law firms are contracted to represent the Embu County Government in all County litigations.

## 5.0 CONCLUSION

This Committee urges this Assembly to adopt the report on pending cases in Embu County Government, together with the recommendations therein.

NAME	POSITION	SIGNATURE
1. Hon. Patrick Njeru Mukavi	- Vice Chairperson	
2. Hon. Steve Mugendi Munene	- Member	
3. Hon. Masters Leonard Mwaniki Muriuki	- Member	
4. Hon. Elizabeth Ndeleve Kibai	- Member	-----
5. Hon. Barnard Nyaga Kandia	- Member	
6. Hon. Edith Wanjira Nyaga	- Member	-----

SIGNED: ----- DATE: 2/6/2021-----

HON. EDNAH KANINI MUISYO, MCA  
CHAIRMAN  
COMMITTEE ON JUSTICE AND LEGAL AFFAIRS



# ANNEX A

## EMBU COUNTY GOVERNMENT



### OFFICE OF THE COUNTY EXECUTIVE COMMITTEE MEMBER FOR PUBLIC SERVICE, ADMINISTRATION AND DEVOLUTION

Address: P. O. Box 36 – 60100 Embu Town House

Web: [www.embu.go.ke](http://www.embu.go.ke)

Email: [Info@embu.go.ke](mailto:Info@embu.go.ke)

Tel: 068-2231174/2231175 EXT.189

Our Ref No: ECG/CECM-PSA&D/CAE/VOL.1/ (148)

Date: 10<sup>th</sup> December, 2020

THE CLERK,  
COUNTY ASSEMBLY OF EMBU  
P.O. BOX 140 - 60100  
EMBU

Dear Sir,

#### RE: REQUEST FOR INFORMATION

Your letter Ref: CAE/LEG/10/VOL.XXII/ (06) dated December 4, 2020 on the above subject refers. Attached please find the requested information for your necessary action.

#### i) PAYMENT STATUS OF CASES AND THE COST OF EACH CASE.

In regard to payment status of legal cases in the Executive, several matters have been paid whilst others are yet to be paid as we have limited funds/provisions for the legal dues/fees, arbitration and compensations etc.

Information on the paid cases for various financial years is in custody and/or is dealt with by the Finance & Planning Department but we have information on various pending unpaid bills raised by lawyers for last financial year; that are yet to be cleared by the County Government. They include:

NO.	CASE NO.	COURT STATION	LAW REPRESENTING THE COUNTY GOVERNMENT	AMOUNT CHARGED
1.	PET. 6 OF 2018 JAMES KUGOCHA VS EMBU COUNTY GOVERNMENT & ANOTHER	EMBU	J.K KIBICHO & CO. ADVOCATES	2,349,000
2.	HCC NO. 9 OF 2016 HARRIET NAITORE-VS- COUNTY SECRETARY OF EMBU & 2 OTHERS	EMBU	GATHII IRUNGU & CO. ADVOCATES	580,000
3.	ELRC CAUSE NO.102 OF 2018 NYERI (FORMERLY ELRC CAUSE NUMBER 7 OF 2018) NELLY NJERI	NYERI	J.K KIBICHO & CO. ADVOCATES	2,195,195

Sent to NZIPIKA  
VIA WHATSAPP

*Clank-Jlac*  
*T-N.A.*  
*Dhpus*  
*11/12/2020*

A X E M U

	MATI VERSUS COUNTY SECRETARY EMBU & PUBLIC SERVICE BOARD			
4.	ELC CONSTITUTION PETITION NO. 3 OF 2019 JULIUS NJERU NJOKA AND 5 OTHERS VS. COUNTY GOVERNMENT OF EMBU & OTHERS	EMBU	WESONGA MUTEMBEI & KIGEN ADVOCATES	3,985,000
5.	MISC APPLICATION NUMBER 24 OF 2018 REPUBLIC VERSUS COUNTY GOVERNMENT OF EMBU & ANOR. TAXATION MATTERS-MISC APPLICATIONS NOS. 54, 52 & 55 OF 2019 IRERI AND COMPANY ADVOCATES VS. THE COUNTY GOVERNMENT OF EMBU	EMBU	AHMEDNASIR, ABDIKADIR & CO ADVOCATES	4,000,000
6.	ELRC CAUSE NUMBER 28 OF 2019 JANE NDEGI MUGAMBI VS. THE COUNTY GOVERNMENT OF EMBU AND OTHERS	NYERI	WESONGA MUTEMBEI AND KIGEN & CO ADVOCATES	2,100,000
7.	ELRC NO. 15 OF 2017. THOMAS MUGAMBI NTHIGA VS. EMBU COUNTY GOVERNMENT & ANOTHER.	Nyeri	NYACHAE & ASHITIVA ADVOCATES	970,000
8.	CONST.PET. NO.16 OF 2019 RUTH WAMBUI NDIRANGU & 2 OTHERS VS THE COUNTY GOVERNMENT, THE COUNTY PUBLIC SERVICE BOARD, THE EMBU COUNTY ASSEMBLY & OTHERS	Embu	J.K KIBICHO & CO ADVOCATES	2,370,000
9.	CIVIL APPLICATION NO. 62 OF 2017 COUNTY GOVERNMENT OF EMBU AND THE HON. GOVERNOR OF EMBU COUNTY VS.ERIC CHERUIYOT & 15 OTHERS.	NYERI	ISSA & COMPANY ADVOCATES	3,900,000
10	HCCC NO. 3 OF 2018 ALFRED JAMES MURIUKI VS. THE GOVERNOR EMBU COUNTY, THE CEC MEMBER WATER, THE COUNTY GOVERNMENT & OTHERS.	MERU	IRERI & COMPANY ADVOCATES	3,363,000

ii) **STATUS OF PENDING CASES CONCERNING EMBU COUNTY GOVERNMENT PROVIDED IN THE LETTER REF: ECG/CECM-PSAD/CAE/VOL.1 (145) DATED 15<sup>th</sup> OCTOBER 2020**


	NAME OF THE CASE	STATION	LAW FIRM REPRESENTING THE COUNTY	STATUS
1.	HCCC NO.4 OF 2015. David Ngugi Elijah Vs. Embu County Government & another.	Embu	Kinyua Njagi & Company Advocate	Case Finalized
2	Edwin Njue Njagi Vs County Government of Embu & Another	Runyenjes	B.M Musyoki & Company Advocates	Ruling Pending
3	CMCC NO.6 OF 2019 AT NAIROBI NAIROBI Veteran Pharmaceuticals ltd VS. Embu County Government & Another	Nairobi	Legal Officer	Finalized
4	HCC NO. 9 OF 2016. Harriet Naitore -Vs- County Secretary Of Embu & 2 Others	Embu	Gathii Irungu & Co Advocates	Ruling pending
5.	PRMCC NO. 71 OF 2012. Mzee Wevi Vs Embu County Government & Another	Siakago	Ngaywa Ngigi & Kibet Advocates	Ongoing Ruling 17 <sup>th</sup> February 2021)
6.	Elc no. 41 of 2020 Julius Njeru Njoka vs County Government of Embu & Another	Embu	Wesonga,Mutembei&Kigeni	Ruling Pending
7.	Misc. Applications Nos. 54,52 & 55 of 2019 Republic vs Embu County Government & Another (taxation matters)	Embu	Ahmmednasir Abdikadir & Co. Advocates	Pending
8.	Jane Ndegi Mugambi vs Embu County Government & others	Nyeri	Wesonga,Mutembei&Kigeni	Finalized
9.	ELRC NO. 15 OF 2017. Thomas Mugambi Nthiga vs. Embu County Government & another.	Nyeri	Nyachae & Ashitiva Advocates	Ongoing (appeal)
10.	SRMCC NO 28 OF 2017. David Njiru Mathagu Vs Embu County Government & another.	Siakago	Ireri & Company Advocates	Ruling pending
11	Elc No 14 Of 2015 Formerly Hcc No154 Of 2008. Joseph Kariuki Mutabi & 4 Others Vs County Government of Embu & Another	Embu	Kinyua Njagi & Company Advocate	Ruling pending
12.	Const.Pet. No.16 of 2019 Ruth Wambui Ndirangu & 2 Others	Embu	J.K Kibicho & Co Advocates	Ruling pending

	Vs County Public Service Board & 3 Others			
13.	Cmcc no.170 of 2018 Bonface Njuki Runji vs Embu County Government	Embu	Rugaita & Co. Advocates	Ongoing
14.	JR NO. 1 OF 2019 Timothy Nyakundi Gichovu & Others Vs County Government of Embu	Embu	B.M Musyoki & Co. Advocates	Ongoing
15.	MCL & E NO.2 OF 2020 David Gitonga Ngugi vs Embu County Government & others	SIKAGO	Ngaywa & Kibet Partners	Ongoing
16.	ELRC NO.44 OF 2019 Joseph Mwaniki Nyaga vs Embu County Government	Nyeri	Wesonga, Mutembei & Kigeni	Ongoing
17.	Augustine Njeru Gathangu vs Embu County Government & Another	Runyenjes	Legal Officer	Finalized
18.	PET. 9 OF 2019 The Hon. Governor Embu County Government Vs. The County Assembly of Embu & 3 others	EMBU	Wesonga, Mutembei & Kigeni, Ahmmednasir Abdikadir & Co. Advocates, Wamwea Mosota & Oyomba & Co. Advocates .	Ongoing
19.	Mcl& E. No. 83 of 2019. Philip Mutinda Kisangi vs Embu County Government & 2 others .	Siakago	Legal Officer	Ongoing (Hearing or 16 <sup>th</sup> December 2020)
20.	Elc no. of 2020 Embu County Government vs University of Embu	Embu	Wamwea Mosota & Oyomba & Co. Advocates.	Ongoing
21.	PET.33 OF 2019. Okiya Omutata Okoit vs The Registered Trustees of The ASK ,Embu County Government	Machakos	Wesonga, Mutembei & Kigeni	Ongoing
22.	ELRC E006 OF 2020 Kenya County Government Workers Union vs Embu County Government	Nyeri	MCM Associates Advocates	Ongoing
23.	ELC NO. 41 OF 2020 Davis Kinyua Ndwiga vs. Embu County Government	Embu	Alosa & Associates	Ongoing
24.	ELRC .E008 OF 2020 Kenya National Union of Nurses	Nyeri	Oyomba Mosota & Wamwea Advocates	Ongoing



	vs Embu County Government & Embu County Public Service Board			
25.	Elc no. 15 of 2020 Juliano Kivuti Njuki vs Embu County Government & 3 OTHERS	Runyenjes	Oyomba Mosota & Wamwea Advocates	Ongoing



  
**DAVID GIDEON KARIUKI, HSC**  
**COUNTY EXECUTIVE COMMITTEE MEMBER**  
**PUBLIC SERVICE & ADMINISTRATION**

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EMBU COUNTY GOVERNMENT



**OFFICE OF THE COUNTY EXECUTIVE COMMITTEE MEMBER FOR PUBLIC SERVICE, ADMINISTRATION AND DEVOLUTION**

Web: [www.embu.go.ke](http://www.embu.go.ke)

Address: P. O. Box 36 – 60100 Embu Town House Email: [Info@embu.go.ke](mailto:Info@embu.go.ke) Tel: 068-2231174/2231175 EXT.189

Our Ref No: ECG/CECM-PSA&D/CAE /VOL.1/ (142)

Date: 2<sup>nd</sup> September, 2020

The Clerk of The County Assembly  
County Assemble of Embu  
P.O. Box 140 - 60100  
**EMBU**

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Just to  
forward to the  
Chairperson for  
consideration  
by the committee  
04/09/2020*

Dear Sir,

**RE: REQUEST FOR INFORMATION**

Refer to yours Ref-CAE/LEG/10/VOLXX/ (16) dated 28<sup>th</sup> August, 2020 on the above subject. We have considered the listed cases on which you have requested for some information, attached please find the information required for your necessary action.

Case No.	Station	Law Firm Representing The County	Status
1. HCCC NO.4 OF 2015. David Ngugi Elijah Vs. Embu County Government & another.	Embu	Kinyua Njagi & Company Advocate	Case Finalized (Dismissed)
2. Edwin Njue Njagi Vs County Government of Embu & Another	Runyenjes	B.M Musyoki & Company Advocates	Ruling Pending
3. NAIROBI Veteran Pharmaceuticals ltd VS. Embu County Governmetn & Another	Nairobi	Legal Officer	Finalized
4. HCC NO. 9 OF 2016.	Embu	Gathii Irungu & Co Advocates	Ruling pending


ANNEX B

	HARRIET NAITORE -VS- COUNTY SECRETARY OF EMBU & 2 OTHERS			
	PRMCC NO. 71 OF 2012. Mzee Wevi Vs Embu County Government & Another	Siakago	Nyaywa Ngigi & Kibet Advocates	Ongoing (ruling on 6 <sup>th</sup> October 2020)
5.	Julius Njeru Njoka vs county government of Embu & Another	Embu	Wesonga, Mutembei & Kigeni	Ruling Pending
6.	Misc. Applications Nos. 54, 52 & 55 Of 2019 Republic vs embu county government & Another (taxation matters)	Embu	Ahmednasir Abdikadir & Co. Advocates	Pending
7	Jane Ndegi Mugambi vs Embu county Government & others	Nyeri	Wesonga, Mutembei & Kigeni	Pending
8.	ELRC NO. 15 OF 2017. Thomas Mugambi Nthiga vs. Embu County Government & another.	Nyeri	Nyachae & Ashitiva Advocates	Finalized
9.	SRMCC NO 28 OF 2017. David Njiru Mathagu Vs Embu county government & another.	Siakago	Ileri & Company Advocates	Ruling pending
10	Elc No 14 Of 2015 Formerly Hcc No154 Of 2008. Joseph Kariuki Mutabi & 4 Others Vs County Government Of Embu & Another	Embu	Kinyua Njagi & Company Advocate	Ruling pending
11.	Const.Pet. No.16 of 2019 Ruth Wambui Ndirangu & 2 Others Vs County Public Service Board & 3 Others	Embu	J.K Kibicho & Co Advocates	Ruling pending
12.	Cmcc no.170 Of 2018 Bonface Njuki Runji vs embu county government	Embu	Rugaita & Co. Advocates	Ongoing
13.	JR NO. 1 OF 2019 Timothy Nyakundi Gichovu & Oythers Vs county Government of Embu	Embu	B.M Musyoki & Co. Advocates	Ruling on 23 <sup>rd</sup> SEPTEMBER 2020
14.	MCL & E NO.2 OF 2020 David Gitonga Ngugi vs embu county government others	SIKAGO	Ngaywa & Kibet Partners	Ongoing



15.	ELRC NO.44 OF 2019 Joseph Mwaniki Nyaga vs Embu County Government	Nyeri	Wesonga,Mutembei&Kigeni	Ongoing
16.	Augustine Njeru Gathangu vs Embu County Government & Another	Runyenjes	Legal Officer	Ongoing
18.	PET. 9 OF 2019 MARTIN NYAGA WAMBORA Vs.The County Assembly of Embu & 3 others		Wesonga,Mutembei&Kigeni, Ahmmednasir Abdikadir & Co. Advocates, Wamwea Mosota & Oyomba & Co. Advocates .	Ongoing
19.	Mcl& E. No. 83 of 2019.Philip Mutinda Kisangi vs embu county Government & 2 others .	Siakago	Legal Officer	Ongoing (Hearing on 13 <sup>th</sup> September 2020)
20.	Elc no. of 2020 Embu County Government vs University of Embu	Embu	Wamwea Mosota & Oyomba & Co. Advocates.	Ongoing
21.	PET.33 OF 2019. Okiya Omutata Okoit vs The Registered Trustees of The ASK ,Embu County Government	Machakos	Wesonga,Mutembei&Kigeni	Ongoing

Kindly note that most cases are pending /are yet to be concluded and /or ruling to be delivered due to the current Covid-19 pandemic issues. Some courts had scaled down their operations but now they have scaled up and new dates are being issued. All these are being done online and we have written to the specific law firms to update us on the same on priority basis.

  
**DAVID GIDEON KARIUKI, HSC**  
**COUNTY EXECUTIVE COMMITTEE MEMBER**  
**PUBLIC SERVICE & ADMINISTRATION**



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# ANNEX C

## EMBU COUNTY GOVERNMENT



### OFFICE OF THE COUNTY EXECUTIVE COMMITTEE MEMBER FOR PUBLIC SERVICE, ADMINISTRATION AND DEVOLUTION

Web: [www.embu.go.ke](http://www.embu.go.ke)

Address: P. O. Box 36 – 60100 Embu Town House

Tel: 068-2231174/2231175

Our Ref No: ECG/CECM-PSA&D/CAE /VOL.1/ (145)

Date: 15<sup>TH</sup> OCTOBER, 2020

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The Clerk of The County Assembly  
County Assembly of Embu  
P.O. Box 140 - 60100

**EMBU**

Dear Sir,

#### **RE: OPERATIONALIZATION OF PROPOSED LEGAL UNIT**

Refer to yours **Ref-CAE/LEG/10/VOLXX/ (82)** dated 7<sup>th</sup> October 2020 on the above subject. Attached please find the information required for your necessary action.

##### **i) THE CURRENT STATUS OF THE LEGAL UNIT**

The unit has a County attorney, Director legal affairs, Legal Advisor to the Governor and a legal Officer. The unit has one office where the County Attorney shares with the legal officer whereas the legal director shares one with the legal advisor to the Governor. The Legal unit lacks a number of items/equipment including computers, printers, photocopiers, basic research materials (LAW REPORTS, LAWS OF KENYA VOLUMES) general stationary materials etc. The unit is further in dire need a vehicle to enable commute to various court stations and budgetary allocations for office /administrative operations which are not available.

##### **ii) STATUS OF OPERATIONALIZATION OF THE OFFICE OF THE COUNTY ATTORNEY.**

As per the proposed organizational structure, we can confirm that the following positions have been filled:

- i. The County Attorney
- ii. Director legal (solicitor legal); and
- iii. Legal counsel.

The department is still working out how more funds can be available for purposes of filling the rest of the remaining positions i.e. 3 legal counsels and legal clerk for the unit to be fully operational.

**2) STATUS OF PENDING CASES CONCERNING EMBU COUNTY GOVERNMENT PROVIDED IN THE LETTER REF: ECG/CECM-PSAD&D/CAE/VOL.1 (142) DATED 2<sup>ND</sup> SEPTEMBER 2020**

Case No.	Station	Law Firm Representing The County	Status
1. HCCC NO.4 OF 2015. David Ngugi Elijah Vs. Embu County Government & another.	Embu	Kinyua Njagi & Company Advocate	Case Finalized (Dismissed)
2. Edwin Njue Njagi Vs County Government of Embu & Another	Runyenjes	B.M Musyoki & Company Advocates	Ruling Pending
3. NAIROBI Veteran Pharmaceuticals ltd VS. Embu County Governmetn & Another	Nairobi	Legal Officer	Finalized (ADR)
4. HCC NO. 9 OF 2016. HARRIET NAITORE -VS- COUNTY SECRETARY OF EMBU & 2 OTHERS	Embu	Gathii Irungu & Co Advocates	Ruling pending
PRMCC NO. 71 OF 2012. Mzee Wevi Vs Embu County Government & Another	Siakago	Nyaywa Ngigi & Kibet Advocates	Ongoing (ruling on 6 <sup>th</sup> October 2020)
5. Julius Njeru Njoka vs county government of Embu & Another	Embu	Wesonga, Mutembei & Kigeni	Ruling Pending
6. Misc. Aplications Nos. 54,52 & 55 Of 2019 Republic vs embu county government & Another (taxation matters)	Embu	Ahmmednasir Abdikadir & Co. Advocates	Pending
7. Jane Ndegi Mugambi vs County Secretary Embu County Government & The County Assembly	Nyeri	Wesonga, Mutembei & Kigeni	Withdrawn against the Executive, but pending against the County Assembly

8.	ELRC NO. 15 OF 2017. Thomas Mugambi Nthiga vs. Embu County Government & another.	Nyeri	Nyachae & Ashitiva Advocates	Ongoing (appeal)
9.	SRMCC NO 28 OF 2017. David Njiru Mathagu Vs Embu county government & another.	Siakago	Ireri & Company Advocates	Ruling pending
10	Elc No 14 Of 2015 Formerly Hcc No154 Of 2008. Joseph Kariuki Mutabi & 4 Others Vs County Government Of Embu & Another	Embu	Kinyua Njagi & Company Advocate	Ruling pending
11	Const.Pet. No.16 of 2019 Ruth Wambui Ndirangu & 2 Others Vs County Public Service Board & 3 Others	Embu	J.K Kibicho & Co Advocates	Ruling pending
12	Cmcc no.170 Of 2018 Bonface Njuki Runji vs embu county government	Embu	Rugaita & Co. Advocates	Ongoing
13	JR NO. 1 OF 2019 Timothy Nyakundi Gichovu & Oythers Vs couty Government of Embu	Embu	B.M Musyoki & Co. Advocates	Mention on 2 <sup>nd</sup> November 2020
14	MCL & E NO.2 OF 2020 David Gitonga Ngugi vs embu county government others	SIKAKAGO	Ngaywa & Kibet Partners	Ongoing
15	ELRC NO.44 OF 2019 Joseph Mwaniki Nyaga vs Embu County Government	Nyeri	Wesonga,Mutembei& Kigeni	Ongoing
16	Augustine Njeru Gathangu vs Embu County Government & Another	Runyenjes	Legal Officer	Ongoing
18	PET. 9 OF 2019 The Hon. Governor Embu County Government Vs.The County Assembly of Embu & 3 others	Embu High Court	Wesonga,Mutembei& Kigen, Ahmmednasir Abdikadir & Co. Advocates, Wamwea Mosota & Oyomba & Co. Advocates .	Ongoing
19	Mcl& E. No. 83 of 2019.Philip Mutinda Kisangi vs embu county Government & 2 others .	Siakago	Legal Officer	Ongoing (Hearing on 22 <sup>nd</sup> October 2020)

20	Elc no. of 2020 Embu County Government vs University of Embu	Embu	Wamwea Mosota & Oyomba & Co. Advocates.	Ongoing
21	PET.33 OF 2019. Okiya Omutata Okoit vs The Registered Trustees of The ASK ,Embu County Government	Machak os	Wesonga,Mutembei& Kigeni	Ongoing

**(iv) WHAT THE DEPARTMENT IS DOING TO RESOLVE LEGAL DISPUTES THROUGH ALTERNATIVE DISPUTE RESOLUTION (ADR) MECHANISM.**

To avert unnecessary litigation, the legal department has explored various alternative dispute resolution mechanisms such as negotiations, consents and mediation. Court annexed mediation was launched in Embu Law courts early this year prior the pandemic and we intend to make use of it greatly; (In instances where both parties agree).

Among cases settled amicably include the under-listed and the department endeavors to settle more out of court/amicably.

They include: -

- i) Nairobi Veteran Pharmaceuticals Ltd VS. Embu County Government & Another,
- ii) PMCC NO 150B OF 2014 Stephen Musyoka Mbithi Vs Embu County Government.;
- iii) CIVIL CASE NO. 53 OF 2018 David Muiga Kinyanjui Vs Embu County Government.
- iv) ELC NO. OF 2020 Embu County Government vs University of Embu;
- v) ELRC CASES NO. 2A OF 2018 Martin Muriithi Munyi Vs County Government of Embu, the Secretary Embu County & Embu County Public Service Board.

**V) LIST OF PREQUALIFIED FIRMS.**

**PROVISION OF LEGAL SERVICES: MERGED LIST OF PREQUALIFIED FIRMS**

1. Ireri & Company Advocates, P.O. BOX 1268-00200 NRB
2. Nyachae & Ashitiva Advocates –P.O BOX 262297 NRB
3. RM Mugo & Company Advocates- P.O. BOX 2215-60100 EMBU
4. Ahmednasir Abdikadir & Company Advocates- P.O. BOX 57731-00200 NAIROBI
5. Wesonga Mutembei & Kigen Advocates- P.O BOX 22912-00100 NRB
6. Ngaywa & Kibet Partners LLP- P.O. BOX 37846-00100 NRB
7. Kinyua Njagi & Co. Advocates.
8. MCM & Associates Advocates- P.O BOX 105838-00101 NRB
9. Oyomba Mosota Wamwea Advocates & Notary Public- P.O. BOX 106327 NRB
10. Rugaita & Company advocates- P.O. BOX 593-60100 EMBU

11. R.M. Mugo & Company Advocates- P.O. BOX 2215-60100 EMBU
12. Issa & Company Advocates- P.O. BOX 24210-00101 NRB
13. B.M Musyoki & Company Advocates- P.O. BOX 10903-00100 NRB
14. J.K Kibicho & Co. Advocates, P.O. BOX 73137-00200 Nairobi
15. BettyK & Company Advocates P.O BOX 587-60200 MERU
16. Momanyi & Company Advocates P.O BOX 120-60100 EMBU
17. Alosa & Associates Advocates P.O. BOX 8375-00100 NAIROBI

Yours faithfully,



**DAVID GIDEON KARIUKI, HSC**  
**COUNTY EXECUTIVE COMMITTEE MEMBER**  
**PUBLIC SERVICE & ADMINISTRATION**



