
Arbitration Claim 2024-002: Suyianka v Kenyan Legislators 2013-2022

Aluochier Dispute Resolution <aluochierdisputeresolution@gmail.com>

12 June 2024 at 12:51

To: info@migoriassembly.go.ke, migoricaclerk@gmail.com

Cc: Lempaa Suyianka <wolvinso@yahoo.com>, Migai Akech <migai.akech@gmail.com>, Fredrick Odhiambo Aluoch <eng.aluoch2012@gmail.com>

Dear Clerk

Find attached letters for the attention of some honourable members who served in the terms of office from 2013 to 2022.

Yours faithfully

Aluochier Dispute Resolution

Arbitral Institution

Arbitration & Mediation

P O Box 436-40404, Rongo, Kenya

Telephone: +254114712433

Email: aluochierdisputeresolution@gmail.comWebsite: www.aluochier.co.ke

2 attachments **ADRC2024-002-2013-migori-county-assembly-20240611.pdf**
383K **ADRC2024-002-2017-migori-county-assembly-20240611.pdf**
381K

Aluochier Dispute Resolution

Arbitral Institution | Arbitration | Mediation

P O Box 436-40404, Rongo, Kenya
Telephone: +254 114 712433
info@aluochier.co.ke | www.aluochier.co.ke
Registration No: BN-BGCLBG7

11th June, 2024

County Assembly of Migori
Migori

Email: info@migoriassembly.go.ke or migoricaclerk@gmail.com

For the attention of:

No.	Member, County Assembly	Term	Ward	Arbitrator
743	Joshua Onyango Ouma	2013-2017	East Kamagambo	Prof. Migai Akech
744	Daniel Ooko Okendo	2013-2017	South Kamagambo	Prof. Migai Akech
745	Timon Awidhi Mbogo	2013-2017	North Sakwa	Prof. Migai Akech
746	Jared Osawah	2013-2017	South Sakwa	Prof. Migai Akech
747	Philip Ouma Odero	2013-2017	West Sakwa	Prof. Migai Akech
748	Johnson Omolo Owiro	2013-2017	Central Sakwa	Prof. Migai Akech
749	Joshua Odoyo Nyamwanga	2013-2017	Kwa	Prof. Migai Akech
750	Hillary Ochola Maeri	2013-2017	Wasweta II	Prof. Migai Akech
751	David William Ouma	2013-2017	West Kanyamkago	Prof. Migai Akech
752	Edward Odek Odera	2013-2017	South Kanyamkago	Prof. Migai Akech
753	Joseph Obonyo Ochola	2013-2017	Kachieng'	Prof. Migai Akech
754	Boaz Owiti Okoth	2013-2017	North Kadem	Prof. Migai Akech
755	Julias Nyakinya Rodho	2013-2017	Kaler	Prof. Migai Akech
756	John Robert Bondori	2013-2017	Muhuru	Prof. Migai Akech
757	Mereza Atieno Akell	2013-2017	Bukira Central / Ikerege	Prof. Migai Akech
758	Nyamohanga Nyangi Charles	2013-2017	Isebania	Prof. Migai Akech
759	Nicholas Ngabiya Rioba	2013-2017	Tagare	Prof. Migai Akech
760	John Muniko Tibaya	2013-2017	Gokeharaka / Getambwega	Prof. Migai Akech
761	John Kennedy Omondi	2013-2017	Marginalized	Prof. Migai Akech
762	Susan Mohabe	2013-2017	Gender Top-up	Prof. Migai Akech
871	Gordon Fred Ogola	2013-2017	Speaker	Prof. Migai Akech

Dear Honourable Members of the County Assembly, 2013-2017

NOTIFICATION OF ARBITRATION PROCEEDINGS
CASE NUMBER 002 OF 2024: LEMPAA VINCENT SUYIANKA v KENYA LEGISLATORS
IN THE 2013-2017 AND 2017-2022 TERMS OF OFFICE

Further to notification by advertisement in *The Standard* newspaper, on 30th April, 2024 at page 51 and on 3rd June, 2024 at page 25, you are hereby notified that arbitration proceedings, pursuant to Article 50(1) of the Constitution of Kenya, 2010, have been instituted against you by Advocate Lempaa Vincent Suyianka. His cause of action is your alleged contravention of Article 194(1)(e) of the Constitution, having been elected to a county assembly – (i) as a member of a political party, you resigned from that party or are deemed to have resigned from that party as determined in accordance with the legislation contemplated in clause (2); or (ii) as an independent candidate, you joined a political party. Details on the instituted arbitration proceedings can be found at <https://www.aluochier.co.ke/cases/adrc2024-002-kenyanlegislators.pdf> or by requesting the same from info@aluochier.co.ke. The arbitrations are administered by Aluochier Dispute Resolution, an arbitral institution, under its Arbitration Rules available at <https://www.aluochier.co.ke/ADR-Arbitration-Rules-20240129.pdf> and under the Arbitration Act, 1995 and the Constitution of Kenya, 2010. Ongoing progress of the case can be found at <https://www.aluochier.co.ke/cases.html> under Case Number 002 of 2024.

10

The arbitrator assigned to your case is as shown in the table above. All communications should be via the arbitral institution at its email addresses info@aluochier.co.ke or aluochierdisputeresolution@gmail.com. You may choose, in the arbitration proceedings, to act in person or by any representative acting on your authority. But should you choose not to participate in the arbitration proceedings, they will nonetheless proceed to their conclusion, with resultant arbitration awards being enforced in accordance with the law.

20

Yours faithfully
For and on behalf of
Aluochier Dispute Resolution



Isaac Aluochier
Chief Executive

cc

1. Lempaa Vincent Suyianka, Email: wolvinso@yahoo.com

30

Aluochier Dispute Resolution

Arbitral Institution | Arbitration | Mediation

P O Box 436-40404, Rongo, Kenya
Telephone: +254 114 712433
info@aluochier.co.ke | www.aluochier.co.ke
Registration No: BN-BGCLBG7

11th June, 2024

County Assembly of Migori
Migori

Email: info@migoriassembly.go.ke or migoricaclerk@gmail.com

For the attention of:

No.	Member, County Assembly	Term	Ward	Arbitrator
991	Shadrack Otieno Nyawade	2017-2022	East Kamagambo	Eng. Odhiambo Aluoch
992	Otieno Nestory Owiyo	2017-2022	West Sakwa	Eng. Odhiambo Aluoch
993	Albert Odette Amollo	2017-2022	Wiga	Eng. Odhiambo Aluoch
994	Mallan Ogega Omolo	2017-2022	Ragana-Oruba	Eng. Odhiambo Aluoch
995	Peter Ochieng' Mijungu	2017-2022	West Kanyamkago	Eng. Odhiambo Aluoch
996	Brian Odhiambo Osodo	2017-2022	Kachieng'	Eng. Odhiambo Aluoch
997	Thomas Omondi Akungo	2017-2022	Kaler	Eng. Odhiambo Aluoch
998	Johnson Willys Oyugi Oloo	2017-2022	Got Kachola	Eng. Odhiambo Aluoch
999	Hevrone Killmess Mairah	2017-2022	Muhuru	Eng. Odhiambo Aluoch
1000	Nyahure Elias Juma	2017-2022	Isibania	Eng. Odhiambo Aluoch
1001	Joseph Hoyo Mogosi	2017-2022	Makerero	Eng. Odhiambo Aluoch
1002	Nicholas Ngabiya Rioba	2017-2022	Tagare	Eng. Odhiambo Aluoch
1003	Augustine Mwise Mwerah	2017-2022	Ntimaru East	Eng. Odhiambo Aluoch
1004	Rioba Samuel Mwita	2017-2022	Nyabasi East	Eng. Odhiambo Aluoch
1005	Florence Abich Oile	2017-2022	Gender Top-up	Eng. Odhiambo Aluoch
1111	George Duro	2017-2022	Speaker	Eng. Odhiambo Aluoch

Dear Honourable Members of the County Assembly, 2017-2022

NOTIFICATION OF ARBITRATION PROCEEDINGS

CASE NUMBER 002 OF 2024: LEMPAA VINCENT SUYIANKA v KENYA LEGISLATORS IN THE 2013-2017 AND 2017-2022 TERMS OF OFFICE

Further to notification by advertisement in *The Standard* newspaper, on 30th April, 2024 at page 51 and on 3rd June, 2024 at page 25, you are hereby notified that arbitration proceedings, pursuant to Article 50(1) of the Constitution of Kenya, 2010, have been instituted against you by Advocate Lempaa Vincent Suyianka. His cause of action is your alleged contravention of Article 194(1)(e) of

the Constitution, having been elected to a county assembly – (i) as a member of a political party, you resigned from that party or are deemed to have resigned from that party as determined in accordance with the legislation contemplated in clause (2); or (ii) as an independent candidate, you joined a political party. Details on the instituted arbitration proceedings can be found at <https://www.aluochier.co.ke/cases/adrc2024-002-kenyanlegislators.pdf> or by requesting the same from info@aluochier.co.ke. The arbitrations are administered by Aluochier Dispute Resolution, an arbitral institution, under its Arbitration Rules available at <https://www.aluochier.co.ke/ADR-Arbitration-Rules-20240129.pdf> and under the Arbitration Act, 1995 and the Constitution of Kenya, 2010. Ongoing progress of the case can be found at <https://www.aluochier.co.ke/cases.html> under Case Number 002 of 2024.

10

The arbitrator assigned to your case is as shown in the table above. All communications should be via the arbitral institution at its email addresses info@aluochier.co.ke or aluochierdisputeresolution@gmail.com. You may choose, in the arbitration proceedings, to act in person or by any representative acting on your authority. But should you choose not to participate in the arbitration proceedings, they will nonetheless proceed to their conclusion, with resultant arbitration awards being enforced in accordance with the law.

Yours faithfully
For and on behalf of
Aluochier Dispute Resolution



Isaac Aluochier
Chief Executive

20

cc

1. Lempaa Vincent Suyianka, Email: wolvinso@yahoo.com
2. Eng. Odhiambo Aluoch, Email: eng.aluoch2012@gmail.com