

JUDICIAL COUNCIL OF GUAM REGULAR MEETING WEDNESDAY, JANUARY 17, 2024 | 12:00 PM GUAM JUDICIAL CENTER

AGENDA

T	C	. TO ORDER
		1111 0 1111 111 111

II. PROOF OF DUE NOTICE OF MEETING: January 9, 2024

January 12, 2024

III. DETERMINATION OF QUORUM

IV. READING AND DISPOSAL OF MINUTES: December 21, 2023 Regular Meeting

V. OLD BUSINESS

- A. Judiciary FY 2024 Remittances Pursuant to Applicable Law
- B. Update on Capital Improvement Projects

VI. NEW BUSINESS

- A. Certificate of Commendation (J. Cepeda)
- B. Attorney Pay Plan Update
- C. eCourts and eProbation transition
- D. Celebration of the Grand Opening of the Guam Judicial Center and 50th Anniversary of the Court Reorganization Act of 1974
- E. Notice of the Next Meeting (Thursday, February 15, 2024)

VII. COMMUNICATIONS

VIII. PUBLIC COMMENT

- A. Guam Bar Association President's Report
- B. Court Employees Association

IX. ADJOURNMENT

JOB OPENINGS

Mechanic/Mechanic Helper Welder/Welder Helper **Operations Manager General Helper Driver**

LAGU, LLC

admin@laguguam.com (671) 649-5681



Guam Solid Waste Authority

546 N. Marine Corps Dr., Tamuning, Guam 96913

INVITATION FOR BID (IFB)

Bid No: GSWA-003-24

Processing of Metallic Waste For: Thursday, January 25, 2024 **Bid Opening Date:**

10:00 a.m. ChST Time:

Guam Solid Waste Authority, 2nd Floor Location:

Bid packages may be picked up at Guam Solid Waste Authority, 546 N. Marine Corps Dr. in Upper Tumon, 2nd Floor, beginning Tuesday, January 9, 2024 until Thursday, January 25, 2024, or visit the GSWA website http://www.guamsolidwasteauthority.com to obtain an electronic copy of the IFB.

For more information, please contact Alicia Fejeran, Chief of Administration, at 671-646-3215.

This advertisement was paid for by GSWA.



JUDICIAL COUNCIL OF GUAM

Suite 300 Guam Judicial Center 120 West O'Brien Drive, Hagåtña, Guam 96910-5174 Tel: (671) 475-3300 Fax: (671) 475-3140

NOTICE OF PUBLIC MEETING

The Judicial Council of Guam will conduct its monthly meeting on Wednesday, January 17, 2024, at 12:00 p.m. in the Monessa G. Lujan Appellate Courtroom, Guam Judicial Center, 120 West O'Brien Drive, Hagåtña.

> The meeting will also be streamed live on the Judiciary of Guam YouTube https://youtube.com@TheJudiciaryofGuam

The following agenda is available on the Judiciary of Guam website: http://www.guamsupremecourt.com/Judicial-Council/Judicial-Council-of-Guam.asp

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 - B. Court Employees Association
- **ADJOURNMENT**

Any person(s) needing special accommodations, auxiliary aids, or services, please contact the Administrator of the Courts at 671-475-3544 or Jessica Perez-Jackson at 671-475-3300.

> This ad was paid for with Government of Guam funds. **CHIEF JUSTICE ROBERT J. TORRES** Chairman



Regular Virtual Board Meeting

Thursday, January 11, 2024, 11:00 A.M.

Join Zoom Meeting: https://us06web.zoom.us/j/85094498274?pwd=D7 oGcebKLDxg54xuiwUMA4yX8oKZ3t.1 Meeting ID: 850 9449 8274 Passcode: 928151

MEETING AGENDA:

I. CALL TO ORDER:

A. Election of Board Officers

B. Confirmation of Public Notice

II. DETERMINATION OF QUORUM

III. ADOPTION OF AGENDA

IV. REVIEW AND APPROVAL OF MINUTES

A. December 07, 2023

V. HPLO ADMINISTRATOR'S REPORT

VI CHAIRPERSON'S REPORT

VII. COMMITTEE REPORTS:

A. Finance & Budget

B. Statutes, Rules and Forms

VIII. OLD BUSINESS:

A. Consideration of Applications for Initial Licensure B. Consideration of Applications for Renewal of

Licensure IX. NEW BUSINESS:

> A. Consideration of Applications for Renewal of Licensure

X. ANNOUNCEMENT(S):

A.Next Meeting: The Guam Board of Social Work next regularly scheduled board meeting, February 01, 2024 at 11:00AM.

XI. ADJOURNMENT:

To view the names of the applicants being considered, go to https://guamsocialwork.org LIVE Streaming link http://facebook.com/HPLOGuam

This advertisement was paid for by DPHSS/Health Professional Licensing Office-Local Funds

For more information, please contact the Board office at 735-7404/10 thru 12. Persons needing telecommunication device for the Hearing/Speech Impaired (TDD) may contact 475-8339

LUJAN & WOLFF LLP

Suite 300, DNA Building 238 Archbishop Flores Street Hagåtña, Guam 96910 Telephone (671) 477-8064/5 Facsimile (671) 477-5297 Attorneys for Petitioner

IN THE SUPERIOR COURT OF GUAM

IN THE MATTER OF THE ESTATE OF FRANCISCO GUERRERO LUJAN also known as FRANCISCO G. LUJAN, Deceased.

PROBATE CASE NO. PR0148-21

NOTICE OF HEARING ON AMENDED PETITION FOR LETTERS OF ADMINISTRATION

NOTICE IS HEREBY GIVEN that Petitioner CARLYN A. TORRES has filed herein her Amended Petition for Letters of Administration upon the Estate of FRANCISCO GUERRERO LUJAN also known as FRANCISCO G. LUJAN, Deceased, and that on January 17, 2024, at 9:40 a.m., before the Honorable ELYZE M. IRIARTE, Judge, Superior Court of Guam, Guam Judicial Center, 120 West O'Brien Drive, Hagåtña, Guam, 96910-5174, has been set the hearing on said amended petition and all persons interested are hereby notified to appear at the time and place set for said hearing and show cause if any they have why the amended petition should not be granted.

Reference is hereby made to the said amended petition for further particulars.

o attend or to participate in the hearing, you may appear (1) in person at the Guam udicial Center, (2) appear remotely at https://guamcourts-org.zoom.us and enter Audicial Center, (2) appear remo Meeting ID: 864 4387 2213 ode JEMI

Or (3) call into the courtroom at 671-300-6703 at the designated hearing time

Dated: December 27, 2023.

By: /s/ DELIA LUJAN WOLFF Attorneys for Petitioner

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JOB ANNOUNCEMEN



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Prior Employees need to contact Joe with your updated information.

EMCE Consulting Engineers, Inc.

Secretary

- College Graduate preferred
- 2+ years clerical experience
- · Knowledge of Microsoft Word, Excel, PowerPoint
- · Knowledge in Specs Intact a plus
- · Must have Driver's License to run errands
- · Good communication skills, written and verbal
- · Self-motivated, able to work independently and under pressure
- · Excellent organizational skills, and time management
- · Excellent attention to accuracy and detail
- · Discretion is a must
- · Excellent team working skills
- · Enthusiastic and professional demeanor, positive attitude
- Experience working for A/E firm a plus
- Must be willing to occasionally work past normal working hours

Email Resume to: hr@emceconsulting.com



JUDICIAL COUNCIL OF GUAM

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CALL ORDER

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A. Guam Bar Association - President's Report

B. Court Employees Association

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Any person(s) needing special accommodations, auxiliary aids, or services, please contact the Administrator of the Courts at 671-475-3544 or Jessica Perez-Jackson at 671-475-3300.

> This ad was paid for with Government of Guam funds. CHIEF JUSTICE ROBERT J. TORRES Chairman



Veterans of Foreign Wars Hafa Adai Post 1509

671-483-2095 guam.vfw1509@gmail.com

Financial Statement: 1 January - 31December 2021

Opening Balance: Revenue

Contributions:

\$34,301.00

\$2,625.00

Other Revenue: Total Revenue: \$124,394.00

\$121,769.00

Expenses

Grants Paid: \$2625.00 Benefits Paid: 0.00 Other Expenses: \$134,343.00

Total Expenses/ Less Revenue -\$20,739.00

Total Assets: \$78,313.00 \$62,000.00 Total Liabilities: \$16,313.00 Total Gain/Loss:

The above statement is true and correct to the best of my knowledge and is supported by the records of the organization. Prepared by Mark Mosser, Commander, VFW Post 1509



450 Route 8, Maite, GU 96910 • Tel: 671-477-8736

VEHICLES FOR SEALED BID SALE

2015 Nissan Sentra 2016 Hyundai Elantra 2018 Hyundai Elantra

At this time, bid applications are scheduled by appointment and on weekdays only. To schedule an appointment or for more information, contact Credit Solutions Services at (671) 477-0124. All sealed bid applications must be submitted no later than 5:00PM, January 12, 2024. We reserve the right to refuse any and all bids.

Federally insured by NCUA.

TAMUNING-TUMON-HARMON MUNICIPAL PLANNING COUNCIL

Regular Monthly Meeting Thursday, January 18, 2024 6:30 p.m. Tamuning Community Senior Center Live broadcast on Tamuning Mayor's Office Facebook page

PUBLIC NOTICE ANNOUNCEMENT

AGENDA

I.	Call to Order/ Roll Call	
II.	Recitation of Pledge of Allegiance and <i>Inifresi</i>	
III.	Approval of Minutes of December 14, 2023	
IV.	Mayor/Vice-Mayor's Report: - Village News	
V.	Sister Military Command Report:	
VI.	Youth Congress Representatives Report:	
VII.	Unfinished Business:	
VIII.	New Business:	
	a.) Guam Land Use Commission Conditional Use Permit Application No. 2023-25 the Applicant, Ross B. and Sarah m. Morrison, on behalf of The Serengeti Trust, represented by Daniel D. Swavely, requesting a Zone Change from "R-2" (Multiple Dwelling) Zone to "M-1" (Light Industrial) Zone, for a proposed self-storage facility and equipment parking on Lot 2144-1C-7-3A-R1 (Ypao Road), in the Municipality of Tamuning.	
IX.	Committee Reports:	
X.	Public Comment:	
XI.	Announcements:	
XII.	Adjournment:	

In compliance with the American with Disabilities Act, individuals requiring special accommodations may contact Mayor Louise Rivera via email mayorlcrivera.tatuha@gmail.com or call 671-480-4440.



JUDICIAL COUNCIL OF GUAM

Suite 300 Guam Judicial Center 120 West O'Brien Drive Hagåtña, Guam 96910-5174 Tel: (671) 475-3300 Fax: (671) 475-3140

Hon. Robert J. Torres Chairman

Hon. Katherine A. Maraman Member

Hon. F. Philip Carbullido Member

Hon. Alberto C. Lamorena, III. Member

Hon. Maria T. Cenzon Member

Advisiory Committee Members:

Hon, Arthur R. Barcinas

Hon. Vernon P. Perez

Hon. Elyze M. Iriarte

Hon. Dana A. Gutierrez

Hon. Alberto E. Tolentino

Atty. Jacqueline T. Terlaje

Atty. Frederick J. Horecky

Administrator of the Courts: Danielle T. Rosete

Judicial Council Secretary: Jessica J. Perez-Jackson

Judicial Council Asst. Secretary: Petrina M, Ula

JUDICIAL COUNCIL OF GUAM REGULAR MEETING THURSDAY, DECEMBER 21, 2023 Justice Monessa G. Lujan Appellate Courtroom

Guam Judicial Center

MINUTES

I. CALL TO ORDER

The Regular Meeting of the Judicial Council was called to order by the Chairman, Chief Justice Robert J. Torres, at the hour of 12:07 p.m.

ROLL CALL:

Chief Justice Robert J. Torres Associate Justice F. Philip Carbullido Associate Justice Katherine A. Maraman Presiding Judge Alberto C. Lamorena III Judge Maria T. Cenzon

Also present in the Monessa G. Lujan Appellate Courtroom:

Ms. Danielle T. Rosete, Esq., Administrator of the Courts

Ms. Trisha T. Suzuki, Deputy Chief Probation Officer, Probation Services Division

Ms. Hannah Gutierrez Arroyo, Clerk of Court, Supreme Court

Ms. Sophia Santos Diaz, Clerk of Court, Superior Court

Ms. Sarah Elmore Hernandez, Director of Policy Planning & Community Relations

Ms. Ma. Dianne O. Gudmalin. Finance Administrator

Ms. Geraldine A. Cepeda, Compiler of Laws

Mr. Troy M. Pangelinan, Marshal of the Court

Mr. Joseph J. Leon Guerrero, Deputy Chief Marshal

Ms. Rossanna Villagomez-Aguon, Chief Probation Officer

Ms. M. Erica R. Eschbach, Staff Attorney, Supreme Court

Ms. M. Grace Lapid Rosadino, Acting Court Programs Administrator

Ms. Suzane Santiago-Hinkle, Staff Attorney

Mr. Andrew Perez, Staff Attorney

Mr. Carl Dominguez, Procurement and Facilities Management Administrator

Mr. Jesse C. Franquez, Deputy Clerk Supervisor,

C&M Division & IFIK President

Ms. Alicia Limtiaco, Regulation Counsel

Mr. Robert Rabago, MIS Administrator

Ms. Melissa M. Casil, CSFC Administrator

Ms. Rhonda T. N. Calvo, Deputy Human Resources Administrator

Mr. Aaron T.L. Quitugua, Administrative Services Officer

Judicial Council Regular Meeting minutes December 21, 2023 Page 2 of 6

Ms. Amber Toves, MIS Network Specialist

Ms. Jessica Perez-Jackson, Administrative Services Officer, Judicial Council Executive Secretary

Ms. Shelterihna Alokoa, Judicial Assistant & Supreme Court Technical Bailiff

Mr. Andrew Jay M. Gimenez, Special Projects Coordinator

II. PROOF OF DUE NOTICE OF MEETING

Due publication of the five-day Notices of Meeting of the Judicial Council, as required under the Open Government Law, was published in the Guam Daily Post. Acknowledgments are on file.

III. DETERMINATION OF QUORUM

Chief Justice Torres began the roll call. Chief Justice Robert J. Torres, Associate Justice F. Philip Carbullido, Associate Justice Katherine A. Maraman, Presiding Judge Alberto C. Lamorena III, and Judge Maria T. Cenzon identified themselves. This meeting determined a quorum with all five (5) Judicial Council members present.

IV. READING AND DISPOSAL OF MINUTES: September 22, 2023 regular meeting minutes

Chief Justice Torres reminded Council that there was a motion to approve the September 22, 2023 minutes at the last meeting, but Justice Carbullido asked that the action on that be deferred. Chief Justice Torres explained that the Council agreed and deferred action until this meeting, and that Justice Carbullido also submitted a version of proposed minutes of the September 22, 2023 minutes that have been set forth.

Justice Carbullido asked to make a statement on the record; Chief Justice Torres said he will recognize Justice Maraman first. Justice Maraman explained that the minutes of the Judicial Council provide a record of Council's actions and not what is said by the members, and this practice follows the requirements set by Guam law 5 GCA Section 8113 and aligns with the Robert's Rules of Order, which this Council is required to abide by under Section 5.08 of the Judicial Council Rules of Conduct and Operation. Justice Maraman continued that the rules further require that when minutes are to be published, only an abstract of the Speaker's question should be listed. Justice Maraman explained that the proposed amendment to the minutes not only deviates from this established practice, but it is also inaccurate in that it contains several subjective inclusions. She further provided that those interested in the full version of the meeting's record, may access the audio file of the meeting available at the Office of Public Accountability or the Public Auditor's website.

Justice Carbullido asked the Council if a verbatim transcript of what transpired surrounding the Attorney Pay Plan (APP) can be transcribed by a court reporter and made available for the public to read. Chief Justice Torres confirmed that Justice Maraman said a full transcript surrounding the APP topic and judicial salaries will be prepared and made available for the public.

Justice Maraman moved to approve the original set of minutes from September 22, 2023 regular meeting with a link to the discussion about the APP and judicial salaries, prepared by a court reporter who does the executive committee minutes. Judge Cenzon

Judicial Council Regular Meeting minutes December 21, 2023 Page **3** of **6**

seconded the motion. Chief Justice Torres called an oral vote. All five (5) Judicial Council members voted in favor; the minutes were approved, subject to correction.

Chief Justice Torres entertained a motion to approve the November 16, 2023 minutes, both the regular meeting and executive session.

Presiding Judge Lamorena moved to approve both sets of minutes. Judge Cenzon seconded the motion. Chief Justice Torres called an oral vote. All five (5) Judicial Council members voted in favor; the minutes were approved, subject to correction.

V. OLD BUSINESS

A. Judiciary FY24 Remittances Pursuant to Applicable Law

Ms. Gudmalin reported that in reference to the collections of allotments for General Operations P.L. 37-42, Chapter 4, the Judiciary of Guam received, as of today, approximately 23% or \$9.3 million from the total appropriation of \$40.4 million. Ms. Gudmalin stated that the Judiciary continues to receive our bi-weekly allotment on a timely basis. The latest allotment was deposited on December 15 and the next allotment is scheduled to be received on December 26.

Justice Maraman asked if the revenues for the Judicial Building Fund (JBF) are holding steady. Chief Justice Torres asked that Council look at the JBF for the next meeting in terms of how collections are coming along.

B. Update on Capital Improvement Projects

Ms. Danielle T. Rosete, Administrator of the Courts (AOC), provided an update on the historic courthouse that renovation continues to progress, and all three air handlers have been installed, with the air conditioning unit on the second floor up and running. Ms. Rosete continued that carpet installation has commenced on the second floor and they expect the vendor to complete installation by the end of next week. She shared that painting the exterior walls of the building is ongoing and the first coat of paint has been completed, with the exterior painting expected to be completed in the next two weeks.

As Ms. Rosete reported in the last meeting, the installation of the electrical panels and switchboards are being addressed because of shipping delays, so they are working with the electrical engineer on an alternative electrical system. She anticipates that once the design of the electrical panels has been completed, then the Department of Public Works can review and approve the design and installation of the alternative electrical system for the new historic courthouse may proceed. Weekly site inspections are still ongoing, according to Ms. Rosete.

C. Update on Typhoon Damage and Restoration

Ms. Rosete reported that the Judiciary received an extensive and comprehensive report from the architect and the engineer regarding the replacement of the permanent generator. According to Ms. Rosete, there was a two-part assessment, and the recommendation from the report was based on the power demand which indicated that a

Judicial Council Regular Meeting minutes December 21, 2023 Page **4** of **6**

700 kW generator would be sufficient; however, because of the power ratings over the last few years and one power authority, the recommended size of the permanent generator is 800 kW. As Ms. Rosete reported previously, we currently have a 900 kW generator, and the size was not determined by power load or power demand, but because it was brand new building over 30 years ago. Ms. Rosete explained that there will be a meeting with the architect and engineer to ensure that the bid for a permanent generator is accurate. The good news, according to Ms. Rosete, is that the generator can remain where it is, as it meets code requirements. Ms. Rosete shared that they continue to provide the necessary documentation to FEMA and asks that future updates be removed from the Council agenda.

Justice Carbullido requested that future reports be sent to all Council members for their information. There was no objection. Judge Cenzon also recognized the team and thanked them for all their hard work, before taking the item off the agenda.

VI. NEW BUSINESS

A. Court Statistics Project Reporting Excellence Award

Ms. Rosete reported on her attendance at the Conference for State Court Administrators (COSCA) Midyear Meeting which was focused heavily on court data and technology. During the COSCA general business meeting, Ms. Rosete explained that she was honored to be present when they announced that the Supreme Court of Guam would receive the Reporting Excellence Award from the National Center for State Courts (NCSC) Court Statistics Project. According to Ms. Rosete, the nomination stated that "since 2015, the Supreme Court of Guam has consistently reported publishable case load data for 100% of the 33 applicable case types covering all categories collected by the court statistics project." Ms. Rosete thanked the Supreme Court clerk's office, Clerk of Court, Hannah Gutierrez; Staff Attorney, Erica Eschbach; Court Programs Administrator Grace Rosadino; Aaron Quitugua, from the Supreme Court clerk's office; and Amber Toves, MIS, and congratulated all on their efforts.

*Chief Justice Torres called for a quick recess to take a photo with the award.

B. 2024 Strategic Plan

Chief Justice Torres reported that the Judiciary of Guam received a grant from the State Justice Institute to conduct an updated strategic plan for the years 2024-2027. Chief Justice Torres continued to explain that NCSC was selected as the Judiciary's consultant, to provide services to assist with managing, planning, and facilitating the grant for a 6-month term ending in May 2024.

Chief Justice Torres shared that there are some deliverables for the project and currently, the Judiciary is going through orientation and engagement strategies and preparing for facilitating the Strategic Planning Leadership Summit, which will take place the week of February 19th. Chief Justice Torres provided the list of strategic planning members for the initial planning team: Judge Dana Gutierrez; Court Administrator,

Judicial Council Regular Meeting minutes December 21, 2023 Page **5** of **6**

Danielle Rosete; Sarah Elmore Hernandez, DPPCR; Valerie Tenorio, Chief Deputy Clerk; Baldwin Quibuyen, MIS Planning & System Design Supervisor; Leo Diaz, Deputy Marshal Supervisor; Rhonda Calvo, Deputy Human Resources Administrator; Dawn Blas, Judicial Educator; and Andrew Gimenez, who will provide administrative support for the Guam Strategic Planning team.

C. Notice of the Next Meeting (January 17, 2024)

Chief Justice Torres stated that the next Judicial Council meeting will be held on Wednesday, January 17, 2024. There was no objection from the Council.

VII. COMMUNICATIONS

Chief Justice Torres asked if the Council had any thoughts on what they would like to do about the letter from the late Judge Unpingco's son, Mark Unpingco, seeking the Judicial Council's support to speak or write to Congressman Moylan to address his interest or support in naming the District Court of Guam courthouse after Judge John Unpingco. Chief Justice Torres asked the Council if there were any thoughts from members on how they would like to address this. There was no support from Council as a whole, so Chief Justice Torres pointed out that, per the letter, Council members may speak out individually.

Presiding Judge Lamorena made a motion to inquire as to whether it would be appropriate to request for Congressman Moylan to seek a renaming of the building if the building is privately owned. Judge Cenzon seconded this motion, but also asked to get a legal opinion on whether it would be ethical for the Council to write individual letters.

VIII. PUBLIC COMMENT

A. Guam Bar Association Board (GBA) – President's Report

No report.

B. Court Employees Association

Mr. Jesse C. Franquez, IFIK President, thanked the managers and all who helped make the Labor Day Bash successful. He updated the Council on the IFIK Board nominations, which are coming in and IFIK expects to have the election next Wednesday. Chief Justice Torres asked about the turnout of the survey for the upcoming Christmas party and Mr. Franquez provided that the number for attendance is close to 400. Mr. Franquez said he will go through the list and confirm the number for the Christmas party which will be on Saturday, January 27, 2024. Mr. Franquez shared that the party's theme is "Secret Garden."

Judicial Council Regular Meeting minutes December 21, 2023 Page 6 of 6

Justice Maraman thanked all the employees who brought gifts to the wards. Chief Justice Torres asked if anyone else had a message to share before adjourning the last meeting of the year.

XI. ADJOURNMENT

Chief Justice Torres entertained a motion to adjourn. Presiding Judge Lamorena moved to adjourn. Judge Cenzon seconded the motion, adjourning the meeting at 12:22 p.m.

Respectfully submitted this 17th day of January 2024

JESSIĆA WIKEZ-JACKSON

Executive Secretary

Judicial Council of Guam

As set out above, the Minutes of the December 21, 2023 Regular Meeting were approved by the Judicial Council at the January 17, 2024 Regular meeting.

ROBERT J. TORRES

Chair

Dated:



Certificate of Cumpendation

On behalf of the Judiciary of Guam, this Certificate of Commendation is presented to:

Joleen P. Cepeda

for 26 years of service to the Judiciary of Guam.

In gratitude for your dedication and commitment to justice, we, the undersigned Justices and Judges of Guam, do hereby express our sincere appreciation and congratulations on your retirement from service.

ROBERT J. TORRES
thief Justice of Guam

Chairman, Judicial Council of Guam

F. PHILIP CARBULLIDO
Associate Justice, Supreme Court of Guam
Member, Judicial Council of Guam

O N

ALBERTO C. LAMORENA, III
Presiding Judge, Superior Court of Guam
Member, Judicial Council of Guam

KATHERINE A. MARAMAN

Associate Justice, Supreme Court of Guam Member, Judicial Council of Guam

MARIA TERESA B. CENZON
Judge, Superior Court of Guam
Member, Judicial Council of Guam

Attested:

Marte

DANIELLE T. ROSETE, ESQ.
Administrator of the Courts

BARBARA JEAN T. PEREZ
Human Resources Administrator