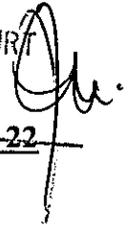


FILED
SUPERIOR COURT
OF GUAM

2023 OCT -6 PM 2: 54

CLERK OF COURT



IN THE SUPERIOR COURT OF GUAM

DEPARTMENT OF CORRECTIONS,

Plaintiffs,

vs.

GUAM CIVIL SERVICE COMMISSION,

Defendants,

vs.

JOSEPH CRUZ II,

Real Party in Interest.

Special Proceedings Case No. SP0083-22

ORDER INVITING AMICUS BRIEFS

In this matter, the Department of Corrections (DOC) has asked the Court to issue a Writ of Prohibition barring the Civil Service Commission (CSC) from allowing lay representatives to practice law before it. The Court has taken under advisement DOC's Motion for Summary Judgment on this issue. However, no lay representative, government agency other than DOC, or other interested person has appeared to state their position on an issue that has broad-ranging implications on the appearance of lay representatives before the CSC.

The Court finds it appropriate to allow such other interested parties and agencies an opportunity to submit their positions on this issue. The Court, therefore, in its inherent ability to control the proceedings before it, invites amicus briefs on both the DOC's Petition for a Writ of Prohibition and its Motion for Summary Judgment. The primary issue in the Petition for a Writ of Prohibition for which the Court invites amicus briefs is in what capacity a lay representative should

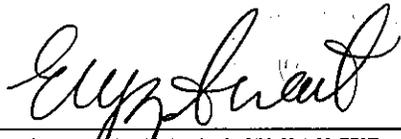
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be allowed to appear before the CSC and represent the interests of an employee and what conduct exceeds that capacity and amounts to the unlawful practice of law.

Any individual or entity interested in filing an amicus brief in this matter shall file a motion for leave to file a brief with the Court. The motion for leave should include (1) the identity of the individual or entity and his/her/its interest in this issue and (2) a brief statement of position. All motions for leave to file amicus briefs must be filed no later than November 10, 2023, and shall be no more than three pages long. Upon the Court's granting of leave, the Court will set a further deadline for amicus briefs to be filed.

The Clerk of Court is directed to publicize this Order to potentially interested parties.

SO ORDERED, 6 October 2023.



HON. ELYZE M. IRIARTE
Judge, Superior Court of Guam

SERVICE VIA E-MAIL

I acknowledge that an electronic copy of the original was e-mailed to:

CSC, RAZZANO,

WALSH & JONES, AG

Date: 10/6/23 Time: 3:15pm

Deputy Clerk, Superior Court of Guam

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