

APPENDIX "A"
FINANCIAL DECLARATION

IN SUPPORT OF REQUEST FOR LEGAL COUNSEL WITHOUT PAYMENT OF FEE
IN THE UNITED STATES TERRITORY OF GUAM: Family Court Superior Court Supreme Court

IN THE CASE OF:

_____ vs. _____
PERSON REPRESENTED (show your full name):

DOCKET NUMBER

CHARGE/OFFENSE (describe if applicable & check box):

 Felony Misdemeanor

1 <input type="checkbox"/> Defendant - Adult	4 <input type="checkbox"/> Probation Violator
2 <input type="checkbox"/> Defendant - Juvenile	5 <input type="checkbox"/> Habeas Petitioner
3 <input type="checkbox"/> Appellant (if so, was counsel previously appointed for you <input type="checkbox"/> Yes <input type="checkbox"/> No	6 <input type="checkbox"/> Other (specify)

ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

EMPLOYMENT Are you now employed? Yes No Self Employed. Name and address of employer:
IF YES, how much do you earn per month?
IF NO, give month and year of last employment. _____ How much did you earn per month? \$
If married, is your spouse employed? Yes No **IF YES**, how much does your spouse earn per month? \$
If a minor under age 21, what is your parents' or guardian's approximate monthly income? \$

OTHER INCOME Have you received within the past year any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, spousal support payments, or other sources? Yes No

	RECEIVED	SOURCES
IF YES, GIVE THE AMOUNT	\$ _____	_____
RECEIVED & IDENTIFY	\$ _____	_____
THE SOURCES	\$ _____	_____

Are you currently receiving welfare benefits?
of any kind? Yes No **IF YES**, give the amount per month and describe the benefit.

	AMOUNT	TYPE OF BENEFIT
	\$ _____	_____
	_____	_____

CASH Have you any cash on hand or money in savings or checking accounts? Yes No **IF YES**, state total amount \$ _____

PROPERTY Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? Yes No

	VALUE	DESCRIPTION
IF YES, GIVE VALUE AND DESCRIBE	\$ _____	_____
	_____	_____
	_____	_____

DEPENDENTS MARITAL STATUS Total No. of List persons you actually support and your relationship to them.

<input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Widowed <input type="checkbox"/> Separated or Divorced	Dependents: ()	_____ _____ _____
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	APARTMENT OR HOME	Creditors (List all creditors including banks, loan companies, charge accounts, etc.)	Total Debts	Monthly Payments
DEBTS & MONTHLY BILLS	_____	_____	\$ _____	\$ _____
	_____	_____	\$ _____	\$ _____
	_____	_____	\$ _____	\$ _____

I declare under penalty of perjury, the foregoing is true and correct. In addition, by my signature below, I hereby agree to make available to the courts of Guam any and all documents within my possession, or within the possession for the Department of Revenue and Taxation, relating to my financial status.

SIGNATURE OF DEFENDANT (or person to be represented): _____

<p>WARNING: A FALSE OR DISHONEST ANSWER TO A QUESTION IN THIS DECLARATION MAY BE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH. See Title 9, Guam Code Annotated, Sections 52.15 and 52.20.</p>
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**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

APPENDIX "B"

PRIVATE ATTORNEY PANEL

(see current PAP List on the Supreme Court's website at
<http://www.guamcourts.org/IndigentDefense/IndigentDef.html>)

FELONIES AND MISDEMEANOR CASES

Joaquin C. Arriola, Jr.
Anthony R. Camacho
Jaime L. Canto II
F. Randall Cunliffe
Thomas J. Fisher
Mylene N.R. Lopez
Rawlen M.T. Mantanona
Douglas B. Moylan

Jonathan R. Quan
Naoko G. Shimizu
Mark S. Smith
Sylvia L.G. Stake
Samuel Teker
John C. Terlaje
Mark E. William
Louie J. Yanza

JUVENILES (JDS AND JSP AND OTHER SP'S)

George M. Butler
Anthony R. Camacho
Jaime L. Canto II
Cynthia V. Ecube
Thomas J. Fisher
Guam Legal Services Corporation (GLSC)
Douglas G. Moylan
Harold F. Parker

Ross E. Putnum
Naoko G. Shimizu
Daniel Somerfleck
Carol A. Telford Butler
John C. Terlaje
Mark E. Williams
Patrick M. Wolff

GUARDIAN AD LITEM (Juvenile Cases Only)

George M. Butler
Jaime L. Canto II
Cynthia V. Ecube
Guam Legal Services Corporation (GLSC)
Harold F. Parker

Naoko G. Shimizu
Daniel Somerfleck
Patrick M. Wolff
Carol A. Telford Butler

APPELLATE CASES

Ladd A. Baumann
Anthony R. Camacho
Maria B. Cenzon-Duenas
Thomas J. Fisher

Vincent Leon Guerrero
Peter C. Perez
Mark E. Williams

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

APPENDIX "C"

PRIVATE ATTORNEY PANEL APPLICATION

Name: _____

Address: (include firm name, if any) _____

Telephone No.: _____

Date of Bar Admissions:

State/territorial courts (specify jurisdiction): _____

Have you ever served on a panel of this nature? _____ Yes _____ No

(If yes, state where and when)

QUESTIONS RELATING TO CRIMINAL COURT, JUVENILE AND GUARDIAN AD LITEM EXPERIENCE:

Have you ever been employed as a Public Defender? _____ Yes _____ No

(If yes, state where and when)

Have you ever worked as a prosecuting attorney? _____ Yes _____ No

(If yes, state where and when)

Have you ever attended training programs focusing on criminal practice?

Bail statutes 9 GCA Chapter 40: _____ Yes _____ No

(If yes, state where and when)

Other: _____ Yes _____ No

(If yes, state where, when & nature of seminar)

How Many Trials Have You Personally Conducted?

_____ % Jury Trials _____ % Court Trials

_____ % as Defense Attorney _____ % as Prosecutor

_____ % Primarily Responsible _____ % Second-chaired

Please give range regarding lengths of these trials. _____

How many guilty pleas have you handled? _____

_____ % as Defense Attorney _____ % as Prosecutor

Please describe the types of cases you have handled.

Please indicate your juvenile litigation experience by providing examples of your practice, type of case (JD, J.P., Guardian Ad Litem), fact finding involvement, length, etc.).

Miscellaneous Information:

Please indicate your civil litigation experience by providing examples of your practice, types of cases, trial involvement, length, etc.

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

Please explain any other relevant experience which explains why you would like to be on the PAP.

QUESTIONS RELATING TO APPELLATE EXPERIENCE:

Please explain your appellate experience by providing the following information: Number of appellate briefs written to the Guam Supreme Court, District Court of Guam Appellate Division, Ninth Circuit Court of Appeals, U.S. Supreme Court or any other appellate courts.

Please explain your appellate experience by providing the following information: Number of oral arguments you participated in before the Guam Supreme Court, District Court of Guam Appellate Division, Ninth Circuit Court of Appeals, U.S. Supreme Court or any other appellate courts.

I have read the rule which governs the Private Attorney Panel. By making this application I am hereby agreeing to abide by the provisions as outlined in the rule.

Dated: _____
_____ **Signature**

Applications should be returned to the Clerk of the Supreme Court.

LOCAL RULES OF THE
SUPERIOR COURT OF GUAM

MR 1.4 Appendix A

NOTICE OF CONVERSION OF CASE TO COLLECTION
COURT DOCKET under 9 GCA § 80.56

To: Clerk of the Superior Court of Guam

Re: Referral of Criminal Fine/Restitution to Collection Court Docket

Date: [To be submitted within 90 days prior to expiration of probation]

YOU ARE HEREBY NOTIFIED pursuant to Miscellaneous Rule 1.4(A) of the Local Rules of the Superior Court of Guam, that the above referenced criminal case

1. Has outstanding fines unpaid in the amount of \$_____.
2. Has outstanding restitution unpaid in the amount of \$_____.
3. All other conditions of release or probation have been satisfied or are no longer at issue. Counsel for indigent defendant has been relieved of his/her appointment as counsel.
4. The term of probation will expire on the ____ day of _____, 20__.

YOU ARE THEREFORE DIRECTED to transfer this case to an ancillary criminal collections case with a new caption which shall be “RS 0__ -_____,” indicating that it is a criminal case with an unresolved fine or restitution issue.

Submitted this ____ day of _____, 20_.

() _____
() Probation Officer (or)
JUDGE OF THE SUPERIOR COURT

MR 1.4 Appendix B

IN THE SUPERIOR COURT OF GUAM

PEOPLE OF GUAM)	RS-0__ - _____
)	
Plaintiff,)	(Criminal Case No. CF/CM_____)
)	
vs.)	
)	COLLECTION ORDER
)	
Respondent,)	
_____)	

Pursuant to Miscellaneous Rule 1.4(a) of the Local Rules of the Superior Court of Guam, the Court hereby ORDERS the Defendant the following:

1. Defendant _____ in the above-captioned case is hereby ordered to pay the amount of \$_____ per month to the Financial Management Division of the Superior Court. Payments are due on the first day of every month.
2. Such payments will be applied to his/her outstanding () fine () restitution in the above referenced criminal case.
3. If this Defendant does not make this payment by the first of each month as ordered, s/he is ordered to appear before the Honorable Alberto E. Tolentino, Magistrate Judge of the Superior Court of Guam on the ____ day of _____, at : o'clock __.m. and on the same day of the month of every month thereafter, until payments are brought current or the terms of this Collection Order are modified.

THE DEFENDANT, BY SIGNING HIS/HER NAME BELOW, ACKNOWLEDGES THAT S/HE HAS READ THIS ORDER AND UNDERSTANDS IT. IF DEFENDANT HAS QUESTIONS ABOUT THIS ORDER, THE DEFENDANT WILL CALL: _____

Defendant's name (printed): _____

Defendant's signature: _____

SO ORDERED this ____ day of _____, 20__.

 Judge/Magistrate Judge
 Superior Court of Guam

FAMILY VIOLENCE ORDERS OF PROTECTION

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>PETITIONER ,</p> <p style="text-align: center;">vs.</p> <p>RESPONDENT.</p>	<p>PROTECTIVE ORDER PO Case # _____</p> <p>PETITION FOR TEMPORARY ORDER OF PROTECTION AND ORDER TO SHOW CAUSE</p> <p>FORM A1</p>
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I, _____, whose address is _____ and having been sworn, declare the following to be true:

1. I am asking the Court to give me an Order of Protection pursuant to 7 GCA § 40102 and Local Rules of Court M.R. 2.1. I am in fear of domestic abuse from the Respondent and provide the following information, **under oath**, in support of this application.

I am filing this Petition on behalf of myself and the following minor child(ren) AND/OR other person(s):

- a. Myself Date of Birth: _____
- b. _____ _____
- c. _____ _____
- d. _____ _____
- e. _____ _____

2. The following information is provided on the Respondent:

- a. Date of Birth: _____;
- b. Race: _____;
- c. Gender: (M) (F);

- d. Social Security Number is----- _____;
- e. D/L #: _____ State issued: _____ Expiration Date: _____;
- f. Residence: _____;
- g. Mailing address (if different from above): _____;
- h. Hair color: _____;
- i. Eye Color: _____;
- j. HT: _____ WT: _____.

3. My relationship to the Respondent:

- | | |
|--|---|
| <input type="checkbox"/> Spouse | <input type="checkbox"/> We have children in common |
| <input type="checkbox"/> Former spouse | <input type="checkbox"/> Related to me by blood or marriage |
| <input type="checkbox"/> Person I am currently living with | <input type="checkbox"/> Formerly related by marriage |
| <input type="checkbox"/> Person I previously lived with | <input type="checkbox"/> Current or former dating partners |
| <input type="checkbox"/> Have had intimate relations | |

4. You, Petitioner, speak English? Yes **or** No

If no, what language do you speak? _____

Respondent speaks English? Yes **or** No

If no, what language does Respondent speak? _____

5. The Respondent and I are parents of the following minor child(ren):

- | Name: | Date of Birth: |
|----------|----------------|
| a. _____ | _____ |
| b. _____ | _____ |
| c. _____ | _____ |
| d. _____ | _____ |
| e. _____ | _____ |

I am the parent, but the Respondent is not the parent of the following minor child(ren):

- | Name: | Date of Birth: |
|----------|----------------|
| a. _____ | _____ |
| b. _____ | _____ |
| c. _____ | _____ |
| d. _____ | _____ |
| e. _____ | _____ |

6. The facts of the most recent incident(s) of domestic abuse toward me (and my minor child(ren)) are as follows: (please write a brief description of each incident including shoves, kicks or blows inflicted, weapons used, threats made, injuries sustained, medical or hospital treatment necessary, if any.) See Attached.

Date/Time: _____

Description: _____

Date/Time: _____

Description: _____

Date/Time: _____

Description: _____

7. I would like the Court to give me an Order of Protection against the Respondent ordering the following: (Mark all that apply).

- Stopping Respondent from harassing, abusing, threatening, using or attempting to use physical force or cause bodily injury to me and the minor child(ren);
- Stopping Respondent from telephoning, contacting, or communicating with me, or the minor child(ren), unless otherwise allowed by the Court;
- Stopping Respondent from coming within five hundred (500) feet of me, my place of residence, my place of employment, or the minor child(ren), unless otherwise allowed by the Court;
- Stopping Respondent from removing and excluding the Respondent from my residence;
- Granting me temporary custody of the following minor child(ren): _____
_____.

8. I declare under penalty of perjury under the laws of Guam (6 GCA § 4308) that the foregoing is true and correct and to the best of my knowledge.

PETITIONER PRINT NAME, SIGN, AND DATE

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>PETITIONER,</p> <p style="text-align: center;">vs.</p> <p>RESPONDENT.</p>	<p>PROTECTIVE ORDER</p> <p>PO Case # _____</p> <p>MARSHALS SERVICE</p> <p>INFORMATION FORM</p> <p>FORM A2</p>
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RESPONDENT'S INFORMATION:

NAME:		ALIAS:	
RESIDENTIAL ADDRESS:		HOME PHONE:	
		CELLULAR PHONE:	
PLACE OF EMPLOYMENT:	WORK HOURS:	WORK PHONE:	
		OTHER CONTACT NUMBERS:	
VEHICLE (MAKE/MODEL/COLOR):		LICENSE PLATE NUMBER:	HANGOUTS:

PETITIONER'S INFORMATION:

NAME:	HOME PHONE:
RESIDENTIAL ADDRESS:	WORK PHONE:
	CELLULAR PHONE:

PLEASE PROVIDE A PICTURE OF RESPONDENT (IF YOU HAVE ANY).

DRAW A MAP TO RESPONDENT'S RESIDENCE (HOME) ON THE BACK.

DRAW A MAP TO RESPONDENT'S RESIDENCE BELOW.



ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>_____</p> <p>PETITIONER,</p> <p style="text-align: center;">vs.</p> <p>_____</p> <p>RESPONDENT.</p>	<p>PROTECTIVE ORDER CASE NO. PO#: _____</p> <p>ORDER TO SHOW CAUSE TEMPORARY ORDER OF PROTECTION</p> <p style="text-align: center;">FORM A3</p>
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PETITIONER:

First Middle Last

Petitioner's Date of Birth: _____

And/or on behalf of minor family member(s) (list name and DOB):

Other protected person(s) (list name and DOB):

RESPONDENT:

First Middle Last

Relationship to Petitioner: _____

Respondent's Address: _____

Respondent's Distinguishing Features: _____

RESPONDENT'S IDENTIFIERS:

SEX	RACE	DOB	HT	WT
EYE	HAIR	SOCIAL SECURITY #		
DRIVER'S LICENSE #		STATE	EXP	

CAUTION: WEAPON INVOLVED

I. THE COURT FINDS AND CONCLUDES:

The Court has jurisdiction over the parties and the subject matter. Petitioner and/or the individual, if any, who Petitioner is petitioning on behalf of is a “family or household” member as defined by 9 GCA § 30.10(b) and 7 GCA § 40101(d).

Petitioner has pled “immediate and present danger of abuse” as provided by 7 GCA § 40101(b). For good cause shown, the Court finds that an emergency exists and that a Temporary Protection Order should be issued without notice to Respondent. Respondent will be served with notice of their opportunity to be heard at the scheduled hearing stated below.

II. THE COURT HEREBY ORDERS:

1. That the Respondent is enjoined and restrained from threatening, abusing, harassing or disturbing the peace and well-being of those protected on page 1 or removing them from Guam;
2. That the Respondent is prohibited from coming within 500 feet of those protected on page 1, such as their residence, place of employment, and school;
3. That the Respondent is prohibited from contacting those protected on page 1, directly or indirectly, such as by telephone, letter, e-mail, social media, or through third party.

III. YOU ARE FURTHER ORDERED TO:

- Immediately deliver to the Marshals the following: _____
- Immediately vacate the family residence at: _____
- Surrender any and all firearms, firearm IDs, and firearm permits in Respondent’s control, and/or possession to the Superior Court Marshals.
- Bring your most recent W-2 forms or a copy of your most recent income tax return and your last paycheck for the purpose of assessing your ability to pay spousal/child support.
- Other: _____

NOTICE TO APPEAR: YOU ARE ORDERED to appear on _____ at _____ A.M./P.M. in the Superior Court of Guam, **to SHOW CAUSE** why the above orders should not continue or be made permanent, as well as any other orders the Court deems necessary.

DATE: _____ **TIME:** _____

JUDGE, SUPERIOR COURT OF GUAM

NOTICE TO RESPONDENT: VIOLATION OF THIS ORDER MAY SUBJECT YOU TO PUNISHMENT UNDER 9 GCA §30.40 (VIOLATION OF COURT ORDER), A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS (\$1,000) OR BY IMPRISONMENT FOR NOT MORE THAN ONE (1) YEAR, OR BY BOTH SUCH FINE AND IMPRISONMENT.

VIOLATION OF THIS ORDER MAY ALSO SUBJECT YOU TO PUNISHMENT UNDER 7 GCA §§ 34101(B) AND 34102(B) (CONTEMPT OF COURT), A FINE OF NOT MORE THAN \$500 OR BY IMPRISONMENT OF NOT MORE THAN 60 DAYS, OR BY BOTH FINE AND IMPRISONMENT.

ANY COMMUNICATION INITIATED BY PETITIONER DOES NOT WAIVE OR NULLIFY THIS ORDER. THE GUAM POLICE DEPARTMENT, PORT AUTHORITY POLICE, AIRPORT POLICE AND SUPERIOR COURT MARSHALS SHALL ENFORCE THIS ORDER.

**SERVICE: RESPONDENT SERVED WITH COPY OF THIS ORDER ON _____ AT
_____ : _____ A.M./P.M.**

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>_____ PETITIONER,</p> <p style="text-align: center;">vs.</p> <p>RESPONDENT.</p>	<p style="text-align: center;">PROTECTIVE ORDER PO Case # _____</p> <p style="text-align: center;">ORDER OF PROTECTION DOCKETING STATEMENT</p> <p style="text-align: center;">FORM A4</p>
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PETITIONER'S MAILING ADDRESS: _____	RESPONDENT'S MAILING ADDRESS: _____
PETITIONER'S RESIDENTIAL (HOME) ADDRESS: _____	RESPONDENT'S RESIDENTIAL (HOME) ADDRESS: _____
PETITIONER'S CONTACT NUMBERS: HOME: WORK: MOBILE:	RESPONDENT'S CONTACT NUMBERS: HOME: WORK: MOBILE:
PETITIONER'S ATTORNEY(S) (FIRM NAME, ADDRESS, & CONTACT NUMBERS) _____	RESPONDENT'S ATTORNEY(S) (FIRM NAME, ADDRESS, & CONTACT NUMBERS) _____
TYPE – CAUSE OF ACTION: <i>ORDER OF PROTECTION</i>	

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>_____ PETITIONER,</p> <p style="text-align: center;">vs.</p> <p>_____ RESPONDENT.</p>	<p>PROTECTIVE ORDER PO Case # _____</p> <p>ORDER OF PROTECTION</p> <p>FORM B1</p>
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PETITIONER:

First Middle Last

Petitioner's Date of Birth: _____

And/or on behalf of minor family member(s) (list name and DOB):

Other protected person(s) (list name and DOB):

RESPONDENT:

First Middle Last

Relationship to Petitioner: _____

Respondent's Address: _____

Respondent's Distinguishing Features: _____

RESPONDENT'S IDENTIFIERS:

SEX	RACE	DOB	HT	WT
EYE	HAIR	SOCIAL SECURITY #		
DRIVER'S LICENSE #		STATE	EXP	

CAUTION: WEAPON INVOLVED

I. THE COURT FINDS AND CONCLUDES:

The Court has jurisdiction over the parties and the subject matter. Notice of this hearing was served on the Respondent by personal service. Respondent had reasonable notice and an opportunity to be heard. Respondent ~~was~~ ~~was not~~ present at the hearing.

Petitioner and/or the individual, if any, who Petitioner is petitioning on behalf of is a "family or household" member as defined by 9 GCA § 30.10(b) and 7 GCA § 40101(d). Petitioner has pled "abuse" as defined by 7 GCA § 40101(a).

Respondent admits does not admit there was abuse and consents to enter into an Order of Protection.

Respondent has failed to appear at the OSC hearing after being properly served and noticed; thus, the case may proceed by default.

Respondent objected to the allegations in the Petition, and after a full evidentiary hearing, Petitioner has proved the allegations of abuse by a preponderance of the evidence.

Other: _____

I. THE COURT HEREBY ORDERS:

1. That the Respondent is enjoined and restrained from threatening, abusing, harassing or disturbing the peace and well-being of those protected on page 1 or removing them from Guam;
2. That the Respondent is prohibited from coming within 500 feet of those protected on page 1, such as their residence, place of employment, and school;
3. That the Respondent is prohibited from contacting those protected on page 1, directly or indirectly, such as by telephone, letter, e-mail, social media, or through third party.

THE COURT FURTHER ORDERS:

Immediately deliver to the Marshals the following: _____

Immediately vacate the family residence at: _____

Surrender any and all firearms, firearm IDs, and firearm permits, in Respondent's control and/or possession to the Superior Court Marshals.

Bring your most recent W-2 forms, or a copy of your most recent income tax return and your last paycheck for the purpose of assessing your ability to pay spousal/child support.

Other: _____

THE ORDER IS EFFECTIVE THROUGH: _____

DATE: _____ TIME: _____

JUDGE, SUPERIOR COURT OF GUAM

NOTICE TO RESPONDENT: VIOLATION OF THIS ORDER MAY SUBJECT YOU TO PUNISHMENT UNDER 9 GCA §30.40 (VIOLATION OF COURT ORDER), A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS (\$1,000) OR BY IMPRISONMENT FOR NOT MORE THAN ONE (1) YEAR, OR BY BOTH SUCH FINE AND IMPRISONMENT.

VIOLATION OF THIS ORDER MAY ALSO SUBJECT YOU TO PUNISHMENT UNDER 7 GCA §§ 34101(B) AND 34102(B) (CONTEMPT OF COURT), A FINE OF NOT MORE THAN \$500 OR BY IMPRISONMENT OF NOT MORE THAN 60 DAYS, OR BY BOTH FINE AND IMPRISONMENT.

FEDERAL LAW PROVIDES PENALTIES FOR POSSESSING, TRANSPORTING, SHIPPING, OR RECEIVING ANY FIREARM OR AMMUNITION (18 U.S.C. §922(g)(8) and (9)) FOLLOWING AN EVIDENTIARY HEARING AS TO WHICH THE DEFENDANT HAD NOTICE AND AN OPPORTUNITY TO APPEAR. THIS ORDER SHALL BE ENFORCED, EVEN WITHOUT REGISTRATION, BY THE COURTS AND LAW ENFORCEMENT OFFICERS OF ANY STATE, THE DISTRICT OF COLUMBIA, ANY U.S. TERRITORY, AND MAY BE ENFORCED BY TRIBAL LANDS (18 U.S.C. §2265). CROSSING STATE, TERRITORIAL, OR TRIBAL BOUNDARIES TO VIOLATE THIS ORDER MAY RESULT IN FEDERAL IMPRISONMENT (18 U.S.C. §2262).

ANY COMMUNICATION INITIATED BY PETITIONER DOES NOT WAIVE OR NULLIFY THIS ORDER. THE GUAM POLICE DEPARTMENT, PORT AUTHORITY POLICE, AIRPORT POLICE AND SUPERIOR COURT MARSHALS SHALL ENFORCE THIS ORDER.

SERVICE: RESPONDENT SERVED WITH COPY OF THIS ORDER ON _____ AT _____: _____ A.M./P.M.

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>_____ PETITIONER,</p> <p style="text-align: center;">vs.</p> <p>_____ RESPONDENT.</p>	<p>PROTECTIVE ORDER</p> <p>PO Case # _____</p> <p>ORDER OF PROTECTION</p> <p>FORM B2</p>
--	---

PETITIONER:

First Middle Last

Petitioner's Date of Birth: _____

And/or on behalf of minor family member(s) (list name and DOB):

Other protected person(s) (list name and DOB):

RESPONDENT:

First Middle Last

Relationship to Petitioner: _____

Respondent's Address: _____

Respondent's Distinguishing Features: _____

RESPONDENT'S IDENTIFIERS:

SEX	RACE	DOB	HT	WT
EYE	HAIR	SOCIAL SECURITY #		
DRIVER'S LICENSE #		STATE	EXP	

CAUTION: WEAPON INVOLVED

I. THE COURT FINDS AND CONCLUDES:

The Court has jurisdiction over the parties and the subject matter. Notice of this hearing was served on the Respondent by personal service. Respondent had reasonable notice and an opportunity to be heard. Respondent was not present at the hearing.

Petitioner and/or the individual, if any, who Petitioner is petitioning on behalf of is a “family or household” member as defined by 9 GCA § 30.10(b) and 7 GCA § 40101(d). Petitioner has pled “abuse” as defined by 7 GCA § 40101(a).

- Respondent admits does not admit there was abuse and consents to enter into an Order of Protection.
- Respondent has failed to appear at the OSC hearing after being properly served and noticed; thus, the case may proceed by default.
- Respondent objected to the allegations in the Petition, and after a full evidentiary hearing, Petitioner has proved the allegations of abuse by a preponderance of the evidence.

Other: _____

II. THE COURT HEREBY ORDERS:

1. That the Respondent is enjoined and restrained from threatening, abusing, harassing or disturbing the peace and well-being of those protected on page 1 or removing them from Guam;
2. That the Respondent is prohibited from coming within 500 feet of those protected on page 1, such as their residence, place of employment, and school;
3. That the Respondent is prohibited from contacting those protected on page 1, directly or indirectly, such as by telephone, letter, e-mail, social media, or through third party.

III. THE COURT FURTHER ORDERS:

- Immediately deliver to the Marshals the following: _____
- Immediately vacate the family residence at: _____
- Surrender any and all firearms, firearm IDs, and firearm permits, in Respondent’s control and/or possession to the Superior Court Marshals.
- Bring your most recent W-2 forms, or a copy of your most recent income tax return and your last paycheck for the purpose of assessing your ability to pay spousal/child support.
- Other: _____

IV. THE COURT ORDERS CUSTODY/VISITATION:

1. Temporary Custody

- Petitioner is granted temporary custody of the minor children;
- Respondent is enjoined and restrained from interfering with Petitioner’s custody of the minor children;
- Parties shall not remove the minor children of the parties from the Territory of Guam;
- Temporary Legal Custody to Petitioner / Respondent of the minor children;
- Temporary Physical Custody to Petitioner / Respondent of the minor children.

2. Visitation

- Erica’s House**
- Neutral location:** _____
- Every / Every other weekend from _____ at _____ a.m/p.m through _____ at _____ a.m/p.m, starting on _____.
- 30 Minute Rule will apply: If more than 30 minutes late for pick up - lose that visitation; if more than 30 minutes late for return/drop off - lose next scheduled visitation.
- Respondent responsible for pick-up and drop-off at _____.
- Visitation to be supervised at **Erica’s House** every _____ at _____ a.m./p.m.
- HOLIDAYS: Share all major holidays, including, Christmas, New Years, Easter & Thanksgiving; share Child/ren(s) birthday, Father’s Day w/Father, Mother’s Day w/Mother.
- Additional visits may be arranged by parties.
- Other: _____

SECTIONS I - III OF THE ORDER IS EFFECTIVE THROUGH: _____

SECTION IV (CUSTODY AND SUPPORT ORDERS) ARE EFFECTIVE THROUGH: _____

DATE: _____ TIME: _____

**_____
JUDGE, SUPERIOR COURT OF GUAM**

NOTICE TO RESPONDENT: VIOLATION OF THIS ORDER MAY SUBJECT YOU TO PUNISHMENT UNDER 9 GCA §30.40 (VIOLATION OF COURT ORDER), A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS (\$1,000) OR BY IMPRISONMENT FOR NOT MORE THAN ONE (1) YEAR, OR BY BOTH SUCH FINE AND IMPRISONMENT.

VIOLATION OF THIS ORDER MAY ALSO SUBJECT YOU TO PUNISHMENT UNDER 7 GCA §§ 34101(B) AND 34102(B) (CONTEMPT OF COURT), A FINE OF NOT MORE THAN \$500 OR BY IMPRISONMENT OF NOT MORE THAN 60 DAYS, OR BY BOTH FINE AND IMPRISONMENT.

FEDERAL LAW PROVIDES PENALTIES FOR POSSESSING, TRANSPORTING, SHIPPING, OR RECEIVING ANY FIREARM OR AMMUNITION (18 U.S.C. §922(g)(8) and (9)) FOLLOWING AN EVIDENTIARY HEARING AS TO WHICH THE DEFENDANT HAD NOTICE AND AN OPPORTUNITY TO APPEAR. THIS ORDER SHALL BE ENFORCED, EVEN WITHOUT REGISTRATION, BY THE COURTS AND LAW ENFORCEMENT OFFICERS OF ANY STATE, THE DISTRICT OF COLUMBIA, ANY U.S. TERRITORY, AND MAY BE ENFORCED BY TRIBAL LANDS (18 U.S.C. §2265). CROSSING STATE, TERRITORIAL, OR TRIBAL BOUNDARIES TO VIOLATE THIS ORDER MAY RESULT IN FEDERAL IMPRISONMENT (18 U.S.C. §2262).

ANY COMMUNICATION INITIATED BY PETITIONER DOES NOT WAIVE OR NULLIFY THIS ORDER. THE GUAM POLICE DEPARTMENT, PORT AUTHORITY POLICE, AIRPORT POLICE AND SUPERIOR COURT MARSHALS SHALL ENFORCE THIS ORDER.

SERVICE: RESPONDENT SERVED WITH COPY OF THIS ORDER ON _____ AT _____:_____A.M./P.M.

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>_____ PETITIONER,</p> <p style="text-align: center;">vs.</p> <p>_____ RESPONDENT.</p>	<p>PROTECTIVE ORDER PO Case # _____</p> <p>TEMPORARY ORDER OF PROTECTION (CONTINUED)</p> <p>FORM B3</p>
---	--

PETITIONER:

First Middle Last

Petitioner's Date of Birth: _____

And/or on behalf of minor family member(s) (list name and DOB):

Other protected person(s) (list name and DOB):

RESPONDENT:

First Middle Last

Relationship to Petitioner: _____

Respondent's Address: _____

Respondent's Distinguishing Features: _____

RESPONDENT'S IDENTIFIERS:

SEX	RACE	DOB	HT	WT
EYE	HAIR	SOCIAL SECURITY #		
DRIVER'S LICENSE #		STATE	EXP	

CAUTION: WEAPON INVOLVED

I. THE COURT FINDS AND CONCLUDES:

The Court has jurisdiction over the parties and the subject matter. Petitioner and/or the individual, if any, who Petitioner is petitioning on behalf of is a “family or household” member as defined by 9 GCA § 30.10(b) and 7 GCA § 40101(d). Petitioner has pled “immediate and present danger of abuse” as provided by 7 GCA § 40101(b).

As provided by 7 GCA § 40104(c), the Court will extend the Temporary Order of Protection for the following reason(s): _____

If the Court has continued the Order to Show Cause (OSC) hearing due to failure to serve Respondent, then the Marshals will make another attempt to serve Respondent and provide notice of the OSC hearing stated below.

II. THE COURT HEREBY ORDERS:

1. That the Respondent is enjoined and restrained from threatening, abusing, harassing or disturbing the peace and well-being of those protected on page 1 or removing them from Guam;
2. That the Respondent is prohibited from coming within 500 feet of those protected on page 1, such as their residence, place of employment, and school;
3. That the Respondent is prohibited from contacting those protected on page 1, directly or indirectly, such as by telephone, letter, e-mail, social media, or through third party.

III. THE COURT FURTHER ORDERS:

- Immediately deliver to the Marshals the following: _____
- Immediately vacate the family residence at: _____
- Surrender any and all firearms, firearm IDs, and firearm permits, in Respondent’s control and/or possession to the Superior Court Marshals.
- Bring your most recent W-2 forms, or a copy of your most recent income tax return and your last paycheck for the purpose of assessing your ability to pay spousal/child support.
- Other: _____

NOTICE TO APPEAR: YOU ARE ORDERED to appear on _____ at _____
A.M./P.M. in the Superior Court of Guam, **to SHOW CAUSE** why the above orders should not
continue or be made permanent, as well as any other orders the Court deems necessary.

IV. THE COURT ORDERS CUSTODY/VISITATION:

1. Custody

- Petitioner is granted temporary custody of the minor children;
- Respondent is enjoined and restrained from interfering with Petitioner’s custody of the minor children;
- Parties shall not remove the minor children of the parties from the Territory of Guam;
- Temporary Legal Custody to Petitioner / Respondent;
- Temporary Physical Custody to Petitioner / Respondent.

2. Visitation

- Erica’s House**
- Neutral location:** _____
- Every / Every other weekend from _____ at _____ a.m/p.m through _____ at _____ a.m/p.m, starting on _____.
- 30 Minute Rule will apply; If more than 30 minutes late for pick up - loose that visitation. More than 30 minutes late for return/drop off - loose next scheduled visitation.
- Respondent responsible for pick-up and drop-off at _____.
- Visitation to be supervised at **Erica’s House** every _____ at _____ a.m./p.m.
- HOLIDAYS: Share all major holidays including, Christmas, New Years, Easter & Thanksgiving; Share Child/ren(s) birthday, Father’s Day w/Father, Mother’s Day w/Mother.
- Additional visits may be arranged by parties.

SECTIONS I - III OF THE ORDER ARE EFFECTIVE UNTIL: _____

SECTION IV (CUSTODY AND SUPPORT ORDERS) ARE EFFECTIVE UNTIL:

DATE: _____ **TIME:** _____

JUDGE, SUPERIOR COURT OF GUAM

NOTICE TO RESPONDENT: VIOLATION OF THIS ORDER MAY SUBJECT YOU TO PUNISHMENT UNDER § 9 GCA § 30.40 (VIOLATION OF COURT ORDER), A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS \$1,000 OR BY IMPRISONMENT FOR NOT MORE THAN ONE (1) YEAR, OR BY BOTH SUCH FINE AND IMPRISONMENT.

VIOLATION OF THIS ORDER MAY ALSO SUBJECT YOU TO PUNISHMENT UNDER 7 GCA §§ 34101(B) AND 34102(B) (CONTEMPT OF COURT), A FINE OF NOT MORE THAN \$500 OR BY IMPRISONMENT OF NOT MORE THAN 60 DAYS, OR BY BOTH FINE AND IMPRISONMENT.

FEDERAL LAW PROVIDES PENALTIES FOR POSSESSING, TRANSPORTING, SHIPPING, OR RECEIVING ANY FIREARM OR AMMUNITION (18 U.S.C. §922 (g)(8) and (9)) FOLLOWING AN EVIDENTIARY HEARING AS TO WHICH THE DEFENDANT HAD NOTICE AND AN OPPORTUNITY TO APPEAR. THIS ORDER SHALL BE ENFORCED, EVEN WITHOUT REGISTRATION, BY THE COURTS AND LAW ENFORCEMENT OFFICERS OF ANY STATE, THE DISTRICT OF COLUMBIA, ANY U.S. TERRITORY, AND MAY BE ENFORCED BY TRIBAL LANDS (18 U.S.C. §2265). CROSSING STATE, TERRITORIAL, OR TRIBAL BOUNDARIES TO VIOLATE THIS ORDER MAY RESULT IN FEDERAL IMPRISONMENT (18 U.S.C. §2262).

ANY COMMUNICATION INITIATED BY PETITIONER DOES NOT WAIVE OR NULLIFY THIS ORDER. THE GUAM POLICE DEPARTMENT, PORT AUTHORITY POLICE, AIRPORT POLICE AND SUPERIOR COURT MARSHALS SHALL ENFORCE THIS ORDER.

**SERVICE: RESPONDENT SERVED WITH COPY OF THIS ORDER ON _____ AT
_____ : _____ A.M./P.M.**

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-M AIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>_____</p> <p>PETITIONER ,</p> <p style="text-align: center;">vs.</p> <p>_____</p> <p>RESPONDENT.</p>	<p>PROTECTIVE ORDER</p> <p>PO Case # _____</p> <p>PETITION/MOTION TO DISMISS, EXTEND, OR MODIFY OTHER CONDITIONS OF ORDER OF PROTECTION</p> <p>FORM C</p>
---	--

1. I, **Petitioner**, ask the Court, pursuant to 7 GCA § 40105(b), to

dismiss, **extend**, or **modify any other conditions of the**

Temporary Order of Protection or **Permanent Order of Protection** issued by the Superior Court on _____.

2. Explain what you want **dismissed**, **extended**, or **modified** (for example, you can ask the Court to dismiss or extend an Order of Protection; you can also ask the Court to modify any other terms within an Order of Protection, such as visitation):

3. Explain why you want the **dismissal, extension, or modification of any other conditions:**

4. I declare under oath or penalty of perjury that the following statements are true.

PETITIONER PRINT NAME, SIGN, AND DATE

I. THE COURT HEREBY ORDERS:

- NOTICE TO APPEAR:** A hearing has been scheduled to dismiss, extend, or modify other terms of the above Order of Protection. **YOU ARE ORDERED** to appear on _____ at _____ **A.M./P.M.** in the Superior Court of Guam to **SHOW CAUSE** why the Order of Protection should not be amended.
 Without a hearing, the Court **GRANTS** Petitioner's request to **dismiss** the Temporary Order of Protection or Permanent Order of Protection **WITHOUT PREJUDICE**.

DATE: _____ TIME _____

JUDGE, SUPERIOR COURT OF GUAM

SERVICE: NONMOVANT SERVED WITH COPY OF THIS ORDER ON _____ AT _____: _____ A.M./P.M.

ATTORNEY OF PARTY WITHOUT ATTORNEY (Name and address):

TELEPHONE NO.:

E-MAIL ADDRESS:

ATTORNEY FOR (NAME):

IN THE SUPERIOR COURT OF GUAM

<p>_____ PETITIONER,</p> <p style="text-align: center;">vs.</p> <p>_____ RESPONDENT.</p>	<p>PROTECTIVE ORDER PO Case #: _____</p> <p>MOTION AND AFFIDAVIT AND ORDER TO SHOW CAUSE FOR CONTEMPT FOR VIOLATING ORDER OF PROTECTION</p> <p>FORM D</p>
---	--

PETITIONER:

First Middle Last

Date of birth: _____

And/or on behalf of minor family member(s) OR other person(s) (list name and DOB):

- | | |
|----------|----------|
| 1. _____ | 4. _____ |
| 2. _____ | 5. _____ |
| 3. _____ | 6. _____ |

RESPONDENT:

First Middle Last

RESPONDENT'S IDENTIFIERS:

Relationship to Petitioner: _____

Respondent's Address: _____

Respondent's Distinguishing Features: _____

SEX	RACE	DOB	HT.	WT.
EYE COLOR	HAIR COLOR	SOCIAL SECURITY#		
DRIVER'S LICENSE #		STATE	EXP.	

CAUTION: **WEAPON INVOLVED**

I. MOTION AND AFFIDAVIT:

- 1. I am the Petitioner or protected party in a valid Order of Protection/Foreign Order of Protection dated _____ and issued by the Court in Protection Order Case Number _____. Attached is a copy of that Order.
- 2. The Respondent has violated the above Order by doing or not doing the following:

- 3. I ask the Court to Order the Respondent to appear at a specified time to answer a contempt charge or to issue a bench warrant for the arrest of the Respondent.
- 4. This affidavit is made on my personal knowledge and, if sworn as a witness, I can testify competently to the facts in this affidavit.
- 5. I **declare under penalty of perjury** under the laws of Guam (6 GCA § 4308) that the foregoing is true and correct and to the best of my knowledge.

PETITIONER PRINT NAME, SIGN, AND DATE

II. THE COURT HEREBY ORDERS:

- NOTICE TO APPEAR: YOU ARE ORDERED** to appear on _____ at _____ in the Superior Court of Guam, **to SHOW CAUSE** why you should not be held in contempt for violating a valid Order of Protection. Failure to appear for this contempt hearing may result in a bench warrant issued for the Respondent's arrest.
- Surrender any and all firearms, firearm IDs, and firearm permits, in Respondent's control and/or possession to the Superior Court Marshals.
- A bench warrant to be issued for the Respondent's arrest** to answer a contempt charge for violating a valid Order of Protection.

SO ORDERED ON: _____

JUDGE, SUPERIOR COURT OF GUAM

[SERVICE: RESPONDENT WAS SERVED WITH A COPY OF THIS ORDER ON _____ AT _____ : _____ A.M./P.M.]

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

ATTACHMENT “A”

**STANDARD OPERATING PROCEDURES FOR
VIDEO CONFERENCING IN MAGISTRATE HEARINGS**

The use of videoconferencing in magistrate hearings will be governed by MR 3.1 of the Local Rules of the Superior Court of Guam.

Pre-Hearing Procedures

- The Attorney General’s office (“AG”) will submit a Confirmation Listing to the Clerk’s office and the Department of Corrections Hagåtña Detention Facility (DOC) which provides the names of the detainees who will appear before the court.
- The AG will file six (6) copies of each complaint with the Intake Clerk. If there is more than one defendant, the AG will provide two (2) additional copies per defendant.
- The Intake Clerk will stamp file original complaints and copies, and assign a case number. *See Attachment B.*
- The Intake Clerk will forward the file to the Clerk.
- The Clerk will number each magistrate complaint on the bottom left hand corner in the order to be heard.
- The Clerk will fax one (1) copy of each complaint to DOC.
- Marshal will notify DOC at least thirty minutes prior to judge taking the bench.
- DOC will provide a copy of the complaint to each detainee prior to the magistrate hearing.

Post-Hearing Procedures

- Judge orders that the detainee be released from confinement.
- Judge will sign Order of Conditional Release and Appearance Bond (OCR).
- Clerk will make four (4) copies of signed OCR.
- Clerk will prepare and process OCR. *See Attachment B.*
- Marshal will bring the original and copies of OCR to DOC for the detainee to initial that he or she understands the conditions of his or her release.
- Marshal will return original OCR and three (3) copies to Clerk.
- Judge orders that the detainee remain in custody.
- Judge will sign the Commitment Order.
- Clerk will make one (1) copy of the Commitment Order.
- Clerk will prepare and process Commitment Order. *See Attachment B.*
- Marshal will bring the Commitment Order to DOC.

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

Interpreted Proceedings

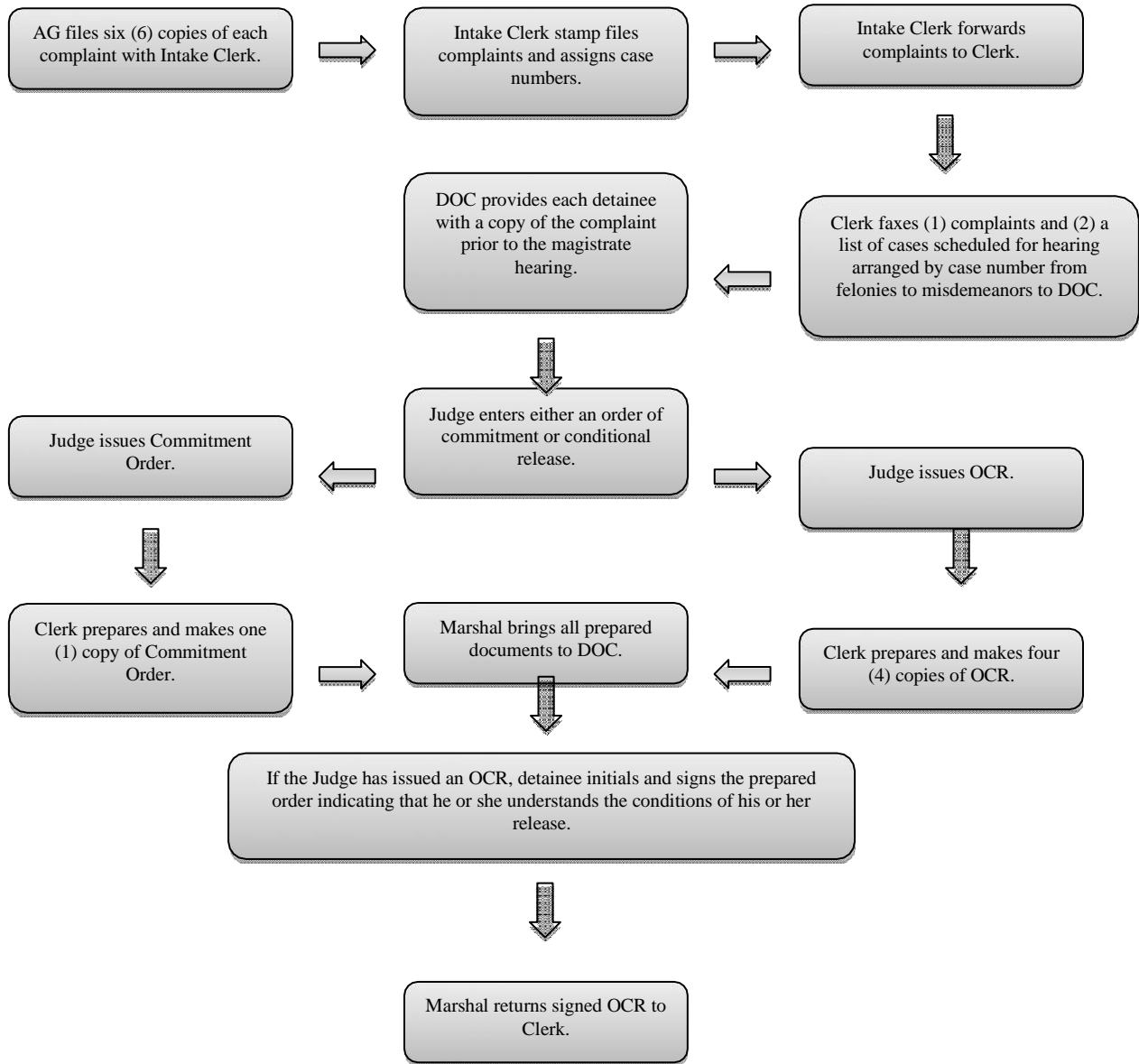
- The court may order that the interpreter be located next to the detainee during the hearing. Generally, however, the interpreter will be located in the courtroom.
- If an interpreter is necessary to explain the conditions of release contained in an OCR, one will be made available to meet with the detainee via videoconferencing after all of the hearings have been concluded. Alternatively, an interpreter will be made available to meet with the detainee at DOC.

Retained Counsel

- If the detainee has retained counsel who wishes to be present during the hearing, counsel has the option of appearing in either the courtroom or at DOC.

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

**ATTACHMENT “B”
FLOWCHART**



CONTACT NUMBERS:	
CONTACT	TELEPHONE
Magistrate Judge Tolentino	300-7089
Hagåtña Detention Facility	475-0180
Mangilao Detention Facility (Female)	734-4035 / 734-3981
Mangilao Detention Facility (High Risk Males)	734-3981

LOCAL RULES OF THE
SUPERIOR COURT OF GUAM

ATTACHMENT "C"

IN THE SUPERIOR COURT OF GUAM

THE PEOPLE OF GUAM,)	CRIMINAL CASE NO. _____
)	
Plaintiff,)	
)	
vs.)	ORDER OF CONDITIONAL RELEASE
)	AND APPEARANCE BOND
)	
Defendant(s).)	
_____)	

IT IS HEREBY ORDERED that Defendant is released from custody under the following conditions:

- 1. **BAIL:** \$ _____ Cash/Secured - Unsecured/Personal Recognizance (PR) Bond must be posted before Defendant is released, which amount shall be forfeited if Defendant fails to make any court appearance or violates any of the terms of this Release Order.
- 2. **APPEARANCE:** Defendant is ordered to appear next on _____, at _____, and shall appear at all further criminal trial proceedings.
- 3. **NO CONTACT/STAY AWAY:** Defendant is ordered to stay away from, and have no contact with the victim(s), either in person, through a third party, by telephone or letter, email, text or any electronic devices, including any specified witness or witnesses, _____ Defendant shall stay away from the victim(s), his/her/their residence, dwelling, place of employment, school, day care center, establishment, or any family or social function. Upon becoming aware of the victims' presence, or planned presence, Defendant is ordered to immediately leave the function, or establishment.
- 4. **NO THREATS/ASSAULT/HARASSMENT:** Defendant is restrained from threatening to commit or committing acts of family violence against, or from harassing, annoying, or molesting the victim(s), or other family or household members, or any person named in the complaint or indictment or in this order.
- 5. **THIRD PARTY CUSTODIAN:** (1) _____ (2) _____ is/are appointed Third Party Custodian(s), whose residence is _____ and having agreed to supervise the defendant in accordance with the conditions contained herein; to use every effort to assure the appearance of the defendant at all scheduled hearings before the Court, and to notify the Court immediately in the event the defendant violates any condition of his/her release or disappears. Defendant shall reside with Third Party Custodian(s) and must be accompanied by the Third Party Custodian(s) at all times.
Signature (1) _____ (2) _____
- 6. **HOUSE ARREST:** Defendant is under house arrest and may not leave the above residence except for court appearances, to meet with defense counsel or the Probation Officer, to attend religious services, for emergency medical treatment, employment, or _____.
- 7. **CURFEW:** Defendant shall obey the following curfew: _____.
- 8. **FIREARMS:** Defendant shall not possess any firearms, or other deadly weapons. Any and all firearms or weapons, including identification card(s), must be removed from the Defendant's residence and surrendered to the Probation Office. Probation or the Police are authorized to search Defendant's person, residence, or vehicle for firearms/weapons.
- 9. **ALCOHOL/DRUGS:** Defendant shall not possess, use, and/or consume any alcoholic beverages and/or illegal controlled substances. Defendant shall submit to random/weekly alcohol and/or drug testing at the request of the Probation Office. Failure to submit to such testing will be considered a violation. Probation or the Police authorized to search Defendant's residence, vehicle, or person for alcoholic beverages and/or illegal controlled substances. Defendant shall not enter any alcohol establishment.
- 10. **CO-DEFENDANTS/FELONS:** Defendant shall have no contact with co-defendant(s) either in person, by telephone, by letter, email, text or any electronic devices, through a third party, or any other method. Defendant shall not associate with any known felons.
- 11. **REPORTING:** Defendant shall report to the Probation Office in person, by telephone: Weekly; Monthly.

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

12. **TRAVEL:** Defendant must turn in his/her passport to the Probation Office. Defendant cannot leave Guam without permission of this Court.

13. **OTHER REQUIREMENTS:** _____.

14. **DEFENDANT SHALL OBEY ALL FEDERAL AND LOCAL LAWS, AND ABIDE BY ALL REASONABLE TERMS SET OUT BY PROBATION. DEFENDANT SHALL REPORT TO PROBATION OFFICE IN PERSON BEFORE 4:00 PM ON THE NEXT WORKDAY FOLLOWING THEIR RELEASE FROM CUSTODY.**

TO ALL PEACE OFFICERS: This Order shall be enforced by all peace officers.

SO ORDERED: _____.

JUDGE, SUPERIOR COURT OF GUAM

All conditions imposed by this Order are effective immediately. These conditions shall remain in effect until the Defendant is either sentenced, acquitted, or the charge is dismissed. Defendant shall acknowledge that he has read, understands, and has signed the conditions specifically ordered. **Any violation of paragraphs 3, 4, and 8 shall constitute a misdemeanor punishable by imprisonment of up to one (1) year or a fine of \$1,000.00, or both. 9 GCA § 30.40 (2005).** Violation of this order, may subject Defendant to federal charges and punishment. 18 U.S.C.A. §§ 2261(a)-(b), 2261A, 2262(a)-(b). This Order is enforceable in all 50 States, the District of Columbia, Tribal Lands, and U.S. Territories. 18 U.S.C.A. § 2265. It is unlawful for any person subject to an order for protection or convicted of a misdemeanor crime of domestic violence to ship, transport, possess, or receive firearms or ammunition. 18 U.S.C.A. § 922.

I understand the methods and conditions of my release which have been checked above, the penalties and forfeitures applicable in the event I violate any condition of fail to appear as required.	
I agree to comply fully with each of the obligations imposed on my release and to notify the Court promptly in the event I change the address indicated below.	
I have received a copy of this order and I understand that a violation of this order is a Contempt of Court and shall cause me to be arrested and be subject to possible further criminal charges and/or revocation of my pre-trial release.	
Defendant's Name:	_____
Residential Address:	_____
City, State, and Zip Code:	_____
Telephone No.:	_____
DATE _____	SIGNATURE OF DEFENDANT _____

Hagåtña, Guam)

Subscribed and sworn and sworn to before me this _____ day of _____, 20__.

Deputy Clerk / Deputy Marshal

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
MEDIATION CERTIFICATION MR 4.1 Form B1	
Plaintiff(s):	CASE NUMBER(S):
Defendant(s):	

I hereby certify that I have:

(1) Read the Judiciary of Guam’s Brochure entitled, “How Mediation Can Work for You,” and the Local Rules of Court for the Superior Court of Guam regarding Court Ordered Mediation, found at MR 4.1;

(2) Provided my client with a copy of the Judiciary of Guam’s Brochure, and discussed mediation with my client as an alternative to proceeding with litigation; and

(3) Considered whether this case might benefit from mediation, or any other alternative dispute resolution options.

DATED:

[Name of Counsel]
Counsel for:

LOCAL RULES OF THE
SUPERIOR COURT OF GUAM

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
ORDER FOR MEDIATION MR 4.1 Form B2	
Plaintiff(s): Defendant(s):	CASE NUMBER(S):

The Court has determined this matter appropriate for mediation.

The parties have mutually agreed or stipulated to refer this matter to mediation.

Now Therefore It Is Ordered, that this matter be referred to the following mediation service provider:

Inafa' Maolek 297 West O'Brien Dr., Hagatna, Guam 96910 (475-1977)

Pacific Arbitration & Mediation Services, Inc. ("PAMS"), 238 Archbishop Flores St., Ste. 801, Hagatna, GU 96910 (472-2089)

Other:

It is Further Ordered that the parties immediately contact the mediation service provider to make arrangements for scheduling mediation. While this matter remains referred to mediation it is:

Stayed in its entirety;

Stayed, in part, as follows: _____

Names and contact information of attorneys and self-represented litigants participating in mediation:

A Hearing on Status of Mediation within sixty (60) days of this Order is set for:

_____.

SO ORDERED this:_____.

JUDGE, Superior Court of Guam

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
STATEMENT REQUESTING RELIEF FROM ORDER FOR MEDIATION MR 4.1 Form B3	
Plaintiff(s): Defendant(s):	CASE NUMBER(S):

Relief from Order For Mediation is hereby requested. The reasons supporting this request are as follows:

(PROVIDE FACTS AND ARGUMENTS)

Dated: _____

[Name of Counsel]

Counsel for:

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
ORDER FOR RELIEF FROM ORDER FOR MEDIATION MR 4.1 Form B4	
Plaintiff(s):	CASE NUMBER(S):
Defendant(s):	

THE COURT, having reviewed the Statement Requesting Relief from Order for Mediation filed by a party herein, and based on said application, **HEREBY ORDERS** that this matter is removed from mediation and reactivated on the docket.

A hearing is therefore set in this matter for _____ day of _____ 20 at _____ o'clock ____ . m. All previous stay orders are vacated.

SO ORDERED this: _____.

JUDGE, Superior Court of Guam

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
STATEMENT OF FINANCIAL INDIGENCE MR 4.1 Form B5	
Plaintiff(s): Defendant(s):	CASE NUMBER(S):

I, _____, **DECLARE UNDER PENALTY OF PERJURY**, the following:

- 1) That I am a party to these proceedings, and I am not represented by an attorney, or am represented by pro bono counsel or by a legal services organization for which I pay no attorney fees;
- 2) That I qualify for financially indigent status pursuant to Local Rule of the Superior Court of Guam MR 1.1 which places an impediment on my participation in mediation services;
- 3) That I submit herewith, attached hereto, my completed MR 1.1 Financial Declaration as required for purposes of the Court’s review; and
- 4) I request an accommodation be made for my participation in mediation.

Dated: _____

Declarant
[] Plaintiff
[] Defendant

Financial Declaration attached

LOCAL RULES OF THE SUPERIOR COURT OF GUAM

FINANCIAL DECLARATION

IN SUPPORT OF REQUEST FOR LEGAL COUNSEL WITHOUT PAYMENT OF FEE
IN THE UNITED STATES TERRITORY OF GUAM: Family Court Superior Court Supreme Court

IN THE CASE OF: _____ vs. _____ PERSON REPRESENTED (show your full name): _____ SOCIAL SECURITY NUMBER: _____ CHARGE/OFFENSE (describe if applicable & check box): _____ <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor	DOCKET NUMBER _____ 1 <input type="checkbox"/> Defendant - Adult 4 <input type="checkbox"/> Provation Violator 2 <input type="checkbox"/> Defendant - Juvenile 5 <input type="checkbox"/> Habeas Petitioner 3 <input type="checkbox"/> Appellant (if so, was counsel previously appointed for you <input type="checkbox"/> Yes <input type="checkbox"/> No 6 <input type="checkbox"/> Other (specify)
---	--

ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

EMPLOYMENT Are you now employed? Yes No Self Employed. Name and address of employer: _____
 IF YES, how much do you earn per month? _____
 IF NO, give month and year of last employment. _____ How much did you earn per month? \$ _____
 If married, is your spouse employed? Yes No IF YES, how much does your spouse earn per month? \$ _____
 If a minor under age 21, what is your parents' or guardian's approximate monthly income? \$ _____

OTHER INCOME Have you received within the past year any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, spousal support payments, or other sources? Yes No

	RECEIVED	SOURCES
IF YES, GIVE THE AMOUNT \$ _____	_____	_____
RECEIVED & IDENTIFY THE SOURCES \$ _____	_____	_____
_____	_____	_____

	AMOUNT	TYPE OF BENEFIT
Are you currently receiving welfare benefits? of any kind? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES, give the amount per month and describe the benefit.	\$ _____	_____
_____	_____	_____

CASH Have you any cash on hand or money in savings or checking accounts? Yes No IF YES, state total amount \$ _____

PROPERTY Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? Yes No

	VALUE	DESCRIPTION
IF YES, GIVE VALUE AND DESCRIBE \$ _____	_____	_____
_____	_____	_____

DEPENDENTS MARITAL STATUS Total No. of List persons you actually support and your relationship to them.

Single Dependents: _____

Married () _____

Widowed _____

Separated or Divorced _____

	APARTMENT OR HOME	Creditors (List all creditors including banks, loan companies, charge accounts, etc.	Total Debts	Monthly Payments
DEBTS & MONTHLY BILLS	_____	_____	\$ _____	\$ _____
	_____	_____	\$ _____	\$ _____
	_____	_____	\$ _____	\$ _____

I declare under penalty of perjury, the foregoing is true and correct. In addition, by my signature below, I hereby agree to make available to the courts of Guam any and all documents within my possession, or within the possession for the Department of Revenue and Taxation, relating to my financial status.

SIGNATURE OF DEFENDANT (or person to be represented): _____

WARNING: A FALSE OR DISHONEST ANSWER TO A QUESTION IN THIS DECLARATION MAY BE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH. See Title 9, Guam Code Annotated, Sections 52.15 and 52.20.

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
ORDER REGARDING INDIGENT STATUS MR 4.1 Form B6	
Plaintiff(s): Defendant(s):	CASE NUMBER(S):

_____, a party in this matter, has filed a Statement of Financial Indigence. Based on said statement and its accompanying Financial Declaration,

THE COURT HEREBY FINDS that:

- The party is indigent, and therefore **ORDERS** the following accommodation(s):
 - The indigent party shall pay _____% of mediation service fees.
 - The indigent party shall not be required to pay.
 - The first four (4) hours of mediation services shall be free of cost to the indigent party.
 - Mediation is hereby dismissed.
 - Other: _____
- The party is not indigent.

SO ORDERED this: _____.

JUDGE, Superior Court of Guam

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
ORDER TO SHOW CAUSE REGARDING FAILURE TO MEDIATE MR 4.1 Form B7	
Plaintiff(s):	CASE NUMBER(S):
Defendant(s):	

TO:

YOU ARE HEREBY ORDERED TO APPEAR AND SHOW CAUSE WHY the Court should not hold you in contempt and sanction you for failing to participate in court ordered mediation.

YOUR APPEARANCE IS REQUIRED on _____ day of _____, 20__ , at _____. Failure to appear at the hearing as herein required may result in the Court taking action against you, to include possible contempt of Court, and/or payment of costs and fees incurred by the mediator as a result of your failure to attend mediation as well as other costs and fees of the parties who appeared for the scheduled mediation.

SO ORDERED this: _____.

JUDGE, Superior Court of Guam

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
MEDIATOR'S STATEMENT MR 4.1 Form B8	
Plaintiff(s):	CASE NUMBER(S):
Defendant(s):	

Mediation was conducted in this matter with the following results:

- The parties have reached a written agreement as to all or some of the claims.
- The parties have agreed that a Stipulated Judgment shall be entered confirming their agreement(s).
- The parties have requested dismissal of the complaint initiating the case.
- The parties have agreed to terminate the mediation.
- The parties have stipulated to extend mediation by thirty (30) days pursuant to MR 4.1.17.
- Other (insert relevant summary explanation in space below):

DATED: _____

 Mediation Service Provider
 Address: _____
 Contact: _____

**LOCAL RULES OF THE
SUPERIOR COURT OF GUAM**

SUPERIOR COURT OF GUAM	[Reserved for Court stamp file]
STIPULATED JUDGMENT UPON MEDIATION MR 4.1 Form B9	
Plaintiff(s): Defendant(s):	CASE NUMBER(S):

The Parties herein, by and through their respective counsels, having engaged in successful mediation as ordered by the Court, do hereby mutually stipulate and agree that this JUDGMENT be entered as follows:

[INSERT LANGUAGE OF JUDGMENT]

[Name of Counsel]
Counsel for:

[Name of Counsel]
Counsel for:

SO ORDERED this: _____.

JUDGE, Superior Court of Guam