

# Superior Court Matters Under Advisement

## June 1, 2012 Report

This goal of this report is to identify all matters pending Under Advisement (“UA”) before each of the trial court judicial officers. The age of each matter below, in days, identifies the total number of days the matter has pending since it was taken under advisement as well as how many days past the deadline certain items are. The matters highlighted in **bold** are older than the applicable time standard contemplates.

*[The data reported here was generated on Friday, June 1, 2012. All of the ages herein are relative to that date.]*

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### PRESIDING JUDGE ALBERTO C. LAMORENA III

#### Motions (90-day target)

1.     **CV0389-07**   **UA 100 days as of 6-1-12; 10 days beyond target date**  
      ***R. Marquardt vs. P. Alvarez***  
      - Motion to set aside judgment
  
2.     CV0649-11   UA 88 days as of 6-1-12  
      *Lourdes Tenorio vs. GMHA*  
      - Motion to dismiss
  
3.     SP0152-10   UA 88 days as of 6-1-12  
      *Brandon Aflague vs. GCSC*  
      - Motion to dismiss
  
4.     CF0690-11   UA 86 days as of 6-1-12  
      *People vs. Elias Erimas*  
      - Motion to dismiss
  
5.     CV0647-11   UA 81 days as of 6-1-12  
      *Pacific Data Systems vs. GovGuam*  
      - Motion to dismiss
  
6.     CF0643-11   UA 66 days as of 6-1-12  
      *People vs. Anthony Puas*  
      - Motion to dismiss
  
7.     DM0860-11   UA 60 days as of 6-1-12  
      *Peter Medina vs. Lolita Munoz ...*  
      - Motion for summary judgment

8. DM0583-11 UA 60 days as of 6-1-12  
*Robert DePaul vs. Thamisha ...*  
- Motion to set aside default judgment
9. CV1182-08 UA 53 days as of 6-1-12  
*NSK Inc vs. Nini Kyong A. Lee ...*  
- Motion to enlarge time
10. SP0205-11 UA 25 days as of 6-1-12  
*C. Somerfleck vs. M. Rector*  
- Motion to disqualify counsel
11. CV0503-09 UA 25 days as of 6-1-12  
*Barbara Zacharias vs. Gerald Champion, et al.*  
- Motion for protective order, re discovery
12. DM0856-08 UA 25 days as of 6-1-12  
*Mindy Borja vs. Ben Borja*  
- Motion to modify divorce decree
13. CF0690-11 UA 24 days as of 6-1-12  
*People vs. Elias Erimas*  
- Motion to suppress

Non-Motions (120-day target)

1. DM0222-11 UA 119 days as of 6-1-12  
*B.E. Abuan vs. E.R. Abuan*  
- Bench trial
2. SP0205-11 UA 100 days as of 6-1-12  
*C. Somerfleck vs. M. Rector*  
-Order to show cause
3. CV1030-11 UA 88 days as of 6-1-12  
*Antonio Mendoza vs. AOC Furniture*  
- Evidentiary/default judgment hearing
4. DM0510-11 UA 81 days as of 6-1-12  
*L.A.P. Cabrera vs. Randy Dizon ...*  
- Hearing regarding custody

5. SP0215-09 UA 32 days as of 6-1-12  
*Farnum vs. Civil Service Commission*  
- Petition for judicial review
6. DM0143-09 UA 23 days as of 6-1-12  
*Vincent Davis vs. Lolita Davis*  
- Bench Trial

**JUDGE MICHAEL J. BORDALLO**

Motions (90-day target)

1. CV1210-11 UA 73 days as of 6-1-12  
*Kishore Hemlani, et al vs. Rekha Hemlani ...*  
- Motion to dismiss
2. CV1869-09 UA 72 days as of 6-1-12  
*Danna Terlaje, et al vs. Guam Memorial ...*  
- Motion for summary judgment
3. CM1237-11 UA 70 days as of 6-1-12  
*People vs. Dennis Macatangay & Calvin Saspa*  
- Motion to dismiss
4. CV812-01 UA 69 days as of 6-1-12  
*Ada v. Matanane*  
Motion for attorney fees
5. CF0576-11 & CM631-11 UA 66 days as of 6-1-12  
*People vs. Jayson Song*  
- Motion to consolidate offenses for trial
6. SP0151-10 UA 65 days as of 6-1-12  
*Van Murer, et al vs. GCSC*  
- Motion to dismiss
7. CM1297-11 UA 51 days as of 6-1-12  
*People vs. Gregorio Borja*  
- Motion to dismiss

8. CM0273-10 UA 38 days as of 6-1-12  
*People vs. Justin Akwinas*  
- Motion to dismiss
9. CF592-10 UA 37 days as of 6-1-12  
*People v. Valentine*  
Motion for reconsideration
10. CV0365-03 UA 24 days as of 6-1-12  
*Joeseeph Taitano et al vs. Calvo Finance Corp.*  
- Motion to dismiss
11. CF0017-12 UA 23 days as of 6-1-12  
*People vs. Michele Ungacta*  
- Motion to dismiss indictment
12. DM0802-09 UA 15 days as of 6-1-12  
*Roni Sellmann vs. James Sellmann*  
- Motion for contempt
13. CF0207-12 UA 1 day as of 6-1-12  
*People vs. Danny Cruz*  
- Motion to compel discovery

Non-Motions (120-day target)

1. **SP0099-09 UA 121 days as of 6-1-12; 1 day beyond target date**  
***DPW vs. GSSC***  
- Petition for judicial review
2. CV1863-10 UA 101 days as of 6-1-12  
*Betty Rengiil vs. Mobil Oil Guam, Inc.*  
- Bench trial
3. DM0118-10 UA 71 days as of 6-1-12  
*Thomas Tomasiak vs. Joanie La Ville Tomasiak*  
- Bench trial
4. CV0254-11 UA 57 days as of 6-1-12  
*Board of Directors vs. Irene Imanil*  
- Bench trial

5. SP168-03 UA 21 days as of 6-1-12  
*Dept. of Agriculture v. Civil Service Commission*  
Jurisdiction appeal

**JUDGE ANITA A. SUKOLA**

**Motions (90-day target)**

1. CF0499-08 UA 39 days as of 6-1-12  
*People vs. Arnold Kitano*  
- Motion to reduce sentence
2. CM1067-09 UA 39 days as of 6-1-12  
*People vs. Paul Martin*  
- Motion to dismiss
3. CV1980-11 UA 23 days as of 6-1-12  
*Kikuko Ngiraingas vs. John Burke, et al*  
- Motion to dismiss
4. CF0062-11 UA 18 days as of 6-1-12  
*People vs. Felip Mafnas*  
- Motion to reconsider
5. CV0851-11 UA 16 days as of 6-1-12  
*Lea Siruelo vs. Joseph Besagar*  
- Motion to stay writ of execution
6. CF0253-12 UA 14 days as of 6-1-12  
*People vs. Juan Jose Torres*  
- Motion to dismiss

**Non-Motions (120-day target):**

N/A

**JUDGE ARTHUR R. BARCINAS**

Motions (90-day target)

1. **CV0211-10** UA 231 days as of 6-1-12; 141 days beyond target date  
***Hye Kyung Lee vs. Gin Hai Shan Partnership et al***  
- Motion for summary judgment
2. **CV1124-09** UA 105 days as of 6-1-12; 15 days beyond target date  
***Government of Guam vs. Helene Torres, et al***  
- Motion to dismiss
3. CV1110-09 UA 70 days as of 6-1-12  
*Pacific Presbyterian Church vs. ...*  
- Motion for restraining order / to vacate prior orders
4. CM0783-10 UA 51 days as of 6-1-12  
*- People vs. James Song*  
-Motion to dismiss
5. CV0527-07 UA 51 days as of 6-1-12  
*- Kenneth Henderson vs. Unity Development ...*  
- Motion for summary judgment
6. CV1980-10 UA 46 days as of 6-1-12  
*Rekha Hemlani vs. Kishore Hemlani ...*  
- Motion for summary judgment
7. CV0709-06 UA 28 days as of 6-1-12  
*Power Sand Inc. Vs. Eddie Yokeno, et al*  
- Amended motion for summary judgment
8. CF0179-12 UA 14 days as of 6-1-12  
*People vs. William San Nicolas, etc.*  
- Motion to sever
9. DM0292-06 UA 1 day as of 6-1-12  
*Thomas San Nicolas vs. Melinda San Nicolas*  
- Motion for reconsideration

Non-Motions (120-day target)

1. DM806-07 UA 91 days as of 6-1-12  
*Keith Viall vs. Cynthia Viall*  
- Bench trial
2. DM0113-11 UA 49 days as of 6-1-12  
*Ildefonso Padigos vs. Sheirill ...*  
- Bench trial
3. JD0025-12 UA 24 days as of 6-1-12  
*In the Interest of R.O.E.*  
- Fact finding

**JUDGE VERNON P. PEREZ**

Motions (90-day target)

1. **CV1163-09 UA 315 days as of 6-1-12; 225 days beyond target date**  
***Eddie Yokeno et al vs. Elmore Cotton, et al***  
- Motion to dismiss amended complaint
2. CV1936-11 UA 88 days as of 6-1-12  
*Maceche Plaza Development vs. Chamorro ...*  
- Motion for order authorizing deposit of rent and attorney fees
3. CV1163-09 UA 48 days as of 6-1-12  
*Eddie Yokeno, et al vs. Elmore Cotton, et al*  
- Motion to dismiss amended complaint
4. CM0732-10 UA 1 day as of 6-1-12  
*People vs. Roland Ngirachelsau*  
- Motion

Non-Motions (120-day target)

1. **DM0059-11 UA 163 days as of 6-1-12; 43 days beyond target date**  
***Blas vs. Blas***  
- Bench trial

2. SP0248-09 UA 70 days as of 6-1-12  
*GRRP vs. L. Crisostomo ...*  
- Writ of mandate
3. DM0468-07 UA 44 days as of 6-1-12  
*Victor Reyes vs. Diana Reyes*  
- Bench trial
4. SP0149-11 UA 16 days as of 6-1-12  
*People vs. Arthur Bermudez*  
- Petition for expungement

**JUDGE JAMES L. CANTO II**

Motions (90-day target)

1. CV1782-11 UA 34 days as of 6-1-12  
*Robert Ulloa, et al vs. Walter Ulloa ...*  
- Motion to appoint receiver
2. PR0131-11 [Taken UA 6-6-12]  
*Estate of Brigida A. Gabo*  
- Motion to stay
3. DM0708-11 [Taken UA 6-7-12]  
*Rufo J. Lujan-Espinosa v. Brittaney L. Lujan-Espinosa*  
- Motion to dismiss

**SENIOR JUDGE PRO TEMPORE**  
**JUDGE ELIZABETH BARRETT-ANDERSON**

Motions (90-day target)

N/A

Non-Motions (120-day target)

1. **CS0569-91 UA 228 days as of 6-1-12; 108 days beyond target date**  
***Appeal of Child Support Matter***  
- Request for review of Referee's findings



2.     **CV1506-07**     **UA 128 days as of 6-1-12; 8 days beyond target date**  
          ***JWS vs. M. Cain***  
          - Bench trial
  
3.     SP0107-11     UA 2 days as of 6-1-12  
          *Data Management Resources vs. Office of the Public Auditor*  
          - Petition for attorney fees