

FBI warns of law enforcement impostors

By Nick Delgado
nick@postguam.com

Scammers are claiming to be law enforcement or government officials as they attempt to steal money and personal information.

The Federal Bureau of Investigations issued a warning this week about the impostors.

Authorities stated that the impostors will often spoof authentic phone numbers and names and use fake credentials of well-known govern-

ment and law enforcement agencies. The suspects then use an urgent and aggressive tone demanding money and instructing the victim not to report the call.

The feds state that scam tactics continually change, but often share many of the same characteristics.

Some examples provided by the FBI:

- The victim's identity was allegedly used in a crime, such as a drug deal or money laundering. The victim is asked to verify their identity, includ-

ing Social Security number and date of birth. The victim is threatened with arrest, prosecution or imprisonment if they do not pay to remove charges or assist in the investigation against the "real" criminals.

- The victim is accused of not reporting for jury duty and is being fined, or the victim missed a court date and there is a warrant for their arrest unless a payment is made.

- Text messages from spoofed government agencies requesting information regarding passport or

driver's license renewal.

- A notification that personal information has been compromised and the victim should contact the agency immediately.

- Medical practitioners are contacted to warn of the expiration of their medical license, or their license was utilized to conduct a crime. The scammers will threaten the revocation of their license or registration, and the medical professional is compelled to renew their license to protect their professional reputation.

GFD objects to commission findings on voluntary demotion for lower pay

By John O'Connor
john@postguam.com

The Guam Fire Department's management objects to a recent Civil Service Commission decision on the post-audit investigation involving three firefighters.

Commission staff reported in February that GFD violated person-

nel rules on compensation for voluntary demotion when the three employees were made to resign from other government positions to get hired at a starter pay rate when they entered GFD about a decade ago.

Commissioners voted to provisionally void the personnel actions of the employees. GFD was given 10 days to respond.

Assistant Attorney General Mathew Wolff, counsel for GFD, cited lack of jurisdiction, denial of due process, untimeliness, omissions and insufficiencies in the

investigation report, and open government law violations among reasons that the post audit should be dismissed.

He also stated the commission vote was unclear as to which personnel action was being held null and void.

During the commission hearing in February, Wolff attempted to get commissioners to discuss a previously filed dismissal motion and raised Open Government Law issues but was unsuccessful.

At the onset of the meeting, CSC Chairman Juan Calvo instructed

the parties that the hearing would be for staff to present their findings, and would be strictly only on their presentation. Wolff was asked to leave as he attempted to speak during the hearing.

In his objection, Wolff argued that the CSC holds no jurisdiction over this case and that jurisdiction matters needed to be first addressed by the commission. Moreover, by allowing the refile of a dismissed post-audit request, the commission had "opened the floodgates" to an unlimited number of refile by management and nonparties.

GUAM ELECTION COMMISSION

Kumision Ileksion Guahan

2nd Floor, Suite 202 Oka Building
241 Farenholt Avenue, Tamuning, Guam 96913
Tel: 671.477.9791 • Fax: 671.477.1895

Email: vote@gec.guam.gov Website: www.gec.guam.gov

GUAM ELECTION COMMISSION REGULAR MEETING

Thursday, March 17, 2022 at 5:30 p.m.

GEC Conference Room, Suite 201, Oka Building

For meeting livestream, visit GEC's website at <https://gec.guam.gov/board>

Agenda

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| <p>I. Call to Order - Certification of a Quorum Present</p> <p>II. Certification - Public Notice Requirements</p> <p>III. Approval of Agenda</p> <p>IV. Election of Independent Member</p> <p>V. Oath of Office</p> <p>VI. Election of Chairperson & Vice Chairperson</p> <p>VII. Approval of Minutes</p> <p>a. December 16, 2021 - GEC Regular Meeting</p> <p>b. December 21, 2021 - GEC Reconvened Meeting</p> <p>VIII. Correspondence</p> <p>a. November 29, 2021 - Response to Gov't Claim: GCIC vs. GEC, AG File no. 21.0124</p> <p>b. January 3, 2022 - Letter from the OAG; Subject: 2021 FOIA Annual Report</p> <p>c. January 14, 2022 - Bill No.240-36</p> <p>d. January 21, 2022 - Bill No.241-36</p> <p>e. February 17, 2022 - Bill No.255-36</p> <p>f. February 17, 2022 - Bill No.256-36</p> | <p>IX. Executive Director's Report</p> <p>a. 2022 Election</p> <p>i. Election Timeline</p> <p>ii. Candidate Packets</p> <p>iii. Organizational Reports</p> <p>iv. Precinct Official Training Schedule</p> <p>b. Monthly Voter by Precinct Report</p> <p>c. Online/Motor Voter Registration and Pre-Registration</p> <p>d. Monthly Financial Report / U.S. Election Assistance Commission Grant</p> <p>X. New Business</p> <p>a. Update on Bill 173-36 & Public Law 36-78</p> <p>b. 2022 Early Voting Center</p> <p>XI. Old Business</p> <p>a. FY 2023 Budget</p> <p>b. Supplemental Request - 2022 Primary Election/Early Voting</p> <p>c. Executive Director Evaluation</p> <p>XII. Legal Counsel Report</p> <p>XIII. Public Comments</p> <p>XIV. Adjournment - Next Meeting (4/21/2022)</p> |
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All persons attending the meeting in-person will be required to wear a mask and follow social distancing protocols. For individuals requiring special accommodations, auxiliary aids, or service, please contact Tammy Ramirez at (671) 477-9791 or send an email to vote@gec.guam.gov.

This advertisement is paid with Government funds.



JUDICIAL COUNCIL OF GUAM

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Tel: (671) 475-3413 Fax: (671) 475-3140
www.guamcourts.org

NOTICE OF PUBLIC MEETING

The **Judicial Council of Guam** will conduct its monthly meeting on **Thursday, March 17, 2022, at 12 Noon in the Guam Judicial Center, 120 West O'Brien Drive, Hagåtña, by videoconference.** A monitor will be set up for any members of the public who would like to observe and offer comments.

The meeting will also be streamed live on the Judiciary of Guam YouTube channel: <https://www.youtube.com/channel/UCfnFCWwlp99fAeh9zi4Q4g/featured>

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

- I. Call to Order**
- II. Proof of Due Notice of Meeting:** March 10 & 15, 2022
- III. Determination of Quorum**
- IV. Reading and Disposal of Minutes:** February 24, 2022 Regular Meeting
- V. Old Business**
- A. Judiciary FY22 Remittances Pursuant to P.L. 36-54
- B. Update on the Judiciary's Response to COVID-19
- C. Update on Capital Improvement Projects
- D. Executive Order No. 2022-01: Relative to Establishing a Law Enforcement Officer Pay Scale Within the Competitive Wage Act Plan
- VI. New Business**
- A. JC Resolution Relative to Updating the Signature Card of Account Held by the Judiciary for the Purpose of Utilizing a Debit/Check Card
- B. Judiciary FY23 Budget (For Discussion Purposes)
- C. Common Areas Recording Policy
- D. Notice of Next Meeting (April 21, 2022)
- VII. Communications**
- VIII. Public Comment**
- A. Guam Bar Association - President's Report
- IX. Adjournment**

Any person(s) needing special accommodations, auxiliary aids or services, please contact the Administrator of the Courts at 671-475-3544, or Petrina M. Ula at 671-475-3413.

/s/ CHIEF JUSTICE F. PHILIP CARBULLIDO
Chairman

Russian strike on base brings Ukraine war close to NATO's border

By Pavel Polityuk
and Natalia Zinets
Reuters

LVIV, Ukraine — A barrage of Russian missiles hit a large Ukrainian base near the border with NATO member Poland on Sunday, killing 35 people and wounding 134, a local official said, in an escalation of the war to the west of the country as fighting raged elsewhere.

Russia's defense ministry said the air strike had destroyed a large amount of weapons supplied by foreign nations that were being stored at the sprawling training facility, and that it had killed "up to 180 foreign mercenaries."

Reuters could not independently verify the casualties reported by either side.

The attack on the Yavoriv International Centre for Peacekeeping and Security, a base just 15 miles (25 km) from the Polish border that has previously hosted NATO military instructors, brought the conflict to the doorstep of the Western defense alliance.

Russia had warned on Saturday that convoys of Western arms shipments

to Ukraine could be considered legitimate targets.

Britain called the attack as a "significant escalation," and U.S. Secretary of State Antony Blinken responded with a post on Twitter saying "the brutality must stop."

White House national security adviser Jake Sullivan, speaking on CBS's "Face the Nation," warned any attack on NATO territory would trigger a full response by the alliance.

Regional governor Maksym Kozitskyi said Russian planes fired around 30 rockets at the Yavoriv facility.

Russian defense ministry spokesperson Igor Konashenkov said Russia had used high-precision, long-range weapons to strike Yavoriv and a separate facility in the village of Starichi.

"As a result of the strike, up to 180 foreign mercenaries and a large amount of foreign weapons were destroyed," he said.

The 360-square km (140-square mile) facility is one of Ukraine's biggest and is the largest in the western part of the country, which has so far been spared the worst of the fighting.

Ukraine, whose aspirations to join



RUSSIAN STRIKE: Smoke rises amid damaged buildings following an attack on the Yavoriv military base as Russia's invasion of Ukraine continues in Yavoriv, Lviv Oblast, Ukraine, in this picture obtained from social media on March 13. @BackAndAlive/via Reuters

NATO are a major irritant to Russian President Vladimir Putin, held most of its drills with Western countries at the base before the invasion. The last major exercises were in September.

In the weeks before Russia's Feb. 24 invasion, the Ukrainian military trained there, but according to Ukrainian media all foreign instructors left in mid-February, leaving behind equipment.

"The dining room and dormitory were destroyed. So were the barracks," said Colonel Leonid Benzalo, an officer in the Ukrainian medical reserve who was thrown across the room by one of the blasts. "The most important thing is we're still alive," he told Reuters after treating the wounded there.

While Western nations have sought to isolate Putin by imposing harsh economic sanctions and have been supplying Ukraine with weapons, the United States and its allies are concerned to avoid NATO being drawn into the conflict.

"There are no NATO personnel in Ukraine," the NATO official said, when asked if anyone from the alliance was at the base.

Stockpiling food

Heavy fighting was reported on multiple fronts.

Air raid sirens wailed across the capital Kyiv and authorities said they were stockpiling two weeks worth of food for the 2 million people who have not yet fled from Russian forces attempting to encircle the city.

Ukraine reported renewed air strikes on an airport in the west and heavy shelling on Chernihiv, northeast of the capital.

Interior Ministry official Vadym Denyenko said Ukrainian forces were counterattacking in the eastern Kharkiv region and around the southern town of Mykolayiv. Reuters was not able to verify those statements.

An American journalist was shot and killed by Russian forces in the town of Britain's defense ministry said Russian naval forces had established a distant blockade of Ukraine's Black Sea coast, isolating the country from international maritime trade.

"We must hold on. We must fight. And we will win," Ukrainian President Volodymyr Zelenskyy said in a video address.



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I. Call to Order

II. Proof of Due Notice of Meeting: March 10 & 15, 2022

III. Determination of Quorum

IV. Reading and Disposal of Minutes: February 24, 2022 Regular Meeting

V. Old Business

- A. Judiciary FY22 Remittances Pursuant to P.L. 36-54
- B. Update on the Judiciary's Response to COVID-19
- C. Update on Capital Improvement Projects
- D. Executive Order No. 2022-01: Relative to Establishing a Law Enforcement Officer Pay Scale Within the Competitive Wage Act Plan

VI. New Business

- A. JC Resolution Relative to Updating the Signature Card of Account Held by the Judiciary for the Purpose of Utilizing a Debit/Check Card
- B. Judiciary FY23 Budget (For Discussion Purposes)
- C. Common Areas Recording Policy
- D. Notice of Next Meeting (April 21, 2022)

VII. Communications

VIII. Public Comment

- A. Guam Bar Association — President's Report

IX. Adjournment

Any person(s) needing special accommodations, auxiliary aids or services, please contact the Administrator of the Courts at 671-475-3544, or Petrina M. Ula at 671-475-3413.

This was paid for with Government of Guam funds.

/s/ **CHIEF JUSTICE F. PHILIP CARBULLIDO**
Chairman



Chamoru Land Trust Commission

(*Kumision Inangokkon Tano' CHAMORU*)



Thursday, March 17, 2022; 1:00 p.m.
Chamoru Land Trust Conference Room

590 S. Marine Corp Drive ITC Building, Suite 223, 2nd Floor Tamuning, Guam
Public Comments may be made at cltc.admin@cltc.guam.gov. To view the meeting virtually please like us on Facebook and tune in on Facebook Live and GovGuam Live-YouTube or with Zoom:
<https://zoom.us/j/98380708238?pwd=ZGIeBzYydnV2V0RwV1FqUXF0eXpMZz09>

I. CALL TO ORDER

II. ROLL CALL

III. NULL AND VOID LEASES UPDATE

- A. SOP adjudication for the Null and Voidless

IV. NEW BUSINESS

- A. Constituent Matters

1. Residential

- a. Blaz, Catherine Rita
- b. Camacho, John David
- c. Guerrero, Lorette T.
- d. Diaz, Aisha

2. Agriculture

- a. Celestial, Robert
- b. Pangelinan, Pedro

3. Commercial

- a. Guam International Country Club
- b. Request for Proposals for lots declared for commercial use
 - i. Lot 10125-R12-1, Municipality of Dededo
 - ii. Lot 7117-4-1, Municipality of Yigo
 - iii. Lot 17-1-1, Block F, Tract 9, Municipality of Barrigada
 - iv. Lot 354-7 & Lot 354-R6-R/W, Municipality of Inalahan

- B. Unpaid Application Listing

- C. FY2023 Budget Request

V. OLD BUSINESS

- A. 1995 Applicants status update
- B. CLTC's Strategic Plan
- C. Appointment of Angela Camacho as the CLTC Administrative Director

VI. FINANCIAL REPORT

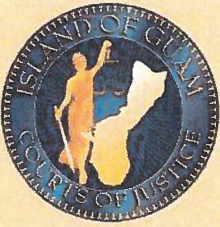
VII. AGENCY'S REPORT

VIII. COMMISSIONERS' COMMENTS

IX. ADJOURNMENT

Next Meeting — Thursday, April 21, 2022 at 1:00PM

In compliance with ADA requirements, individuals requiring special accommodations, auxiliary aids, or services, may contact 649-5263 ext. 815. This ad is paid by CLTC funds.



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★★★★

Hon. F. Philip Carbullido
Chairman

Hon. Katherine A. Maraman
Member

Hon. Robert J. Torres
Member

Hon. Alberto C. Lamorena, III.
Member

Hon. Arthur R. Barcinas
Member

★★★★

Advisory Committee Members:

Hon. Vernon G. Perez

Hon. Maria T. Cenzon

Hon. Elyze M. Iriarte

Hon. Dana A. Gutierrez

Hon. Alberto E. Tolentino

Atty. Jacqueline T. Terlaje

Atty. Frederick J. Horecky

★★★★

Administrator of the Courts:
Kristina L. Baird

Judicial Council Secretary:
Petrina Ula

Judicial Council Asst. Secretary:
Shelterihna T. Alokoa

JUDICIAL COUNCIL OF GUAM

REGULAR MEETING

THURSDAY, FEBRUARY 24, 2022

Justice Monessa G. Lujan Appellate Courtroom

Guam Judicial Center

And via Videoconference

MINUTES

I. CALL TO ORDER

The Regular Meeting of the Judicial Council was called to order by the Chairman, Chief Justice F. Philip Carbullido, at the hour of 12:00 p.m.

ROLL CALL*:

Chief Justice F. Philip Carbullido (calling in from Piti)
Justice Robert J. Torres (calling in from the Judiciary)
Justice Katherine A. Maraman (calling in from Sinajana)
Presiding Judge Alberto C. Lamorena III (calling in from off-island)
Judge Arthur R. Barcinas (calling in from the Judiciary)

Advisory Committee Members:

Judge Maria T. Cenzon
Judge Elyze M. Iriarte
Judge Dana A. Gutierrez
Referee Linda L. Ingles
Administrative Hearing Officer Bridget-Ann Keith
Jacqueline T. Terlaje, GBA President
Frederick J. Horecky

Also, Present:

Ms. Kristina L. Baird, Administrator of the Courts (AOC)
Mr. Andrew Sergio Quenga, Deputy Administrator of the Courts
Mr. Daniel F. Mensching, Staff Attorney
Mr. Michael C. Bumagat, Staff Attorney / Acting Public Guardian
Ms. Danielle T. Rosete, Clerk of Court, Superior Court
Ms. Hannah G. Arroyo, Clerk of Court, Supreme Court
Ms. Maria Erica R. Eschbach, Staff Attorney, Supreme Court
Ms. Barbara Jean T. Perez, Human Resources Administrator
Mr. Troy M. Pangelinan, Marshal of the Court

Ms. Rossanna Villagomez-Aguon, Chief Probation Officer
Ms. Trisha T. Suzuki, Deputy Chief Probation Officer
Ma. Dianne Ollet Gudmalin, FMD Administrator
Mr. Carl Dominguez, Procurement & Facilities Management Administrator
Ms. Marissa C. Antonio, Deputy Procurement & Facilities Management Administrator
Ms. Virginia W. Yasuhiro, Client Services and Family Counseling Division Administrator
Ms. Geraldine A. Cepeda, Compiler of Laws/Law Library Executive Director
Mr. Robert John S. Rabago, Management Information Systems Administrator
Ms. M. Grace Lapid Rosadino, Acting Courts Programs Administrator
Mr. Michael M. Kilayko, Special Projects Coordinator (PIO)
Ms. Sophia Santos Diaz, DPPCR
Mr. David Welle, Language Assistance Program Manager, C&M Division
Ms. Crystal C. Apiag, Court Information System Analyst I, MIS Division
Ms. Jessica Perez-Jackson, Administrative Service Officer
Ms. Petrina M. Ula, Judicial Assistant, Judicial Council Executive Secretary
Public Access in the Atrium

*Note: All individuals listed above participated via video conference as per social distancing directives.

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, were published in the Pacific Daily News. Acknowledgments are on file.

III. DETERMINATION OF QUORUM

Chief Justice Carbullido began the roll call. Chief Justice F. Philip Carbullido, Associate Justice Robert J. Torres, Presiding Judge Alberto C. Lamorena III, and Judge Arthur R. Barcinas identified themselves and their location. This meeting determined a quorum with four (4) Judicial Council members present. Associate Justice Katherine A. Maraman later joined the meeting at 12:24 p.m. **

IV. READING AND DISPOSAL OF MINUTES: January 27, 2022 Regular Meeting

Justice Torres moved to approve the January 27, 2022 Regular Meeting minutes, subject to correction. Judge Barcinas seconded the motion. Chief Justice Carbullido called an oral vote. With no discussion, the four (4) Judicial Council members voted in favor; the minutes were approved, subject to correction.

V. OLD BUSINESS

A. Judiciary FY21 Remittances under PL 36-54

Ms. Dianne Gudmalin, the Financial Management Division (FMD) Administrator, reported that the Judiciary's scheduled bi-weekly allotment of \$1,257,204 for FY22 have been consistent and timely. She stated that from the \$32,687,295 appropriated to the Judiciary under PL 36-54, 42% or \$13,829,244 has been received. Ms. Gudmalin added that the last allotment was received on February 23, 2022; the next allotment is scheduled for March 8, 2022.

B. Update on the Judiciary's Response to COVID-19

Administrator of the Courts (AOC) Ms. Kristina Baird reported that the Judiciary is still facing the third surge of COVID-19 cases, with 85 employees testing positive since January 1, 2022. She added that the Judiciary is averaging 20 employees testing positive per week. Ms. Baird stated that the contact tracers have been traced and monitored consistently in the last week, most of whom are experiencing mild symptoms.

Ms. Baird reported that the Judiciary continues to offer COVID-19 testing for Probation clients and defendants. She added that the Judiciary is experiencing difficulty procuring test kits due to shortages. She added Colonel Joseph J. Leon Guerrero, Deputy Chief Marshal, worked with the Department of Public Health and Social Service (DPHSS) to have five (5) probation officers and five (5) marshals trained to use the new CUE COVID-19 test kits. Ms. Baird stated that Col. Leon Guerrero also secured a supply of the CUE COVID-19 test kits for Probation clients and defendant units.

Ms. Baird said the Judiciary's Response to COVID-19 focuses on three areas: the sanitization of facilities, support of virtual platforms, and continued operation of high-capacity courtrooms. She explained the Judiciary contracted with a sanitization company, which for FY22 will clean the facilities five (5) days per week and sanitize three (3) days per week. Ms. Baird stated the Facilities Staff augments cleaning and sanitization efforts through the workweek. She said virtual platforms are encouraged as the alternative to in-person proceedings to minimize potential COVID-19 exposure. Ms. Baird noted that the three (3) high-capacity courtrooms: the San Ramon building, the Route 4 building, and Supreme Court, are operational and available for in-person proceedings, mainly criminal felony jury trials.

C. Update on Capital Improvement Projects

Ms. Baird (AOC) reported on three (3) ongoing Capital Improvement Projects (CIP): renovation of the third floor of the San Ramon Building (SRB), the 8th judge's courtroom, and the Guam Historic Courthouse Building.

Ms. Baird explained the construction work on the 3rd floor of the SRB is completed, including carpet installation. She said the contractor has a few small items to finish up. Ms. Baird reported that the 3rd floor of the SRB would house Regulation Counsel and the Finance Management Division; the cashier's window will not be moved. Because the workstations have not yet been delivered, the move-in date has not been set, Ms. Baird stated. She said that the 3rd floor will be used for jury deliberation for any SRB high-capacity courtroom proceedings until the end of March. She added once the workstations arrive, the Clerk of Court of the Superior Court will be advised the space is no longer available and the move-in date for FMD and Regulation Counsel will be set.

Ms. Baird reported that the construction work on the 8th judge's courtroom continues; the targeted completion date is March 28, 2022.

Ms. Baird reported that the Judiciary worked with the contracted architect on the Guam Historic Courthouse Building blueprints and agreed on a layout of the building design. She added that the blueprints will soon be complete and put out for construction bids. Ms. Baird stated expected blueprint completion date is the end of March.

Chief Justice Carbullido commented that the estimated renovation costs and necessary financing for the Guam Historic Courthouse Building project were discussed at the last Council meeting. He stated the item would be placed on the agenda of the April/May Judicial Council meeting when a substantial portion of the drawings are complete, and the contractor completes an estimation of the cost. Chief Justice Carbullido said the Judiciary would have a better idea of the financing needed and could decide at that time.

VI. NEW BUSINESS

A. Executive Order No. 2022-01: Relative to Establishing a Law Enforcement Officer Pay Scale Within the Competitive Wage Act Plan

Ms. Barbara-Jean Perez, Human Resources Administrator (HR), stated that the Guam Executive Branch established a Law Enforcement Officer Pay Scale Within the Competitive Wage Act Plan in Executive Order No. 2022-01. She added that the Executive Order went into effect on Monday, January 31, 2022, affecting the law enforcement officers (LEO) employed by the Executive Branch. Ms. Perez reported that HR is working with the Judiciary's legal team and Ms. Sophia Diaz, the Director of Policy, Planning, and Community Relations (DPPCR), to provide an analysis with appropriate recommendations and a proposal to the Council affecting the Judiciary's LEO. Ms. Perez stated that more information is needed, including the legal authority to implement the EO, pay parity within the Judiciary, and the financial impact.

Chief Justice Carbullido asked HR and involved managers to examine the Executive Order's effect and be prepared to discuss it in the March Judicial Council meeting. If implemented, he noted, action will be needed in the April Judicial Council meeting to include the required funding in the FY23 Budget request. He stated the FY23 Budget request has to be transmitted to the Legislature by May 1, 2022. Ms. Perez agreed with the timeline.

Justice Torres emphasized the importance of receiving the analysis to include funding in the FY23 Budget request. He requested a copy of the adopted LEO Pay Plan from HR. Ms. Perez stated that what was implemented was an 18% increase of the LEO pay scale. She agreed to send a copy to Justice Torres.

Justice Torres stated he is concerned about losing LEOs to other agencies due to increased pay offered elsewhere but recognizes that parity and equity amongst other employees are essential.

Ms. Perez mentioned the Executive Order intended to assist the Guam Police Department with staff shortages and retention of LEOs; however, the Executive Order includes LEOs employed in other Government of Guam agencies. She stated she is working with the Department of Administration (DOA) to obtain a copy of their final report as part of the analysis.

Presiding Judge Lamorena asked to have copies of the requested reports provided to all members of the Council. Chief Justice Carbullido asked to allow the management team to deliver the reports as part of their analysis with the documentation provided for the March Judicial Council meeting.

Justice Torres noted that the LEO pay plan covers all LEOs of the Executive Branch, except Port Authority. Ms. Perez said all Executive Branch LEOs were included; however, it is up to each agency to fund the raise.

****Justice Maraman joined the meeting at 12:24 p.m.**

B. JC Resolution Relative to Amending the Language Assistance Policy for Persons of Limited English Proficiency

Chief Justice Carbullido asked for a motion to adopt for discussion the Resolution Relative to Amending the Language Assistance Policy for Persons of Limited English Proficiency. Presiding Judge Lamorena made the motion, and Justice Torres seconded the motion. Chief Justice Carbullido recognized the Clerk of Court for the Superior Court, Ms. Danielle Rosette, and Mr. David Welle, the Language Assistance Program manager.

Ms. Rosete presented the Resolution relative to amending and revising the Language Assistance Policy. She reminded Council the Policy was first adopted in 2007 and that updates and revisions have been made to the Policy in the past. Updates and revisions to Sections 3, 5, 6, and 8 of the Policy are before Council for approval and adoption, Ms. Rosete stated. Primarily, she noted, the updates are to the demographic information and the data, reflecting how the services are provided; there are no substantive updates to how the services are provided. The requested revisions are that instead of presenting updates and revisions annually, the Policy will come before Council for review biannually stated Ms. Rosete. She also asks that the Policy be revised to allow the AOC to approve changes to its demographics and data and any other non-substantive revisions without bringing it to Council.

Chief Justice Carbullido asked Ms. Rosete if the Resolution should be amended to include the proposed revisions. Justice Torres said the needed updates are contained in Section 8 on page 10 of 11 of the Policy attached to the Resolution.

Judge Barcinas moved to adopt the Resolution; Presiding Judge Lamorena seconded the motion. Chief Justice Carbullido asked if the Council had any other questions or comments before calling for the vote. Judge Barcinas recommended having the Policy reviewed biannually in April when the Judiciary must review Small Claims Jurisdiction by statute. Chief Justice Carbullido agreed with the suggestion. **Chief Justice Carbullido called for an oral vote. All five (5) Council members voted in favor of adopting the Resolution Relative to Amending the Language Assistance Policy for Persons of Limited English Proficiency.**

C. JC Resolution Relative to Commending the Judiciary of Guam, the District Court of Guam, and the Guam Bar Association for a Job Well Done in Celebrating Law Month 2021 and for its Selection for the American Bar Association 2021 Outstanding Law Day Activity Award for the Best Public Program

Justice Torres stated the Law Month Committee was notified that their Law Month program was selected for the American Bar Association (ABA) 2021 Outstanding Law Day Activity Award for the Best Public Program for the 9th time. He added that the Law Month Committee will participate in the virtual ABA Awards Ceremony on March 8, 2022. He stated the Law Month Committee has started planning the 2022 Law Month program and hopes to return to some of the in-person events this year. He noted the theme of 2022 Law Day is “Towards a More Perfect Union: The Constitution in Times of Change.” Justice Torres asked for volunteers and novel ideas for the 2022 Law Month program.

Chief Justice Carbullido and Ms. Rosete thanked the Law Month Committee members for the time and effort dedicated to the Law Month program. Ms. Rosete stated the Law Month Committee will give a 5-minute presentation at the ABA Awards Ceremony.

Justice Torres moved to adopt the Resolution. Chief Justice Carbullido asked if the Council had any other questions or comments before calling for the vote. Judge Barcinas asked to have a copy of the notification of the ABA Award and the finalized Resolution for posting on the Pacific Judicial Council website. Chief Justice Carbullido agreed with the suggestion. **Presiding Judge Lamorena seconded the motion and congratulated the Law Month Committee for their accomplishment. Chief Justice Carbullido called for an oral vote. All five (5) Council members voted in favor of adopting the Resolution Relative to Commending the Judiciary of Guam, the District Court of Guam, and the Guam Bar Association for a Job Well Done in Celebrating Law Month 2021 and for its Selection for the American Bar Association 2021 Outstanding Law Day Activity Award for the Best Public Program.**

D. Notice of Next Meeting (March 17, 2022)

Chief Justice Carbullido announced the next Judicial Council regular meeting will be Thursday, March 17, 2022.

VII. COMMUNICATIONS

VIII. PUBLIC COMMENT

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

President Terlaje announced that the Guam Bar Association (GBA) will hold their annual meeting before the April 30 deadline as required in their bylaws; scheduling and planning are underway. She stated she plans to communicate with the Judiciary to determine if a CLE credit presentation will be part of the annual meeting.

She added that an announcement of the new location of the GBA headquarters will be made at the annual meeting.

Chief Justice Carbullido thanked the President for housing the GBA headquarters in her law office. He noted the Supreme Court is adopting new rules and that presenting the new rules as part of a CLE program at the annual meeting would be appropriate.

X. ADJOURNMENT

Justice Torres moved to adjourn. Presiding Judge Lamorena seconded the motion. The motion was unanimously adopted, and the meeting was adjourned at 12:38 p.m.

Respectfully submitted this 17th day of March 2022.



SHELTERIHNA T. ALOKOA
Assistant Secretary,
Judicial Council of Guam



PETRINA M. ULA.
Executive Secretary,
Judicial Council of Guam

The Minutes of the February 24, 2022 Regular Meeting as set out above were approved by the Judicial Council at the March 17, 2022 Regular meeting.



F. PHILIP CARBULLIDO
Chairman

Dated: 3/17/2022

Judiciary of Guam

Human Resources

Compensation Review & Analysis

Legal Authority

- 4 G.C.A. § 6301
 - Annual review for internal equity
 - Triennial review for external competitiveness
- 7 G.C.A. § 5102
 - Vests Judicial Council with authority to adopt plans to compensate its employees
- 10 G.C.A. § 55102
 - Mandates triennial review of law enforcement pay

SUMMARY

P.L. 29-105 Amended Title 10 GCA Chapter 55

- Authorized an increase in 10% increments over a 4 year period with the full implementation of 40% by Fiscal Year 2014;
- Triennial Review of Public Safety & Law Enforcement Compensation Package: 2017, 2020 & 2023;
- Department of Administration (DOA) conducted the compensation review;
- On July 28, 2021, the Judiciary provided DOA all pertinent classification and compensation material to include Position Description Questionnaires for all Law Enforcement Positions;
- On January 18, 2022, the Governor of Guam issued Executive Order (EO) relative to the Law Enforcement Pay Scale effective January 30, 2022; and
- DOA did not provide any recommendations for Judiciary Law Enforcement Positions.

EXECUTIVE BRANCH LAW ENFORCEMENT COMPENSATION ISSUES

1. Current Pay Structure for base salaries is non-competitive to local competition;
2. Current Pay Grades do not accurately reflect the job size of various law enforcement positions;
3. Recruitment Difficulty; and
4. Retention.

The Judiciary is not faced with similar challenges, however, HR agrees a review is warranted consistent with statute; and supports reasonable salary increases within budgetary constraints which reflect internal equity and external competitiveness.

JUDICIARY CHALLENGES WITH EO IMPLEMENTATION (18%)

1. Long Term Financial Sustainability;
2. Morale Issues; and
3. Pay Disparity between job classifications.

LAW ENFORCEMENT

SALARIES PRIOR TO IMPLEMENTATION OF EO

JUDICIARY OF GUAM	GUAM POLICE DEPARTMENT	GUAM AIRPORT AUTHORITY	PORT AUTHORITY OF GUAM
DEPUTY MARSHAL I	POLICE OFFICER I	AIRPORT POLICE OFFICER I	PORT POLICE OFFICER I
JL04-01: \$32,118.80 <small>*Higher Pay Grade</small>	IL04-01: \$29,944.60	HL04-01: \$27,963.60	\$37,828.00

DEPUTY MARSHAL I'S COMPENSATION:

\$2,174.20 MORE THAN POLICE OFFICER I

\$4,155.20 MORE THAN AIRPORT POLICE OFFICER I

\$5,709.20 LESS THAN PORT POLICE OFFICER I

EXECUTIVE BRANCH

IMPLEMENTATION OF EO

JUDICIARY OF GUAM (STATUS QUO)	GUAM POLICE DEPARTMENT (18%)	GUAM AIRPORT AUTHORITY (18%)	PORT AUTHORITY OF GUAM (STATUS QUO)
DEPUTY MARSHAL I	POLICE OFFICER I	AIRPORT POLICE OFFICER I	PORT POLICE OFFICER I
JL04-01: \$32,118.80	IL21-01: \$35,335.00	H21-01: \$32,997.00	\$37,828.00

DEPUTY MARSHAL I'S COMPENSATION:

\$3,216.20 **LESS** THAN POLICE OFFICER I

\$878.20 **LESS** THAN AIRPORT POLICE OFFICER

\$5,709.20 **LESS** THAN PORT AUTHORITY

LAW ENFORCEMENT

SALARIES PRIOR TO IMPLEMENTATION OF EO

JUDICIARY OF GUAM	DEPARTMENT OF CORRECTIONS	GUAM POLICE DEPARTMENT	PORT AUTHORITY OF GUAM
PROBATION OFFICER I	PAROLE OFFICER I	POLICE OFFICER I	PORT POLICE OFFICER I
LL04-01: \$37,128.00 *Higher Pay Grade	KL04-01: \$34,518.40	IL04-01: \$29,944.60	\$37,828.00

PROBATION OFFICER I'S COMPENSATION:

\$2,609.60 **MORE** THAN PAROLE OFFICER I

\$7,183.40 **MORE** THAN POLICE OFFICER I

\$700.00 **LESS** THAN PORT POLICE OFFICER I

EXECUTIVE BRANCH IMPLEMENTATION OF EO

JUDICIARY OF GUAM (STATUS QUO)	DEPARTMENT OF CORRECTION (18%)	GUAM POLICE DEPARTMENT (18%)	PORT AUTHORITY OF GUAM (STATUS QUO)
PROBATION OFFICER I	PAROLE OFFICER I	POLICE OFFICER I	PORT POLICE OFFICER I
LL04-01: \$37,128.00	LL21-01: \$43,811.00 <i>*Increase in Pay Grade from K to L</i>	IL21-01: \$35,335.00	\$37,828.00

PROBATION OFFICER I'S COMPENSATION:

\$6,683.00 **LESS** THAN PAROLE OFFICER I

\$1,793.00 **MORE** THAN POLICE OFFICER I

\$700.00 **LESS** THAN PORT POLICE OFFICER I

PROPOSED OPTIONS:

OPTION A:

(LAW ENFORCEMENT OFFICERS ONLY)

INCREASE PUBLIC SAFETY & LAW ENFORCEMENT PAY SCALE 18%

OPTION B:

(LAW ENFORCEMENT & NON LAW ENFORCEMENT)

LAW ENFORCEMENT: INCREASE PUBLIC SAFETY & LAW ENFORCEMENT PAY SCALE 6%
&

NON LAW ENFORCEMENT: SLOT CLOSEST TO BUT NOT LESS THAN A 6% INCREASE

OPTION C:

(LAW ENFORCEMENT & NON LAW ENFORCEMENT)

LAW ENFORCEMENT: INCREASE PUBLIC SAFETY & LAW ENFORCEMENT PAY SCALE 7%
&

NON LAW ENFORCEMENT: SLOT CLOSEST TO BUT NOT LESS THAN A 6% INCREASE

NOTE: Salary Increment Due Dates will remain Status Quo

OPTION A:

LAW ENFORCEMENT COMPARISON

Deputy Marshal I (18%) \$37,900.00	Police Officer I (18%) \$35,335.00	Airport Police Officer I (18%) \$32,997.00	PORT AUTHORITY OF GUAM (STATUS QUO) \$37,828.00
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Probation Officer I (18%) \$43,811.00	Parole Officer I (18%) \$43,811.00
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INTERNAL SALARY COMPARISON- EXECUTIVE POSITIONS

Judge	\$144,109.00
Marshal of the Court (18%)	\$134,767.00
Deputy Chief Marshal (18%)	\$131,671.00
Administrator of the Courts	\$130,328.00
Magistrate Judge	\$129,699.00
Clerk of Court	\$126,409.00
Chief Probation Officer (18%)	\$121,553.00
Deputy Chief Probation Officer (18%)	\$114,743.00
Finance Administrator	\$101,374.00

INTERNAL SALARY COMPARISON – MID LEVEL

Probation Officer Supervisor (18%)	\$104,783.00
Deputy Marshal Supervisor (18%)	\$102,992.00
Sr. Probation Officer (18%)	\$94,623.00
Deputy Marshal III (18%)	\$87,358.00
P&FM Administrator	\$85,181.00
MIS Administrator	\$82,241.00
Chief Deputy Clerk	\$78,001.00
Staff Attorney	\$75,780.00
Ct. Programs Administrator	\$70,873.00
Deputy Administrator Financial Affairs	\$65,152.00
Deputy Clerk Supervisor	\$63,406.00

OPTION B:

LAW ENFORCEMENT COMPARISON

Deputy Marshal I (6%)	Police Officer I (18%)	Airport Police Officer I (18%)
\$34,046.00	\$35,335.00	\$32,997.00

Probation Officer I (6%)	Parole Officer I (7 Parole Officers) (18%)
\$39,356.00	\$43,811.00
*Pay Grade L	*Pay Grade adjusted from K to L

OPTION C:

LAW ENFORCEMENT COMPARISON

Deputy Marshal I (7%) \$34,367.00	Police Officer I (18%) \$35,335.00	Airport Police Officer I (18%) \$32,997.00
Probation Officer I (7%) \$39,727.00 *Pay Grade L	Parole Officer I (7 Parole Officers) (18%) \$43,811.00 *Pay Grade adjusted from K to L	

RELEVANT FACTORS:

- Competitive Wage Act (CWA) relies on 4 GCA § 6301
- Current employment trends for public sector employees are increases in pay to compensate for inflationary measures ex. Biden Administration proposed for FY2023 increases from 2.7 to 4.6
- Financially Feasibility
- Proposed option of 6% (2% per year) is consistent with triennial review (2017, 2020, 2023),
- Consistent with existing incremental increase on the pay scales

HR RECOMMENDATIONS

Option C (LAW ENFORCEMENT & NON LAW ENFORCEMENT)

- LAW ENFORCEMENT: INCREASE PUBLIC SAFETY & LAW ENFORCEMENT PAY SCALE 7%
 - NON LAW ENFORCEMENT: SLOT CLOSEST TO BUT NOT LESS THAN A 6% INCREASE
-

Option C

Addresses two (2) statutory concerns, internal equity and external competitiveness. From an HR perspective, this option may be the most financially feasible.

PROPOSED OPTIONS WITH BUDGET IMPACT:

- **FY2022 APPROPRIATION**
 - Per P.L. 36-54, the General Fund available for appropriation is \$623,577,126
 - The Judiciary was appropriated with \$32,687,295 or
 - 5.24% of total General Fund available for appropriation
- **FY2023 BUDGET REQUEST**
 - Per the Governor's FY 2023 Executive Budget, the General Fund available for appropriation is \$695,777,429
 - 5.24% OF THIS AMOUNT IS \$36,458,737

PROPOSED OPTIONS WITH BUDGET IMPACT:

OPTION A:

(LAW ENFORCEMENT OFFICERS ONLY)

INCREASE PUBLIC SAFETY & LAW ENFORCEMENT PAY SCALE 18%

BUDGET IMPACT: ADDITIONAL REQUEST OF \$1,863,867

OPTION B:

(LAW ENFORCEMENT & NON LAW ENFORCEMENT)

LAW ENFORCEMENT: INCREASE PUBLIC SAFETY & LAW ENFORCEMENT PAY SCALE 6%
&

NON LAW ENFORCEMENT: SLOT CLOSEST TO BUT NOT LESS THAN A 6% INCREASE

BUDGET IMPACT: ADDITIONAL REQUEST OF \$1,875,600

OPTION C:

(LAW ENFORCEMENT & NON LAW ENFORCEMENT)

LAW ENFORCEMENT: INCREASE PUBLIC SAFETY & LAW ENFORCEMENT PAY SCALE 7%
&

NON LAW ENFORCEMENT: SLOT CLOSEST TO BUT NOT LESS THAN A 6% INCREASE

BUDGET IMPACT: ADDITIONAL REQUEST OF \$1,979,148

NOTE: Salary Increment Due Dates will remain Status Quo



BEFORE THE 2022 JUDICIAL COUNCIL OF GUAM

RESOLUTION NO. JC22-003

RELATIVE TO APPROVING PAY INCREASES FOR JUDICIARY OF GUAM LAW ENFORCEMENT EMPLOYEES
SUBJECT TO LEGISLATIVE APPROPRIATION

WHEREAS, on January 18, 2022, the Governor of Guam issued Executive Order No. 2022-01, which raised the base pay of executive branch law enforcement officers by 18% but which did not affect Judiciary Probation Officers or Deputy Marshals; and

WHEREAS, in response to the executive branch law enforcement pay increase, the Judiciary's Human Resources Division ("HR") reviewed the Judiciary's law enforcement officer pay under the compensation policy set forth in 4 GCA § 6301, which requires employee compensation be based on "internal equity and external competitiveness;" and

WHEREAS, at the Judicial Council meeting of March 17, 2022, HR presented three different options to the Judicial Council to increase employee pay as follows:

- Option A: Increase Probation Officer and Deputy Marshal pay by 18%, mirroring EO No. 2022-01,
- Option B: Increase Probation Officer and Deputy Marshal pay by 6% and all non-law enforcement employee pay to the slot closest to, but not less than, a 6% increase,
- Option C: Increase Probation Officer and Deputy Marshal pay by 7% and all non-law enforcement employee pay to the slot closest to, but not less than, a 6% increase, and;

WHEREAS, the Judicial Council decided that Option C, excluding the pay adjustment for non-law enforcement employees, is in the best interests of the Judiciary based on internal equity and external competitiveness; and

WHEREAS, the pay adjustment of non-law enforcement employees will be considered by the Judicial Council at its next regular meeting; and

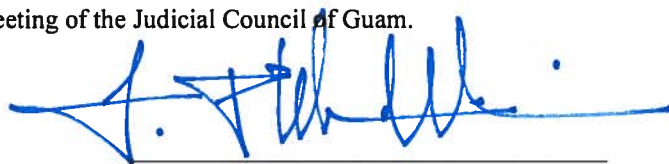
WHEREAS, under 7 GCA § 5102 and 4 GCA § 6301 the Judicial Council is authorized to adjust the pay scales of Judiciary employees; and

WHEREAS, this pay adjustment must be conditioned upon additional appropriations in the Judiciary's approved Fiscal Year 2023 budget.

NOW, THEREFORE, BE IT RESOLVED that the Judicial Council hereby approves an increase of 7% in Probation Officer and Marshal pay for inclusion in the Judiciary's FY2023 budget submission.

BE IT FURTHER RESOLVED upon approval by the Legislature of additional appropriations for this purpose, this pay adjustment shall go into effect in Fiscal Year 2023.

DULY ADOPTED the 17th day of March 2022 at a duly noticed meeting of the Judicial Council of Guam.



F. PHILIP CARBULLIDO, Chairman

Dated: 03/29/2022

ATTEST:



Petrina M. Ula, Executive Secretary

Dated: 03/29/22



BEFORE THE 2022 JUDICIAL COUNCIL OF GUAM

RESOLUTION NO. JC22-004

RELATIVE TO UPDATING SIGNATURE CARDS FOR JUDICIARY BANK ACCOUNTS

WHEREAS, this Council, in Resolution No. JC13-016, authorized the Administrator of the Courts and Controller to secure debit/check cards from banking institutions in Guam to be utilized in accordance with the Administrator of Courts' Procurement Policy for Debit Cards; and

WHEREAS, the Administrator of the Courts and the Finance Administrator have opened debit/checking accounts, at various Guam banks, on behalf of the Judiciary for this authorized purpose; and

WHEREAS, the banks have requested updated signatory cards to reflect changes in authorized Judiciary signatories.

NOW, THEREFORE, BE IT RESOLVED that the Judicial Council hereby authorizes the following individuals to serve as authorized signers for the Judiciary's accounts at First Hawaiian Bank, Bank of Guam, Bank of Hawaii, Bank Pacific and ANZ Bank:

Kristina L. Baird, Administrator of the Courts
Andrew S. Quenga, Deputy Administrator of the Courts
Danielle T. Rosete, Superior Court Clerk of Court
Ma. Dianne O. Gudmalin, Finance Administrator
Francine B. Brillantes, Deputy Administrator, Financial Affairs
Sophia Santos Diaz, Director of Policy, Planning & Community Relations
Marcelene C. Santos, Public Guardian

BE IT FURTHER RESOLVED that this Judicial Council Resolution No. JC 22-003 supersedes and replaces in their entirety any and all prior Judicial Council Resolutions that approved bank card signatories and the signatory authorizations therein are no longer authorized.

DULY ADOPTED this 17th day of March 2022 at a duly noticed meeting of the Judicial Council of Guam.


F. PHILIP CARBULLIDO, Chairman

Dated: 3/17/2022

ATTEST:


Petrina M. Ula, Executive Secretary

Dated: 3/17/22

Judiciary of Guam Common Areas Recording Policy

I. PURPOSE

The Judiciary of Guam (the “Judiciary”) institutes this policy as part of its commitment to maintain decorum and order in all Judiciary facilities and to ensure a safe and non-threatening environment for all Judiciary patrons and employees.

II. AUTHORITY

This policy is authorized pursuant to Rule 3(c) of the Judiciary of Guam Rules Governing Electronic Coverage of Judiciary Proceedings, adopted by the Supreme Court of Guam via Promulgation Order No. PRM16-001-01.

III. APPLICATION

This policy shall apply to the common areas in all Judiciary facilities. Common areas include entrances, exits, hallways and spaces that are accessible to the public. This policy shall not apply to the interiors of individual courtrooms, which are specifically covered in the Rules Governing Electronic Coverage of Judiciary Proceedings.

IV. PROHIBITIONS

Except as provided in the Rules Governing Electronic Coverage of Judiciary Proceedings, all audio and video recording by any person in the common areas of Judiciary facilities without the prior consent of the Administrator of the Courts or a judicial officer is prohibited.

This prohibition shall not apply to investitures and other official ceremonies held in the common areas.

V. POSTING OF THIS POLICY

A copy of this policy shall be posted on the Judiciary website, entrances to all Judiciary facilities, Superior Court and Supreme Court Clerk’s Offices and at other appropriate public locations at each Judiciary facility as determined by the Administrator of the Courts.

VI. REFERENCES

- A. Judiciary of Guam Rules Governing Electronic Coverage of Judicial Proceedings.