



JUDICIAL COUNCIL OF GUAM

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**JUDICIAL COUNCIL OF GUAM
EXECUTIVE SESSION
THURSDAY, DECEMBER 21, 2022
Justice Monessa G. Lujan Appellate Courtroom
Guam Judicial Center
And via Videoconference in Zoom breakout room**

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

MINUTES

I. CALL TO ORDER

The Regular Meeting of the Judicial Council was recessed to Executive Session by the Chairman, Chief Justice F. Philip Carbullido, at the hour of 1:39 p.m.

IN ATTENDANCE:

Chief Justice F. Philip Carbullido
Justice Robert J. Torres
Justice Katherine A. Maraman
Presiding Judge Alberto C. Lamorena III
Judge Arthur R. Barcinas

Also, Present:

Ms. Kristina L. Baird, Administrator of the Courts (AOC)
Mr. Andrew Sergio Quenga, Designated Staff Attorney
Ms. Carmelita G. Tenorio, Court Reporters Unit, C&M Division
Ms. Petrina M. Ula, Judicial Assistant, Executive Secretary

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

II. PROOF OF DUE NOTICE OF EXECUTIVE SESSION

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

III. DETERMINATION OF QUORUM

Chief Justice F. Philip Carbullido, Justice Robert J. Torres, Justice Katherine A. Maraman, Presiding Judge Alberto C. Lamorena III, and Judge Arthur R. Barcinas were moved from the main Zoom room to a Zoom breakout room intended for the Executive Session. AOC Kristina L. Baird joined them, along with Deputy AOC and Designated Staff Attorney Andrew Serge Quenga, Court Reporter Carmelita G. Tenorio, and Judicial Council Executive Secretary Petrina Ula.

IV. STAFF ATTORNEY'S REQUEST FOR EXECUTIVE SESSION AND SUBJECT MATTER

Designated Staff Attorney Andrew Serge Quenga requested, in a memo addressed to the Judicial Council dated December 21, 2022, to hold an Executive Session to discuss three (3) ongoing litigation matters:

- *Gumataotao v. Judicial Branch*, Superior Court Civil Case No. CV0342-22;
- *Philips v. Guam Courts*, District Court Case No. 1:22-cv-00014; and
- EEO matter

Justice Torres motioned to move to Executive Session; Judge Barcinas seconded the motion. Chief Justice Carbullido called an oral vote. All Council members voted in favor.


V. TRANSCRIPTS

Transcripts of this executive session are being prepared and will be sealed for six (6) months from the date of the executive session unless further sealed by a court order.

VI. ADJOURNMENT

At 1:48 p.m., Chief Justice Carbullido entertained a motion to rise to Regular Session. Justice Torres made the motion; Judge Barcinas seconded. The public meeting of the Judicial Council resumed. Chief Justice Carbullido stated that no decision needs to be made in Regular Session due to convening in Executive Session.

Respectfully submitted this 18th day of January 2023.



JESSICA PEREZ JACKSON
Executive Secretary,
Judicial Council of Guam



ROBERT J. TORRES
Chairman

Dated: 1/18/23