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IN THE SUPREME COURT OF GUAM

RE:) PROMULGATION ORDER NO.: 04-004
)
AMENDMENTS TO THE)
RULES FOR THE SUPERIOR)
COURT OF GUAM FOR THE)
APPOINTMENT OF COUNSEL)
FOR INDIGENT DEFENDANTS)

On February 27, 2004, through Promulgation Order 04-003, the Supreme Court amended the Rules for Appointment of Counsel for Indigent Defendants by repealing and reenacting the second paragraph in the Preamble, Rules 13.3.A, 13.3.B, 13.5.A, and 13.5.C, and adding a new Rule 13.3.C to the Rules.

When the new Rule 13.3.C was added by Promulgation Order 04-003, due to an administrative oversight there already existed both a Rule 13.3.C and a Rule 13.3.D which remain in existence. For clarification regarding the numbering of sections within Rule 13, Rules 13.3.C and 13.3.D as they existed prior to Promulgation Order 04-003 are hereby renumbered as Rule 13.3.D and Rule 13.3.E respectively.

Furthermore, the Supreme Court, pursuant to 7 GCA § 3107 (as amended by P.L. 27-31), hereby repeals the third paragraph of the Preamble, and amends Rules 13.3.C.2, "Formation of Private Attorney Panel," 13.3.C.3, "Adding and Removing Attorneys from the Private Attorney Panel," and 13.3.C.4, "Assignment of Cases to the Private Attorney Panel," of the Rules for Appointment of Counsel for Indigent Defendants to create four sub-panels of the final Private Attorney Panel on which the final Private Attorney Panel attorneys will be placed; to allow Justices of the Supreme Court and Judges of the Superior Court to make final decisions regarding membership on the four sub-categories of the Private Attorney Panel as well as other matters regarding the Private Attorney Panel attorneys; and to expand the types of proceedings in which attorneys on the Pending Application List are allowed to sit second chair

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