

From: committeeonrules@guamlegislature.gov
Sent: Wednesday, February 12, 2025 2:45 PM
To: clerks@guamlegislature.gov
Cc: 'Speaker Frank Blas Jr.'
Subject: Messages & Communications Doc. No. 38GL-25-0174 through 0180.
Attachments: 21125 COMM Doc. No. 38GL-25-0174.pdf; 21125 COMM Doc. No. 38GL-25-0175.pdf; 21125 COMM Doc. No. 38GL-25-0176.pdf; 21125 COMM Doc. No. 38GL-25-0177.pdf; 21125 COMM Doc. No. 38GL-25-0178.pdf; 21125 COMM Doc. No. 38GL-25-0179.pdf; 21125 COMM Doc. No. 38GL-25-0180.pdf

Håfa Adai Clerk’s Office,

Please see attached, **Messages & Communications Doc. No. 38GL-25-0174 through 0180** for processing:

✓	38GL-25-0174	Guam Power Authority	Small Purchase procurement not exceeding Twenty-Five Thousand Dollars (\$25,000) for supplies or services, and not exceeding One Hundred Thousand Dollars (\$100,000) for construction made for the month of January 2025* Documents Relative to Small Purchases, Sole Source and Emergency Purchases for the month of January 2025, Acting General Manager Appointments of Beatrice P. Limtiaco effective December 12, 2024 through December 30, 2024 and Jennifer G. Sablan P.E. effective December 31, 2024 through January 5, 2025, Continuance of Delegation Signature for GPA Business and Operational Matters*
✓	38GL-25-0175	Department of Land Management	Small Purchases Monthly Report for January 2025*
✓	38GL-25-0176	Guam Police Department	FY2025 1st Quarter Report ending December 31, 2024 Re: Filling the Position of a Police Officer Psychologist*
✓	38GL-25-0177	Department of Land Management	FY2025 Monthly Revenue Collection Report for January 2025*
✓	38GL-25-0178	Civil Service Commission	Board Meeting Packet for January 30, 2025*
✓	38GL-25-0179	Guam Department of Education	Superintendent’s Report – DE-1 (GG-1) or Contract of Employees as of January 2025*
✓	38GL-25-0180	Guam Power Authority	Un-Audited Financial Statement for the month of December 2024 and FY2025 1st Quarter Travel Report* Unaudited Financial Statement for the month of December 2024 and FY2025 1st Quarter Travel Report*

Kindly reply to this email.



si Yu'os ma'äse',

Colleen B. Chargualaf
Committee on Rules Deputy
COMMITTEE ON RULES
Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

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Messages and Communications for 38GL-25-0178*

2 messages

Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>
To: committeeonrules@guamlegislature.gov, Office Senator Bri <office.senatorbri@guamlegislature.gov>

Mon, Feb 10, 2025 at 4:26 PM

Hafa Adái,

Please see attached M&C Doc. No. 38GL-25-0178

38GL-25-0178	Civil Service Commission	Board Meeting Packet for January 30, 2025*
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Si Yu'os Ma'áse'

Bernice Rivera

Administrative Assistant

**Office of Speaker Frank F. Blas, Jr.**

I Mina'trentai Ocho na Lihenslaturan Guáhan 38th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagatña

(671)969-6456

speakerblas@guamlegislature.gov

Guam Legislature (@GuamLegislature) | Twitter

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----- Forwarded message -----

From: **Janeque Sagun** <janeque.sagun@csc.guam.gov>

Date: Thu, Feb 6, 2025 at 4:16 PM

Subject: Civil Service Commission - Board Meeting of: Thursday, January 30, 2025.

To: Litigation Division <civillitigation@oagguam.org>, gll@guamlawlibrary.org <gll@guamlawlibrary.org>, Office of Public Accountability <admin@guamopa.com>, Eliza G. Dames <eliza.dames@guam.gov>, Shamra L.A. Chargualaf <shamra.chargualaf@guam.gov>, Dorothy Blas <dorothy.blas@guam.gov>, <speakerblas@guamlegislature.gov>, <office.senatorbri@guamlegislature.gov>

Hafa Adai,

In compliance with *Chapter 18 of Title 1, Guam Code Annotated, Article 4 Section 1840*, and mandated under *4 GCA, Section 4403 (a)*, the Civil Service Commission submits the following documents that were presented and heard at its Board meeting that was conducted on, **Thursday, January 30, 2025**.

- **Agenda.**
- **Minutes:** August 27, 2024.
- **Signing:** Judgment of Dismissal; Herman Quidachay (24-AA14T).

Kindly acknowledge receipt of this email and its attachments.

Very Respectfully,

--



Janeque LeeAnn L.G Sagun

Civil Service Commission (CSC)
BOARD SECRETARY
BELL TOWER, Suite 201, 710 West Marine Corps
Drive Hagatna, Guam 96910
janeque.sagun@csc.guam.gov
Website: csc.guam.gov
Work: (671) 647-1855 / Fax: (671) 647-1867

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4 attachments

- 1-30 agenda (1) (1).pdf**
70K
- MINUTES APPROVED ON 1-30-25 .pdf**
97K
- H.QUIDACHAY (24-AA14T).pdf**
130K
- 38GL-25-0178.pdf**
2108K

38th Committee On Rules <committeeonrules@guamlegislature.gov>
To: "Speaker Frank Blas Jr." <speakerblas@guamlegislature.gov>

Tue, Feb 11, 2025 at 11:37 AM

Håfa Adai!

Received and thank you.



si Yu'os ma'åse',

Colleen B. Chargualaf
Committee on Rules Deputy
COMMITTEE ON RULES
Vice Speaker V. Anthony Ada, Chairperson
I Mina'trentai Ocho Na Liheslaturan Guåhan
38th Guam Legislature

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[Quoted text hidden]



Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Civil Service Commission - Board Meeting of: Thursday, January 30, 2025.

3 messages

Janeque Sagun <janeque.sagun@csc.guam.gov>

Thu, Feb 6, 2025 at 4:16 PM

To: Litigation Division <civillitigation@oagguam.org>, "gll@guamlawlibrary.org" <gll@guamlawlibrary.org>, Office of Public Accountability <admin@guamopa.com>, "Eliza G. Dames" <eliza.dames@guam.gov>, "Shamra L.A. Chargualaf" <shamra.chargualaf@guam.gov>, Dorothy Blas <dorothy.blas@guam.gov>, speakerblas@guamlegislature.gov, office.senatorbri@guamlegislature.gov

Hafa Adai,

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- **Signing:** Judgment of Dismissal; Herman Quidachay (24-AA14T).

Kindly acknowledge receipt of this email and its attachments.

Very Respectfully,

--

Doc Type: 38GL-25-0178
OFFICE OF THE SPEAKER
FRANK F. BLAS, JR.

Feb 6, 2025

Time: 4:16 PM

Received: 



Janeque LeeAnn L.G Sagun

Civil Service Commission (CSC)

BOARD SECRETARY

BELL TOWER, Suite 201, 710 West Marine Corps
Drive Hagatna, Guam 96910

janeque.sagun@csc.guam.gov

Website: csc.guam.gov

Work: (671) 647-1855 / Fax: (671) 647-1867

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3 attachments

 **1-30 agenda (1) (1).pdf**
70K

 **MINUTES APPROVED ON 1-30-25 .pdf**
97K

 **H.QUIDACHAY (24-AA14T).pdf**
130K

Eliza G. Dames <eliza.dames@guam.gov>

Thu, Feb 6, 2025 at 6:04 PM

To: Janeque Sagun <janeque.sagun@csc.guam.gov>

Cc: Litigation Division <civillitigation@oagguam.org>, "gll@guamlawlibrary.org" <gll@guamlawlibrary.org>, Office of Public Accountability <admin@guamopa.com>, "Shamra L.A. Chargualaf" <shamra.chargualaf@guam.gov>, Dorothy Blas <dorothy.blas@guam.gov>, speakerblas@guamlegislature.gov, office.senatorbri@guamlegislature.gov

Confirming receipt.

[Quoted text hidden]

--



Eliza Dames
Special Assistant
Ricardo J. Bordallo Governor's Complex
Office of the Governor
Hagatna, Guam
(671) 473-1104

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Speaker Frank Blas Jr. <speakerblas@guamlegislature.gov>

Fri, Feb 7, 2025 at 8:44 AM

To: Janeque Sagun <janeque.sagun@csc.guam.gov>

Cc: Litigation Division <civillitigation@oagguam.org>, "gll@guamlawlibrary.org" <gll@guamlawlibrary.org>, Office of Public Accountability <admin@guamopa.com>, "Eliza G. Dames" <eliza.dames@guam.gov>, "Shamra L.A. Chargualaf" <shamra.chargualaf@guam.gov>, Dorothy Blas <dorothy.blas@guam.gov>, office.senatorbri@guamlegislature.gov

Hafa Adâi,

Confirming receipt of your email and its attachments.

Bernice Rivera

Administrative Assistant



Office of Speaker Frank F. Blas, Jr.

I Mina'trentai Ocho na Lihenslaturan Guahan 38th Guam Legislature

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(671)969-6456

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On Thu, Feb 6, 2025 at 4:16 PM Janeque Sagun <janeque.sagun@csc.guam.gov> wrote:

[Quoted text hidden]



Civil Service Commission BOARD MEETING (IN-PERSON AND LIVE STREAM)

🏠 Location: CSC BOARD HEARING ROOM
📅 Date: THURSDAY, JANUARY 30, 2025
🕒 Time: 9:00 A.M.

AGENDA

- I. CALL TO ORDER.
- II. APPROVAL OF MINUTES: August 27, 2024.
- III. NEW BUSINESS:
 - (1) SIGNING: JUDGMENT OF DISMISSAL.
Herman Quidachay vs. Guam Memorial Hospital Authority (GMHA); CSC Case No.: 24-AA14T.
- IV. OLD BUSINESS:
 - (1) HEARING ON THE MERITS (Continuation).
Christopher Florig vs. Guam Fire Department (GFD); CSC Case No.: 18-AA07T.
- V. GENERAL BUSINESS:
 - 1) Bills and Laws affecting CSC: None.
 - 2) Administrative Counsel Litigation Update.
 - 3) Administrative Matters:
 - a). Board Training; Civil Service Commission Board Members.
- VI. ADJOURNMENT.

----- NOTHING ELSE FOLLOWS -----

DANIEL D. LEON GUERRERO

CSC Executive Director



38GL-25-0178
Messages and Communications

RECEIVED
COMMITTEE ON RULES
February 10, 2025

4:26 p.m.
Colleen Chargualaf



I GOBIETNON GUÁHAN
CIVIL SERVICE COMMISSION
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BOARD MEETING MINUTES OF
Tuesday, August 27, 2024

The Civil Service Commission (CSC) convened on Tuesday, August 27, 2024 in the CSC Board Room, Bell Tower 710 Marine Corps Drive Suite 201, Hagåtña, Guam 96910.

Commissioners in attendance and constituting a quorum:	Others present were
Juan K. Calvo, Chairman	Civil Service Commission Employees: Daniel D. Leon Guerrero, Executive Director
Anthony P. Benavente, Vice Chairman	Katherine M. Nepton, Administrative Counsel
Francisco T. Guerrero, Commissioner	Roland P. Fejarang, Personnel Mgmt Administrator
Cathy O. Catling, Commissioner	Janeque LeeAnn L.G. Sagun, Board Secretary
Rose Marie A. Morales, Commissioner	

I. CALL TO ORDER.

On **Tuesday, August 27, 2024**, at approximately **9:08 a.m.**, Chairman Juan K. Calvo convened the Board Meeting of the Civil Service Commission.

II. APPROVAL OF MINUTES: April 25, 2024; and April 30, 2024.

The minutes of April 25, 2024; and April 30, 2024 were approved by Vice Chairman Anthony P. Benavente, with the concurrence of all other Commissioners.

III. NEW BUSINESS:

1) Motion Hearing.

Lisa M. Mosher vs. Guam Department of Education (GDOE); CSC Case No.: 24-AA06S.

Lay Representative Phyllis M.B. Blas represented the Guam Department of Education ("GDOE") along with GDOE Acting Deputy Superintendent Dr. Barbara Adamos. In addition, Robert Koss, the Lay Representative of the Guam Federation of Teachers (GFT), was present to represent the employee who was also in attendance.

GFT Lay Representative Robert Koss addressed housekeeping issues prior to addressing this matter. Mr. Koss stated that this case has been resolved. Amendments are to be made in accordance with the advice of Katherine M. Nepton, CSC Legal Counsel, after the employee submitted a signed settlement agreement. The employee will implement the suggested modifications and submit the amended settlement agreement. The terms and conditions of this case have been resolved, and this settlement is a global agreement that encompasses the 2007 case as well. Both matters have been satisfactorily resolved.

IV. OLD BUSINESS:

1) *Signing: Decision and Judgment.*

Vivian Nisperos vs. Office of the Attorney General (OAG); CSC Case No.: 23-PA04.

Roland P. Fejarang, the Personnel Management Administrative Counsel of the Civil Service Commission, read the above-listed signing (**#1 – *Decision and Judgment***) into the record. Vice Chairman Anthony P. Benavente proposed the approval of the aforementioned signing, and all other Commissioner concurred.

2) *Motion to Reconsider.*

Joyjean R. Arceo vs. Port Authority of Guam (PAG); CSC Case No.: 23-AA11T.

James Louis Canto II represented the Port Authority of Guam ("PAG") along with PAG General Manager, Rory J. Respicio. In addition, Jacqueline Taitano Terlaje was present to represent the employee who was also in attendance.

This matter began with both Management and Employee Counsels delivering their fifteen (15) minute oral arguments. Oral arguments began with Management representative James Louis Canto II, followed by Employee representative, Jacqueline Taitano Terlaje. Shortly after the conclusion of the oral arguments, the Commission had the opportunity to question management and employee counsels.

Vice Chairman Anthony P. Benavente moved to deny managements motion for reconsideration of the judgment signed on August 08, 2024, seconded by Chairman Juan K. Calvo; all other Commissioners concurred. The Commission voted five (5) to zero (0) to deny managements motion for reconsideration of the judgment signed on August 08, 2024.

3) *Grievance Hearing (Continued).*

Tommy Arceo vs. Department of Public Works (DPW); CSC Case No.: 23-GRE06.

Assistant Attorney General Jay Matthew Strader represented the Department of Public Works ("DPW") along with DPW Director, Vincent P. Arriola. In addition, Robert Koss, the Lay Representative of the Guam Federation of Teachers ("GFT"), was present to represent the employee who was also in attendance.

This matter began with employee counsel continuing to call upon its last two (2) witnesses. The next employee witness to be called for testimony was Attorney Joshua D. Walsh followed by the employee, Tommy Arceo. Each party was given an equal duration of fifteen (15) minutes to question Attorney Joshua D. Walsh and an equal duration of thirty (30) minutes to question the employee, Tommy Arceo. The Commission was also had the chance to question both these witnesses.

Prior to the closing arguments, Commissioner Rose Marie A. Morales proposed a motion to subpoena a representative from the Guam Waterworks Authority and Guam Power Authority payroll department to elucidate their management of the double pay process during the COVID-19 Pandemic Emergency. The Commission voted three (3) to two (2). Failing to garner an affirmative vote of four (4) the motion to subpoena a representative from the Guam Waterworks Authority and Guam Power Authority payroll department failed.

Closing arguments then commenced. Both employee and management counsels were allotted an equal time of fifteen (15) minutes to present their final arguments before the Commission. Subsequent to the Commission's deliberation. After careful deliberation, the Commission determined that the Employee was not entitled to double pay at the rate specified in the Department of Administration's Personnel Rules and Regulations, 8.406, Natural Disaster and Other Emergency Conditions, (C.) (2.) when he is obligated to work during the COVID-19 pandemic and in accordance with the Governor's State of Emergency Executive Orders.

Consequently, after further consideration, the Commission voted four (4) to one (1), with Commissioner Francisco T. Guerrero dissenting, that the Employee had not satisfied its burden of proof. The Commission therefore voted in favor of Management to dismiss the Employee's Grievance Appeal.

V. GENERAL BUSINESS:

- 1) **Bills and Laws affecting CSC:** None.
- 2) **Administration Counsel Litigation Update; focused on SP0095-21.**
 - Guam Department of Education vs. Civil Service Commission vs. Mark J.S.N. Taisipic.
- 3) **Administrative Matters:**
 - (a) **CSC Resolution No.: 2024-003;** Relative to Commending Robert C. Taitano for his Service, Dedication, and Commitment to the Guam Civil Service Commission.
 - (b) **Executive Director Briefing; focused on SP0101-24 (CSC Case No.: 23-AA08T).**
 - Office of the Attorney General vs. Civil Service Commission vs. Vivian Nisperos.
 - (c) Board Training; Civil Service Commission Board Members.

VI. ADJOURNMENT.

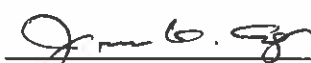
Commissioner Rose Marie A. Morales proposed that the Board Meeting of the Civil Service Commission be adjourned, and all other Commissioners agreed. The Civil Service Commission's Board Meeting **concluded at approximately 12:44 a.m. on Tuesday, August 27, 2024.**

Submitted for Approval:



Janeelle LeeAnn L.G. Sagun
Board Secretary

APPROVED:



Juan K. Calvo, Chairman
Date: 1/30/2025



BEFORE THE
GUAM CIVIL SERVICE COMMISSION
BOARD OF COMMISSIONERS



IN THE MATTER OF:
HERMAN QUIDACHAY,

Employee,

v.

GUAM MEMORIAL HOSPITAL
AUTHORITY,

Management.

ADVERSE ACTION APPEAL
CASE NUMBER 24-AA14T

JUDGMENT OF DISMISSAL


The Civil Service Commission hereby dismisses the above captioned case, with prejudice, pursuant to the attached Stipulation of Settlement and Employee's request for dismissal; consistent with Adverse Action Rule 12(a).

SO ADJUDGED this 30th day of January, 2025.



JUAN K. CALVO
Chairman

ANTHONY P. BENAVENTE
Vice Chairman



FRANCISCO T. GUERRERO
Commissioner



CATHY O. CATLING
Commissioner



ROSE MARIE A. MORALES
Commissioner

25-044

CIVIL SERVICE COMMISSION
11:09am
JAN 14 2025
RECEIVED

**CIVIL SERVICE COMMISSION
GOVERNMENT OF GUAM**

HERMAN QUIDACHAY,
Employee,

**ADVERSE ACTION APPEAL
Case No. 24-AA14T**

vs.

STIPULATION OF SETTLEMENT

**GUAM MEMORIAL HOSPITAL
AUTHORITY,**

Management.

To the Civil Service Commission of Guam:

This Stipulation and Settlement and Agreement is entered into between Herman Quidachay ("Employee") and the Guam Memorial Hospital Authority ("GMHA" or "Management"). The parties enter this stipulation as a final resolution of the above-captioned adverse action appeal.

RECITALS

- A. Herman Quidachay was an employee at GMHA employed as a Hospital Clinical Systems Support Specialist III.
- B. On November 18, 2024, Employee's employment at GMHA was terminated based on discontinuance of his original probationary period.
- C. Employee appealed his Adverse Action to the CSC on December 2, 2024. Employee alleged that he should have been a classified employee.
- D. The parties desire to enter into this Settlement Agreement ("Agreement") for this and all pending related matters in order to provide for certain arrangements in full settlement and discharge of this appeal, 24-AA14T, in fair and equitable means and upon the terms and conditions set forth herein.
- E. The terms and conditions of said Agreement shall become operative upon execution of this Agreement and entry of a final judgment of dismissal by the Civil Service Commission.

COPY

1 **NOW THEREFORE**, for and in consideration of the mutual promises set forth
2 herein, the parties agree as follows:

3 **1. Purpose of Agreement.**

4 Employee and Management acknowledge and agree that this Agreement is a
5 Settlement and Compromise of the referenced matter. It is the intention of the
6 parties by the execution of this Agreement to fully, finally and completely
7 resolve all disputes between them regarding the final notice of adverse action
8 and appeal at issue in Case No. 24-AA14T, in the manner more specifically set
9 forth in the terms of this Agreement that follow.

10 **2. Employee's Obligation.**

11 2.1 Employee agrees to withdraw and dismiss his adverse action appeal before
12 Civil Service Commission with prejudice pursuant to the mutually agreeable
13 terms of this stipulated settlement agreement. Employee agrees to not seek
14 future employment at Guam Memorial Hospital Authority.

15 2.2 Within ten days of execution of this agreement, Employee shall submit a letter
16 of resignation effective on November 18, 2024—the date of his separation
17 from GMHA.

18 2.3 Employee shall bear and suffer his costs and attorney's fees associated with
19 this action and appeal.

20 **3. Management's Obligation.**

21 3.1 Upon receipt of Employee's resignation letter, Management shall rescind the
22 letter (dated November 18, 2024) discontinuing Employee's original
23 probationary employment and amend the personnel action separating
24 Employee from employment to reflect "voluntary resignation." The
25 resignation shall be reflected as being in good standing.

26 3.2 A copy of the amended personnel action shall be provided to the Employee
27 within 10 days of receipt of Employee's resignation letter.

28 3.3 Management shall bear and suffer its costs and attorney's fees associated with
this action and appeal.

4. Performance Accepted.

 The parties agree and acknowledge: (a) that each accepts performance of its
obligations specified in this Agreement as a full and complete compromise of
matters involving disputed issues; (b) that the negotiations for this settlement
(including all statements, admissions or communications by the parties of
their attorneys or representative shall not be considered by any of said parties

1 as an admission by either party or in interpreting the terms of this Agreement;
2 (c) and that no past or present wrongdoing or allegations of wrongdoing on
3 the part of the parties shall be implied by such negotiations.

4 **5. Additional Documents.**

5 The parties agree to cooperate fully and execute any and all supplementary
6 documents, including a proposed judgment of dismissal with prejudice, and
7 take all additional actions that may be necessary as appropriate to give full
8 force and effect to the basic terms and intent of this Agreement within thirty
9 (30) days of the effective date.

10 **6. Independent Advice of Counsel or Representative.**

11 Each party represents and declares that it has received independent advice
12 from its respective attorneys or representatives with respect to the advisability
13 of making the settlement provided for herein and with respect to the
14 advisability of executing this Agreement. Each party further represents and
15 declares that it has not relied upon any statement or representation by the
16 other party or of any of its partners, agents, employees, or attorneys in
17 executing this Agreement or in making the settlement provided for herein,
18 except as expressly provided for herein.

19 **7. Voluntary Agreement.**

20 Each party represents and declares that it has carefully read this Agreement,
21 that it knows the contents of this Agreement, and that it has signed the same
22 freely and voluntarily.

23 This agreement is executed on behalf of the parties as follows:

24 **For Employee:**

25 
26 _____
27 **HERMAN QUIDACHAY**
28 Employee

Date: 1.9.2025



PETER J. SANTOS
Counsel for Employee

Date: 1-11-25

For Management GMHA:



LILLIAN PEREZ-ROSADAS
Hospital Administrator/CEO

Date: 1/13/2025



JORDAN LAWRENCE PAULUHN
GMHA Legal Counsel

Date: 1/13/25