PUBLIC DEFENDER SERVICE CORPORATION
Board of Trustees Regular Meeting
Tuesday, September 28, 2010
Conference Room,
Public Defender Service Corporation
12:30 p.m.

A G E N D A

I. Call to Order

II. Roll Call

III. Proof of Due Notice of Meeting:

5 Working Days Notice:	Marianas Variety, Friday, September 17, 2010
48 Hours Notice:	Marianas Variety, Friday, September 24, 2010

IV. Determination of Quorum

V. Approval of Minutes: (Regular Meeting of August 03, 2010)

VI. Old/Unfinished Business:

A. Financial Status Update (PDSC and APD Allotment Releases)

B. Domestic Violence Program Update

C. PDSC Director's Performance Review

D. APD's Fiscal Year 2011 Budget Request

VII. New Business:

A. PDSC Fiscal Year 2011 Budget Appropriation (Impact of Public Law 30-196)

VIII. Public Discussion:

IX. Adjournment

Pope to begin UK visit with Scotland stop

EDINBURGH (AP) – After months of preparation and controversy, Pope Benedict XVI arrives in the United Kingdom on Thursday for a four-day visit overshadowed by sex abuse scandals that have shaken confidence in the church.

Thousands of tickets to papal events remain unclaimed in an increasingly secular country even as many of the faithful express joy about his imminent arrival.

The trip is the first state visit by a pope to the U.K., and he will be received by Queen Elizabeth II at her official residence in Scotland, symbolically significant because of the historic divide between the officially Protestant nation and the Catholic Church.

The queen is head of the Church of England, which split acrimoniously from Rome in the 16th century, a division followed by centuries of anti-Catholic sentiment. The visit also coincides with the 450th anniversary of the Reformation in Scotland.

The pope left from Rome's Ciampino airport at about 0615 GMT (2:15 a.m. EDT) in sunny weather. He was due to arrive at Edinburgh airport at 0930 GMT (5:30 a.m. EDT).

After meeting the queen at The Palace of Holyrood House Thursday morning, the Pope will take part in a parade through Edinburgh city center where police expect up to 100,000 well-wishers to line the streets. The Scottish Government plans to fly the Vatican City flag at its headquarters to mark the historic visit.

The Catholic Church has been rocked by a series of sex abuse scandals, from covered-up cases in Boston to a report in Belgium this week that revealed hundreds of victims' harrowing accounts of molestation that led to at least 13 suicides. The pope has been criticized for his response to the crisis and the fallout from the scandal appears to have dampened enthusiasm for his visit.

Amid the abuse scandal and recession, there is also strong opposition to Benedict's hard line against homosexuality, abortion and using condoms to prevent AIDS.

Cardinal Keith O'Brien, leader of Scotland's minority Catholics, admitted the damage caused by the sex scandals has been considerable.

In a statement, he said the abuse cases have "caused terrible injury to children and young adults, and equally horrible have been the cover-ups, but I think the pope has put strong steps to prevent it from happening. Nobody loses face by saying 'sorry' and 'I'm trying to do better'."

Only 65,000 of the faithful are expected to attend an open air Mass at Bellahouston Park in Glasgow later on Thursday, compared to the 100,000 expected by authorities, according to estimates by Strathclyde Police.

At the Mass the Pope will be serenaded by Susan Boyle, the "Britain's Got Talent" reality show star who shot to global fame last year.

The bookish pontiff lacks the charisma of his predecessor John Paul II, who pulled in a crowd of 250,000 for Mass at the same Glasgow park during his pastoral visit in 1982.

A beatification event will follow on Sunday for Cardinal John Newman in Birmingham, which will see the 19th-century English philosopher take a step on his way to sainthood.

The estimated 12-million-pound ($18.6-million) cost of the visit, not including security, has been attacked by critics at a time when Britain faces deep budget cuts.

Security for Thursday's events in Scotland alone will cost 1 million pound ($1.55 million), according to the U.K. government. The Pope will travel from Edinburgh to Glasgow in a 26-car convoy. More than 1,000 police officers will be deployed in Glasgow and 600 in Edinburgh, and they will be backed up by armed response units.

Pope's U.K. visit

Pope Benedict XVI's visit to England and Scotland next week will be the first state visit by a pope to the U.K. Pope John Paul II toured the country in 1982 on a pastoral visit, but he did not meet with the prime minister.

The pope in Scotland

Thursday, Sept. 16

- Has audience with Queen Elizabeth II, followed by a state reception at the Palace of Holyrood House, Edinburgh
- Takes private lunch with Archbishop of St. Andrews, Edinburgh
- Celebrates Mass at Bellahouston Park, Glasgow

The pope in England

Friday, Sept. 17

- Visits St. Mary's University College, Twickenham, London; inaugurates the John Paul II Institute for Sport
- Visits the Archbishop of Canterbury at his London residence
- Address at Westminster Hall, evening prayer at Westminster Abbey

Saturday, Sept. 18

- Courtesy calls from Prime Minister David Cameron, Deputy Prime Minister Nick Clegg, acting Leader of the Opposition Harriet Harman
- Celebrates Mass at Westminster, holds prayer vigil at Hyde Park

Sunday, Sept. 19

- Celebrates Mass with the beatification of Cardinal John Henry Newman, Colton Park, Birmingham
- Meets with bishops of England, Scotland and Wales

© 2010 MCT
Source: Catholic Communications Network (London), MCT Photo Service, ESRI
Graphic: Pat Carr

Guinea postpones presidential poll

CONAKRY (Reuters) – Guinean authorities postponed on Wednesday a presidential election run-off due in four days, casting doubt on the minerals-producing West African state's bid to return to civilian rule.

Street battles left one dead and 50 injured this week as rival political camps traded accusations of attempted vote-rigging, while turmoil within the election body itself had made a delay to Sunday's poll look increasingly inevitable.

Election officials emerging from hours of talks in the capital Conakry blamed the postponement on a lack of necessary voting equipment and said it could take up to two weeks for arrangements to be in place.

"This is a hope that has been unfulfilled, an important opportunity that has gone by the wayside," junta leader Sekouba Konate, who has won international plaudits for his decision to relinquish power, told national television.

Foumba Kourouma, a member of the election commission CENI, said authorities would continue talks on Thursday to determine when the election run-off could be held.

Analysts have said a successful election in Guinea, seen as a linchpin of stability in a region scarred by three civil wars, is key to billions of dollars in planned mining investments and could draw a line under decades of authoritarian rule since its independence from France in 1958.

Favorite and former prime minister Cellou Dalein Diallo's camp had insisted the run-off must take place on time, while his rival Alpha Conde says several conditions must be met before a fair poll can be held.

AP

Pedestrians walk past a poster for Guinea presidential candidate Alpha Conde in Conakry.

PUBLICATION NOTICE

In accordance with the provisions of Guam Code Annotated, Title XI, Chapter III, Section 3315, notice is hereby given that:

KIM, Hye Young Han
dba: Hot Sun Restaurant

has applied for a Class: **4 General On Sale Alcoholic Beverage License** said premises being marked as Lot: **8 Blk. 2 # 589 Jin Su Bldg. Farenholt Ave., Tamuning.**

NOTICE OF PUBLIC MEETING

The Public Defender Service Corporation Board of Trustees will conduct a regular meeting on Tuesday, September 28, 2010 at 12:30 p.m. in the Conference Room of the Public Defender Service Corporation, 2nd Floor of the Guam Judicial Center Annex, 110 West O'Brien Drive, Hagåtña, Guam 96910.

Copies of the agenda will be available at the Public Defender Service Corporation.

Individuals requiring special accommodations are asked to contact Mrs. Bernadette S.N. Chargualaf at 475-3100.

/s/ CHIEF JUSTICE ROBERT J. TORRES, JR.
Chairman

This public notice is paid for with government funds administered by the Public Defender Service Corporation.

Department of Revenue and Taxation
Government of Guam
P.O. Box 23607
Barrigada, Guam 96921
Tel: 635-1813 • Fax: 633-2643

Felix P. Camacho, Governor
Michael W. Cruz, MD, Lt. Governor

REQUEST FOR INTEREST

This request is specifically for procurement for the support, maintenance and enhancment to the Department of Revenue & Taxation IBM iSeries Automated System (Federal Income Tax, W1, W2, W3, 1099, Business License, Gross Receipt Tax, Motor Vehicle, Driver License, Guam ID, Real Property Tax & others) and Scanning and MegaTag service using Datacap software.

Interested vendors must have a minimum of three (3) years experience in the Federal Income Tax system, iSeries Programming and must have local support on IBM iSeries Programming & Datacap Software.

All interested vendors shall submit their notices of interest to the following no later than 5:00pm, Sept. 30, 2010.

Artemio Ilagan
Director of Revenue & Taxation

If you have any questions regarding this matter, please call Ben Camacho, Systems and Programmer Administrator at 482-0045.

CHINA BRIEFS

China marks 30 years of its one-child policy

There is no foundation for that," said Chen Rongkai, a spokesman for China's Ministry of Commerce.

Succession speculation at NKorea meet

Kim [redacted]

line to succeed his father, North Korea founder Kim Il Sung, as his nation's leader.

Kim Jong Il took control of North Korea when his father

convention in a key step in the succession process that will not be announced in state media.

"I believe North Korea has decided to give the succes-

political meeting in 30 years.

Discussion over what economic reform the regime should announce during the party conference may also have

more than 10 years, wrote in a memoir that it was the youngest who was most like his father, ruthless and competitive even as a child.

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/s/ **CHIEF JUSTICE ROBERT J. TORRES, JR.**
Chairman

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GUAM POWER AUTHORITY

ATURIDAT ILEKTRESEDAT GUAHAN
P.O. BOX 2977 AGANA, GUAM U.S.A. 96932-2977
Telephone Nos. (671) 648-3054/55 or Facsimile (671) 648-3165

Simon A. Sanchez II
CCU Chairman

Joaquin C. Flores, P.E.
General Manager

REQUEST FOR PROPOSAL

NO: GPA-RFP-10-012

This notice is paid for by the GUAM POWER AUTHORITY Revenue Funds

The Guam Power Authority (GPA) is soliciting proposals from qualified Firms/Individuals for "Procurement Training and Certification Engagement."

Copies of the general scope of work may be picked up at the GPA Procurement Office, GPA Central Office, 1st Floor, 1911 Route 16, Harmon, Guam 96911.

All proposals must be submitted to the GPA Procurement Office, Attn: JOAQUIN C. FLORES, P.E., General Manager, by 4:00 P.M., October 08, 2010.

PUBLIC DEFENDER SERVICE CORPORATION
BOARD OF TRUSTEES
Meeting of
Tuesday, August 03, 2010
12:38 p.m.
Conference Room
Public Defender Service Corporation

MINUTES

I. CALL TO ORDER: This meeting was called to order by the Chairman, Chief Justice Robert J. Torres, Jr. at 12:38 p.m.

II. ROLL CALL:

Present were:
Chief Justice Robert J. Torres, Jr., Chairman
Presiding Judge Alberto C. Lamorena III, Vice Chairman
Attorney Cynthia V. Ecube, GBA President
CathyAnn C. Gogue, Member
Donna Muña Quinata, Member

Others present were:
Attorney Mike A. Nisperos, Jr., Director
Bernadette S.N. Chargualaf, Administrative Director
Attorney Stephen P. Hattori, for APD Supervising Attorney
Cecilia A.T. Lizama, Chief Fiscal Officer
Julito B. Tingson, Jr., MIS Administrator
Cecelia M. Fernandez, Administrative Assistant
Janet Rosario, APD Legal Secretary III

III. PROOF OF DUE NOTICE OF MEETING:

"Notice of Public Meeting" was published in the Marianas Variety on Friday, July 23, 2010 and on Friday, July 30, 2010.

IV. DETERMINATION OF QUORUM: With the initial presence of three (3) board members, a quorum was determined for this meeting. (Presiding Judge A.C. Lamorena III and Donna Muña Quinata arrived subsequent to the declaration of a quorum.)

V. APPROVAL OF MINUTES: Minutes of the regular board meeting held on May 25, 2010 were approved, subject to corrections.

VI. OLD/UNFINISHED BUSINESS:

A. Financial Status Update: Chief Fiscal Officer Cecilia Lizama reported that the PDSC has received allotment releases through July 2010.

The Alternate Public Defender (APD) has received allotments through July 2010. Dependent upon the release of allotments to the courts by the Department of Administration, additional funds can be expected for the month of August on Friday, August 6, 2010.

B. Domestic Violence Program: Chief Fiscal Officer Cecilia Lizama reported that $21,000 was received for this program, which will take it through October 2010. Supplemental monies from the ARRA of 2009 will provide funding for the Domestic Violence Specialist through the first pay period of November 2010.

C. PDSC Director's Performance Review: This matter was tabled and will be discussed in Executive Session immediately following this meeting.

VII. NEW BUSINESS:

A. APD Fiscal Year 2011 Budget Request: Attorney Stephen P. Hattori presented this matter, assisted by APD Legal Secretary III Janet Rosario. A 43% increase in funding levels is sought to provide for additional staff in order to deal with APD's increasing workload, as well as the implementation of the new pay rates resulting from the latest Hay Study. The total request for Fiscal Year 2011 was established at $1,078,182.

Chief Justice Torres reminded us that in Fiscal Year 2010, $1.1 million was requested for the Indigent Defense Fund, but only $800,000 was appropriated. In Fiscal Year 2011, $1.3 million was asked for; the exact appropriation is yet to be seen. Presently, this program has a deficit of $200,000 to $300,000.

A discussion ensued as to the various positions being requested including clarification from Mr. Hattori as the paralegal's duties when no trial is scheduled.

Chief Justice Torres questioned the inclusion of the Hay Study expenses in APD's budget request; Presiding Judge Lamorena suggested that PDSC's Personnel Specialist talk to Ms. Barbara Perez, the courts' Human Resources Administrator, to incorporate these expenditures with the courts' request from the supplemental appropriation made by the legislature to the Department of Administration for this purpose.

Chief Justice Torres and Presiding Judge Lamorena recused themselves from voting on this matter, as they are also members of the Guam Judicial Council which will be hearing this request at a later date. For this purpose, Donna Quinata was appointed acting Chairperson.

A motion was made and subsequently passed approving the APD's Fiscal Year 2011 Budget Request of $1,078,182.

B. Request to Use PDSC Lapsed Funds: A request was made to use $400 of lapsed funds for the purchase of an HR File Builder, which is more cost-effective as compared to "tagging on" to the court's system (at a cost of $1 million). An additional $5,000 in lapsed funds was requested for the purchase of supplies and materials. The reason for this is that the initial request was based on Fiscal Year 2009 expenditures in this category; Fiscal Year 2010 expenses are greater.

A motion was made and subsequently adopted approving both requests for the use of lapsed funds.

C. Request to Use Lapsed Funds (APD): A request was made to use $2,900 to purchase APD's current telephone system and to reimburse Attorney Jeff Warfield $125 for his NACDL dues. Following a discussion on both matters, motions were made and subsequently adopted with the following results: $2,900 for the purchase of the phone system was approved, whereas the reimbursement of $125 for professional dues was disapproved (in the absence of a policy addressing this issue). Presiding Judge Lamorena recommended that a policy be developed and implemented regarding the payment of professional dues for attorneys.

VIII. **PUBLIC DISCUSSION:** None.

IX. **ADJOURNMENT:** There being no further business up for discussion, this meeting was adjourned at 1:10 p.m. Immediately thereafter, the board went into Executive Session to discuss Director Mike Nisperos' performance review.

Respectfully submitted,

BERNADETTE S.N. CHARGUALAF
Secretary

CHAPTER VII

PART II – PUBLIC DEFENDER SERVICE CORPORATION

Section 1. Appropriation. Amounts specified in this Section are appropriated from the General Fund to the Public Defender Service Corporation for its operations in Fiscal Year 2011, to include office rental and local matching fund requirements. This appropriation *shall* be expended in accordance with object class allocations outlined below.

SUMMARY OF BASE OPERATIONAL APPROPRIATION

APPROP. CLASS	OBJECT CLASS	GENERAL FUND	SPECIAL FUND	TOTAL
REG SALARIES	**111**	**$2,351,732**	**$0**	**$2,351,732**
OT/SP	**112**	**$0**	**$0**	**$0**
BENEFITS	**113**	**$836,354**	**$0**	**$836,354**
TRAVEL/MILE	**220**	**$0**	**$0**	**$0**
CONT. SERV	**230**	**$115,904**	**$0**	**$115,904**
OFF. RENTAL	**233**	**$271,200**	**$0**	**$271,200**
SUP. & MAT.	**240**	**$24,700**	**$0**	**$24,700**
EQUIPMENT	**250**	**$10,000**	**$0**	**$10,000**
WRK. COMP	**270**	**$0**	**$0**	**$0**
DRUG TEST	**271**	**$0**	**$0**	**$0**
SUBGRANT	**280**	**$0**	**$0**	**$0**
MISC	**290**	**$44,500**	**$0**	**$44,500**
POWER	**361**	**$21,600**	**$0**	**$21,600**
WATER/SEWER	**362**	**$0**	**$0**	**$0**
PHONE/TOLL	**363**	**$32,030**	**$0**	**$32,030**
CAP. OTLY	**450**	**$0**	**$0**	**$0**
GR. TOTAL		**$3,708,020**	**$0**	**$3,708,020**

SUMMARY OF BASE OPERATIONAL APPROPRIATION FUNDING SOURCE		
	GENERAL FUND	$3,708,020
	FEDERAL MATCHING GRANTS-IN-AID	$0
	SPECIAL FUNDS	$0
	TOTAL	$3,708,020

FISCAL YEAR 2011 BUDGET ANALYSIS
(Appropriation vs. Request)

OBJECT CATEGORY:	REQUESTED AMOUNT:	APPROPRIATION:	DIFFERENCE: + or ( )
Regular Salaries (111)	$ 2,451,732	$ 2,351,732	(100,000)
Benefits (112)	871,354	836,354	(35,000)
Travel (Off-island, Local Mileage Reimbursement) (220)	33,200	-0-	(33,200)
Contractual Services (230)	315,904	115,904	(200,000)
Office Space Rental (233)	271,200	271,200	-0-
Supplies & Materials (240)	24,700	24,700	-0-
Equipment (250)	98,740	10,000	(88,740)
Drug Testing (271)	1,512	-0-	(1,512)
Miscellaneous (290)	44,500	44,500	-0-
Power (361)	21,600	21,600	-0-
Telephones/Toll (363)	32,030	32,030	-0-
Capital Outlay (450)	50,163	-0-	(50,163)
GRAND TOTAL:	**$ 4,216,635**	**$ 3,708,020**	**(508,615)**