

**BEFORE THE BOARD OF TRUSTEES
OF THE
PUBLIC DEFENDER SERVICE CORPORATION
RELATIVE TO THE USE OF
ALTERNATE PUBLIC DEFENDER LAPSED FUNDS
TO PURCHASE SOFTWARE UPGRADES/
TECHNICAL SUPPORT FOR
THE CASE MANAGEMENT SYSTEM (ABACUS)**

Resolution No. PDSC 02-13

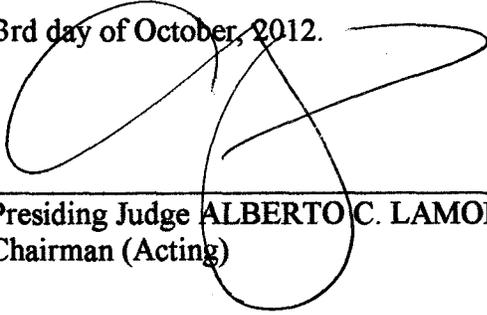
- WHEREAS,** the office of the Alternate Public Defender (APD), a separate division of the Public Defender Service Corporation (PDSC), was established through PDSC Board of Trustees Resolution No. 08-04; and
- WHEREAS,** the PDSC Board of Trustees approved the APD's Fiscal Year 2013 Budget Request through Board Resolution No. 08-12; and
- WHEREAS,** the 2012 Judicial Council of Guam subsequently approved the APD's Fiscal Year 2013 Budget Request through Resolution No. JC 12-013; and
- WHEREAS,** the Ninth Annual (Eighth Renewal) Agreement to Provide Attorney Services for Indigent Defendants was forwarded to Staff Attorney Bridget A. Keith in September 2012 (now pending approval and required signatures), affirming funding for the operations of the APD through Fiscal Year 2013; and
- WHEREAS,** due to continued budgetary constraints, the PDSC was directed to return to a "maintenance budget" for the Alternate Public Defender's FY2013 operations; and
- WHEREAS,** to this end, only mandatory increases (e.g., attorney pay adjustments, pay adjustments/salary increments, increases in the government's share of retirement, medical, dental and life insurance contributions, etc.), were provided for; and
- WHEREAS,** the cost of the annual contract for technical support services involving the APD's case management software (Abacus), was not provided for due to the spending reductions; and
- WHEREAS,** although the current contract is set to expire in March 2013, the PDSC has received information regarding price increases and the necessity of purchasing upgrades to the present software version in order to ensure continued technical support; and

WHEREAS, these services are critical to the operations of the APD, and recent communications with the respective vendor resulted in a price quote of \$2,695.44 for Fiscal Year 2013; and

WHEREAS, a review of the APD's finances has revealed that there are sufficient funds to accommodate this amount; now therefore be it

RESOLVED, the Board of Trustees of the Public Defender Service Corporation, in its meeting of October 23, 2012, hereby approves the Corporation's request for the expenditure of **\$2,695.44** of APD lapsed funds for the purpose of purchasing software upgrades/technical support services for APD's case management software (Abacus) throughout Fiscal Year 2013.

DULY AND REGULARLY ADOPTED this 23rd day of October, 2012.



Presiding Judge **ALBERTO C. LAMORENA III**
Chairman (Acting)

ATTEST:



BERNADETTE S.N. CHARGUALAF
Secretary