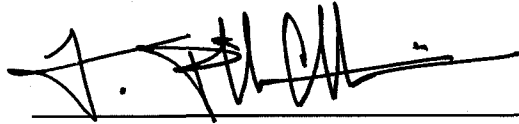


**BEFORE THE  
BOARD OF TRUSTEES OF THE  
PUBLIC DEFENDER SERVICE CORPORATION  
RELATIVE TO THE USE OF LAPSED FUNDS  
TO COVER BUDGETARY SHORTFALLS FOR OPERATIONS  
IN FISCAL YEAR 2006**

**RESOLUTION NO. 05-06**

- WHEREAS,** Public Law 25-76 authorized the Public Defender Service Corporation (PDSC) to retain unexpended appropriations beginning with Fiscal Year 2000, and to carry these funds over into succeeding fiscal years; and
- WHEREAS,** The PDSC Board of Trustees adopted Resolution No. 99-07 requiring Board approval for the budgeting of and/or spending authorization(s) for these lapsed funds; and
- WHEREAS,** Public Law 28-68 appropriated \$2,808,831 to the PDSC for Fiscal Year 2006, which falls short of the funds required for the Corporation's fulfillment of its mandates and operational costs for this fiscal period; and
- WHEREAS,** PDSC has certain operational needs which are imperative for the compliance of certain accounting principles, and Guam law regarding government agencies' websites, the acquisition and installation of a more cost-effective and efficient telephone and financial management system, and the replacement of obsolete computer workstations (as specified on the attached Status Report of Lapsed Funds); and
- WHEREAS,** PDSC has re-evaluated its spending priorities, and has determined that in order to meet the above-described needs in support of PDSC client services and operations, the use of lapsed funds in Fiscal Year 2006 is necessary; now therefore be it
- RESOLVED,** The Board of Trustees of the Public Defender Service Corporation, in its meeting of May 16, 2006, hereby approves the Corporation's request for the expenditure of \$144,473 of lapsed funds for the purposes described in the attached status report of lapsed funds which is made a part of this resolution, and such expenditures are to be implemented at the discretion of the Executive Director in consultation with the Chief Justice and Chairman of the Board not to exceed the amount of \$144,473.

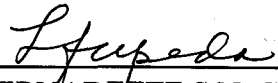
**DULY AND REGULARLY ADOPTED** this 16<sup>th</sup> day of May, 2006.



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Chief Justice F. PHILIP CARBULLIDO  
Chairman

ATTEST:

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*for* BERNADETTE S.N. CHARGUALAF  
Secretary