

**BEFORE THE  
BOARD OF TRUSTEES OF THE  
PUBLIC DEFENDER SERVICE CORPORATION  
RELATIVE TO THE USE OF LAPSED FUNDS TO RECTIFY ERRORS IN PAY  
GRADE/STEP (AMENDED BASED ON CWA 2014)  
AND PAY ADJUSTMENTS FOR  
ATTORNEY BRIAN KEGERRIS**

**RESOLUTION NO. PDSC 23-16**

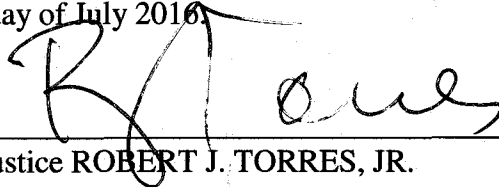
- WHEREAS,** §11113.1 of 12 GCA authorizes the Public Defender Service Corporation (PDSC) to retain unexpended appropriations beginning with Fiscal Year 2000, and to carry these funds over into succeeding fiscal years; and
- WHEREAS,** the PDSC Board of Trustees adopted Resolution No. 99-07 requiring Board approval for the budgeting of and/or spending authorization(s) for these lapsed funds; and
- WHEREAS,** Section 6208, Chapter 6 of Title 4 Guam Code Annotated provides the pay scale for government of Guam attorneys, as well as the methodology for pay increases occurring on their anniversary date of hire; and
- WHEREAS,** audits were made to Attorney Brian Kegerries' personnel jacket and pay adjustments needed to be made as a result of the enactment of the Government of Guam's Competitive Wage Act 2014; and
- WHEREAS,** with the implementation of the Government of Guam's Competitive Wage Act 2014, increment dates and performance evaluations also needed to be adjusted for each of the attorneys previously mentioned; and
- WHEREAS,** Personnel Specialist IV Bernadette Lizama evaluated as well as verified the Personnel Jackets to ensure that "Pay Adjustments and Increment Dates" due for Attorney Kegerries; consequently assessing retro payments due for attorney Kegerries (\$15,547.44) for FY2014/2015; and
- WHEREAS,** details of Mrs. Lizama's assessment are included and specified on the attached spreadsheets, as well as the proper advancement(s) associated with these individual's employment at the Public Defender Service Corporation; and
- WHEREAS,** the amount was not budgeted for in this current fiscal year's obligations, necessitating the use of lapsed funds to satisfy this debt; now therefore be it

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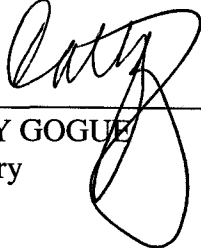
**RESOLVED,** The Board of Trustees of the Public Defender Service Corporation, in its duly-noticed meeting of July 19, 2016, hereby approves the Corporation's request for the expenditure of **\$15,547.44** from the PDSC funds in order to resolve and correct the errors described above; and be it further

**DULY AND REGULARLY ADOPTED** this 19<sup>th</sup> day of July 2016.



Chief Justice ROBERT J. TORRES, JR.

ATTEST:



CATHY GOGUE  
Secretary

**Brian Kegerreis**

POSITION TITLE	NATURE OF ACTION	DATES		NO. OF DAYS	Work Hours - Proper	FROM				TO				RATE DIFF	AMOUNT OWE	COMMENTS
		FROM	TO			PAY GRADE	STEP	SALARY	HRLY RATE	PAY GRADE	STEP	SALARY	HRLY RATE			
Attorney II	Pay Adjust PD-01-14	06/20/14	06/28/14	6	46	AI	3	\$45,396.00	\$21.83	AI	1	\$47,006.00	\$22.60	\$0.77	\$36.96	This was paid out on PPE 07/12/14
Attorney Level 1	CWA 2014 PD-149-14	08/09/14	09/06/14	20	160	AI	3	\$45,396.00	\$21.83	AL1	1	\$50,825.00	\$24.44	\$2.61	\$417.60	This was paid out on PPE 09/20/14
Attorney II	Cancel Pay Adjust PD-01-14	06/20/14	06/28/14	6	46	AI	1	\$47,008.00	\$22.60	AI	3	\$45,396.00	\$21.83	-\$0.77	-\$36.96	Cancel this action in its entirety.
Attorney Level 2	Reclass - Promotion	01/27/14	06/28/14	110	880	AI	3	\$45,396.00	\$21.83	AL2	1	\$57,375.00	\$27.58	\$5.75	\$5,060.00	Prior year obligation
		06/29/14	09/19/14	60	480	AI	1	\$47,008.00	\$22.60	AL2	1	\$57,375.00	\$27.58	\$4.98	\$2,390.40	Prior year obligation
		09/20/14	01/26/15	91	728	AL1	1	\$50,825.00	\$24.44	AL2	1	\$57,375.00	\$27.58	\$3.14	\$2,285.92	Prior year obligation
Attorney Level 2	Salary Increment	01/27/15	09/30/15	177	1416	AL1	1	\$50,825.00	\$24.44	AL2	2	\$59,426.00	\$28.57	\$4.13	\$5,848.08	Prior year obligation
		10/01/15	01/26/16	84	672	AL1	1	\$50,825.00	\$24.44	AL2	2	\$59,426.00	\$28.57	\$4.13	\$2,775.36	FY 2016
Attorney Level 2	Salary Increment	01/27/16	06/21/16	105	840	AL1	1	\$50,825.00	\$24.44	AL2	3	\$61,550.00	\$29.59	\$5.15	\$4,326.00	FY 2016
Attorney Level 3	Reclass - Promotion	06/22/16	06/25/16	3	24	AL1	1	\$50,825.00	\$24.44	AL3	2	\$68,981.00	\$33.16	\$8.72	\$209.28	FY 2016
	2015 Palau Symposium														-\$2,336.38	

**\$15,547.44 PRIOR YEAR OBLIGATION**

**\$4,975.25 FY 2016**

**\$20,522.69 GRAND TOTAL**