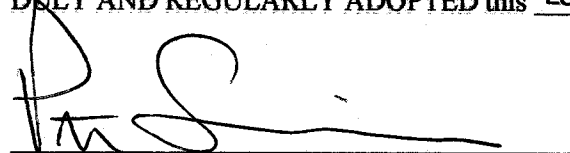


**BEFORE THE BOARD OF TRUSTEES
OF THE PUBLIC DEFENDER SERVICE CORPORATION
RELATIVE TO THE REEVALUATION OF
RESOLUTION NO. PDSC 95-05
(POLICY GOVERNING EXEMPT
AND NON-EXEMPT EMPLOYEES)**

RESOLUTION NO. PDSC 97-02

- WHEREAS, On June 13, 1995 Resolution No. PDSC 95-05 was duly adopted by the PDSC Board of Trustees thereby directing the Executive Director to approve and implement the attached "Policy Governing Exempt and Non-Exempt Employees"; and
- WHEREAS, Resolution No. PDSC 95-05 was based on the Governor's Executive Order No. 95-11 with regards to the listing of employee positions ruled "exempt" and/or non-exempt; and
- WHEREAS, An amendment to Resolution No. PDSC 95-05 was proposed to the Board at a meeting on April 03, 1996, however, the matter was left unresolved; and
- WHEREAS, The Administrative Director of the PDSC was informed by the Administrator of the Wage and Hour Division, Department of Labor, Government of Guam, that the present policy does not fully comply with the provisions of the Fair Labor Standards Act (FLSA) as applicable to government employees; now therefore be it
- RESOLVED, The Board of Trustees of the Public Defender Service Corporation, in its meeting of October 09, 1997, directed the Executive Director to reevaluate the PDSC's current "Policy Governing Exempt and Non-Exempt Employees" and to make any changes as required to ensure compliance with the FLSA as it applies to government of Guam employees; be it further
- RESOLVED, The Executive Director shall present to this body within thirty (30) days of the adoption of this resolution, an updated policy in compliance with the FLSA for the board's approval.

DULY AND REGULARLY ADOPTED this 20th day of October, 1997.

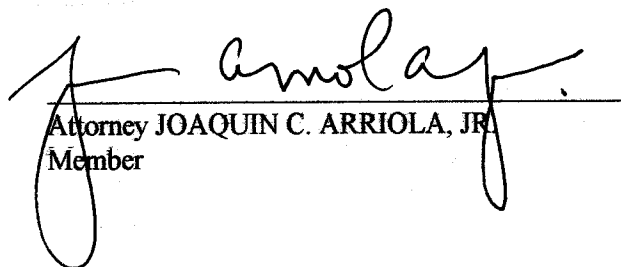


Chief Justice PETER C. SIGUENZA, Jr.
Chairman

Honorable ALBERTO C. LAMORENA III
Vice-Chairman



Senator ELIZABETH BARRETT-ANDERSON
Member



Attorney JOAQUIN C. ARRIOLA, JR.
Member