

Chamorro Land Trust bypassed applicants

Pacific Daily News

As a public service, the Pacific Daily News every Wednesday will publish a list of 100 names of those who were skipped in the processing of Chamorro Land Trust applications for agricultural or residential land leases.

About 3,000 applicants were skipped since 1995.

The following applicants were bypassed by the Chamorro Land Trust Commission and should have been processed.

A weekly list of 100 bypassed applicants will be published on Page 3 on Wednesday and will continue until the bypassed applications are brought current. The names are published in alphabetical order.

WHAT YOU SHOULD DO

▲ If your name or your relative's name is printed in the weekly 100, please visit the Chamorro Land Trust Commission office in Anigua on Saturday.

▲ The Commission will be open from 8 a.m. to noon every Saturday. Only those 100 bypassed applicants will be processed on Saturdays.

▲ If you were born after April 11, 1899, and before August 1, 1950, please bring your birth certificate. If you were born after August 1, 1950, please bring your birth certificate and your Chamorro parent's birth certificate.

AT A GLANCE

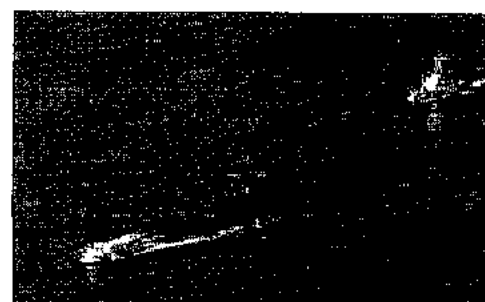
Explanation of columns and layout: (From left to right)

1. Column: Last Name – The last name of the applicant.
2. Column: Full Name – The complete name of the applicant(s) as it appears on the application.
3. Column: Application Received At – Where the application was turned in or mailed in.
4. Column: Sequence No. – The number given to your application in the sequence it was received by the Commission according to date and time.

CHAMORRO LAND TRUST APPLICANTS: DATE SUBMITTED: 12/07/1995

Arziga	Delfina Feja Arziga	Dededo	1502
Ashby	Carmelita Sales Ashby	Piti	1640
Cabrera	Concepcion Mendiola Cabrera	Piti	1626
Camacho	Randolph Nasta Camacho	Asuncion	1502
Camacho	Vincent Cristobal Camacho	Mait-In	152
Castro	Rick L. Castro	Mait-In	162
Chargualaf	Fred M. Chargualaf		
	and Norma L.G. Chargualaf	Mait-In	157
Chargualaf	Norma L.G. Chargualaf	Mait-In	161
Claosomoro	Herman Aguin Jr. Crisostomo	Mait-In	204
Cruz	Frank James Cruz	Mait-In	210
Cruz	Franklin Sablan Cruz	Mait-In	213
Cruz	Jesus Malinas Cruz	Mait-In	180
Cruz	Mary Ann C. Cruz	Mait-In	196
Cruz	Paul Taguada Cruz	Mait-In	171
Cruz	Sandra E. Cruz	Mait-In	185
Damian	Betsy Ann Damian	Piti	1550
DeGracia	Freddy Villagomez DeGracia	Yona	1378
Diego	Joseph Mendiola Diego	Mait-In	183
Duenas	Vincent Joseph Sablan Duenas	Dededo	1506
Eustaquio	Gonnie Santos Eustaquio	Dededo	1510
Everitt	Candalaria Aguin Everitt	Mait-In	165
Fajeran	Rosita Memo Fajeran	Piti	1643
Flores	Laurie Jean Flores	Yona	1374
Flores	Ramon Sales Flores	Yona	1375
Garrido	Michael Castro Garrido	Piti	1647
Garrido	Raymond C. Garrido	Piti	1642
Gay	Benjamin King Gay	Piti	1630
Gogoe	Alvin San Nicolas Gogoe	Mait-In	202
Guerrero	Erica Perez Guerrero	Mait-In	216
Guerrero	Pedro S. N. Guerrero	Merizo	728
Guerrero	Valerie T. Guerrero	Piti	1631
Guevara	Isabel U. Guevara	Mait-In	172
Guilierrez	Frederick G. Guilierrez	Titan	108
Guilierrez	Lourdes Gogo Guilierrez	Mait-In	158
Guilierrez	Paul D. Guilierrez	Mait-In	225
Guilierrez	Sheryl A. Guilierrez	Mait-In	178
Guzman	Juan Blas Guzman	Mait-In	163
Hagen	Carl Duenas Hagen	Mait-In	170
Hagen	Scott Duenas Hagen	Mait-In	180
Holbrook	Richard J. Santos Holbrook	Mait-In	191
Holbrook	Rosemary C. Santos Holbrook	Mait-In	188
Hong-Yee	Dora Roseanna Tynggoo Hong-Yee	Mait-In	220
Ibanez	James William Ibanez	Mait-In	229
Iglesias	Eugene Duenas Iglesias	Mait-In	1544
Iglesias	Johnny Shibuya Iglesias	Piti	1645
Jackson	Ronald Eugene Jackson	Piti	1549
Johnston	Jennifer Marlene Johnston	Yona	1380
Leon Guerrero	Frank Joseph Leon Guerrero	Mait-In	197
Leon Guerrero	Matthew Anthony Leon Guerrero	Asuncion	1510
Leon Guerrero	Myrna Jean Leon Guerrero	Mait-In	187

Limtiaco	Alicia Anne Limtiaco	Mait-In	153
Machie	Glen Edwin Cuenas Machie	Asuncion	1508
Mairas	Elmer C. Mairas	Yona	1377
Mairas	Tommy Capeda Mairas	Mait-In	203
Mendiola	Joseph Michael Mendiola Jr.	Mait-In	209
Mendiola	Vincent Cruz Mendiola	Mait-In	224
Mondia	Gilbert Joseph Mondia	Mait-In	215
Pacheco	Lisa Ann Ollano Pacheco	Mait-In	189
Palma	Patrick C. Palma	Mait-In	186
Paulino	Elizabeth Lujan Paulino	Mait-In	212
Peredo	Diana Louise Peredo	Yona	1371
Perez	Joaquin Penona Perez	Mait-In	230
Perez	Joelle Beth Perez	Mait-In	235
Perez	Linda R. Perez	Mait-In	240
Perez	Romen Pangellinan Perez	Mait-In	239
Perez	Steven Paul Perez	Mait-In	179
Purugganan	Hertha Mendiola Purugganan	Mait-In	169
Quilchocho	Joey James Quilchocho	Yona	1372
Quilchochay	John Phillip Guerrero		
	and Barbara Quilchochay	Piti	1634
Quinata	Ben Quintata	Mait-In	227
Quinata	Kristi Lynn Perez Quintata	Mait-In	182
Quinata	Lisa Marie Perez Quintata	Mait-In	184
Quintela	Margaret Nguyen Quintela	Mait-In	175
Quilagua	Josephine M. Quilagua	Mait-In	223
Ramos	Barbara Ann Estelle Ramos	Piti	1633
Ravello	Geraldyn Cruz Ravello	Asuncion	1507
Reyes	Bridget Camacho Reyes	Mait-In	250
Reyes	John Quilchochay Reyes	Piti	1639
Rivera	Theresa S.N. Reyes	Mait-In	248
Rivera	John Paul Rivera	Mait-In	246
Roncal	Stephanie Benavente Roncal	Mait-In	245
Sablan	David San Nicolas Sablan	Mait-In	211
Sablan	Edith Marie Santos Sablan	Mait-In	214
Sablan	Frank Anthony Sablan	Mait-In	234
Sablan	Jerry Guervara Sablan	Mait-In	222
Salas	Rosina Mesa Salas	Mait-In	241
Sanchez	Francisco R. Sanchez	Dededo	1501
San Nicolas	Francisco P. San Nicolas Jr.	Mait-In	247
San Nicolas	Jose Salucemnam San Nicolas	Mait-In	193
San Nicolas	Patricia Ann Sablan San Nicolas	Mait-In	243
San Nicolas	Roland A. S. San Nicolas	Mait-In	177
Santos	Annie L.G. Santos	Piti	1652
Santos	Eugene Henaro Santos	Mait-In	155
Santos	Francisco D. Santos	Mait-In	195
Santos	Frank Martin Santos	Mait-In	201
Santos	Herbert S. Santos	Mait-In	157
Taimanglo	Luanne Marie Flores Taimanglo	Yona	1373
Taitano	Marie Elizabeth Taitano	Asuncion	1503
Tenorio	Judith Frances Tudela Tenorio	Asuncion	1509
Wright	Julia S. Wright	Dededo	1511



Photos courtesy U.S. Coast Guard

Above: An aerial shot shows U.S. Coast Guard Cutter Washington intercepting the Taiwanese ship Te Hung Fa, which the Coast Guard alleges was illegally fishing for sharks, tuna and other types of fish with its longline gear deployed well within the U.S. Exclusive Economic Zone.

Right: The U.S. Coast Guard intercepts the Te Hung Fa, a Taiwanese-flagged vessel, which allegedly has been illegally fishing for sharks, tuna and other types of fish with its longline gear deployed within the U.S. Exclusive Economic Zone off Saipan.



Coast Guard seizes Taiwan fishing vessel

By Gaynor Deleno
Pacific Daily News
gdamatol@guampdn.com

The U.S. Coast Guard seized a Taiwanese-flagged fishing vessel and escorted it into the port in Saipan over the weekend for suspected fisheries violations within the boundaries of the U.S. Exclusive Economic Zone, the Coast Guard announced.

The crew of the 22-meter, 56-ton Te Hung Fa is alleged to have been illegally fishing for sharks, tuna and other types of fish with its long line gear deployed well within the U.S. EEZ, according to the Coast Guard.

The fishing vessel was intercepted in waters surrounding the Commonwealth of the Northern Mariana Islands, approximately 400 miles north-northwest of Guam. The Te Hung Fa was met by officers of the National Oceanic and Atmospheric Administration's Office of Law Enforcement for investigation into alleged violations

of the Magnuson-Stevens Fisheries Conservation and Management Act.

The crew of a C-130 aircraft from the Coast Guard Air Station in Honolulu documented the alleged violations.

The crew of the Guam-based Coast Guard Cutter Washington intercepted the fishing vessel 17 nautical miles within the U.S. EEZ on Aug. 27. "Essentially, the fishing vessel is alleged to have stayed within

the U.S. EEZ for some time — long enough for us to document from the air and to have a surface boarding team on scene in time to make the seizure," said Lt. Cmdr Jay Caputo, fisheries enforcement officer with the 14th Coast Guard District in Honolulu.

Federal authorities plan to pursue a case against the owners of the Te Hung Fa. The Magnuson-Stevens Fishery Conservation and Management Act authorizes the imposition of civil penalties up to \$140,000 per violation and full forfeiture of the vessel and its catch.

ON THE NET

▲ U.S. Coast Guard;
www.uscgahawaii.com

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NEWS

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Circulation billing questions: 479-0311
Classified: 472-1PDN
Advertising fax: 477-0359

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SPEECH EXCERPTS

▲ Continued from Page 2

intellect so you can help solve our most difficult problems. If you don't do that — if you quit on school — you're not just quitting on yourself, you're quitting on your country.

Now I know it's not always easy to do well in school. I know a lot of you have challenges in your lives right now that can make it hard to focus on your schoolwork.

I get it. I know what that's like. My father left my family when I was 2 years old, and I was raised by a single mother who struggled at times to pay the bills and wasn't always able to give us things the other kids had. There were times when I missed having a father in my life. There were times when I was lonely and felt like I didn't fit in.

So I wasn't always as focused as I should have been. I did some things I'm not proud of, and got in more trouble than I should have. And my life could have easily taken a turn for the worse.

But I was fortunate. I got a lot of second chances and had the opportunity to go to college, and law school, and follow my dreams. My wife, our first lady Michelle Obama, has a similar story. Neither of her parents had gone to college, and they didn't have much. But they worked hard, and she worked hard, so that she could go to the best schools in this country.

... But at the end of the day, the circumstances of your life — what you look like, where you come from, how much money you have, what you've got going on at home — that's no excuse for neglecting your homework or having a bad attitude. That's no excuse for talking back to your teacher, or cutting class, or dropping out of school. That's no excuse for not trying.

Where you are right now doesn't have to determine where you'll end up. No one's written your destiny for you. Here in America, you write your own destiny. You make your own future.

That's what young people like you are doing every day, all across America.

Set goals

... That's why, today, I'm calling on each of you to set your own goals for your education — and to do everything you can to meet them.

... Whatever you resolve to do, I want you to commit to it. I want you to really work at it.

... The truth is, being successful is hard. You won't love every subject you study. You won't click with every teacher. Not every homework assignment will seem completely relevant to your life right this minute. And you won't necessarily succeed at everything the first time you try.

That's OK. Some of the most successful people in the world are the ones who've had the most failures. J.K. Rowling's first Harry Potter book was rejected 12 times before it was finally published. Michael Jordan was cut from his high school basketball team, and he lost hundreds of games and missed thousands of shots during his career. But he once said, "I have failed over and over and over again in my life. And that is why I succeed."

... No one's born being good at things, you become good at things through hard work. You're not a varsity athlete the first time you play a new sport. You don't hit every note the first time you sing a song. You've got to practice. It's the same with your schoolwork. You might have to do a math problem a few times before you get it right, or read something a few times before you understand it, or do a few drafts of a paper before it's good enough to hand in.

Don't be afraid to ask questions. Don't be afraid to ask for help when you need it. I do that every day. Asking for help isn't a sign of weakness, it's a sign of strength. It shows you have the courage to admit when you don't know something, and to learn something new. So find an adult you trust — a parent, grandparent or teacher, a coach or counselor — and ask them to help you stay on track to meet your goals.

And even when you're struggling, even when you're discouraged, and you feel like other people have given up on you — don't ever give up on yourself. Because when you give up on yourself, you give up on your country.

See the entire speech online at www.GuamPDN.com.

CHAMORRO LAND TRUST APPLICANTS: DATE SUBMITTED: 12/07/1995

LAST NAME	FULL NAME	APPLICATION RECEIVED AT	SEQUENCE NO.	LAST NAME	FULL NAME	APPLICATION RECEIVED AT	SEQUENCE NO.
Aguiar	Juan San Nicolas Aguiar	Dededo	1536	Mendiola	Vicente Mendiola	Dededo	1518
Arao	Barbara Gumataotao Arao	Piti	1705	Meno	Carlos Vincent Meno	Merizo	739
Babauta	Anthony Yamashita Babauta	Piti	1703	Merlaen	Deborah Ann Merlaen	Piti	1675
Benavente	Dolores Leon Guerrero Benavente	Dededo	1521	Mojica	Brigida Chaco Mojica	Piti	1687
Benavente	Pamela M. Benavente	Astumbo	1532	Mondia	Ray Quintana Mondia	Piti	1686
Blas	Teresa Sablan Blas	Piti	1689	Muna	Pauline Diaz Muna	Piti	1706
Blaz	Frank Gerardo Blaz	Piti	1682	Napuli	Jesus Quintana Napuli	Merizo	732
Blaz	Julia Ann Santos Blaz	Piti	1683	Pablo	Patricia Ann Quishchocho Pablo	Yona	1691
Bordallo	Candice M.C. Bordallo	Piti	1674	Padua	Reynaldo Taitano Padua	Astumbo	1686
Borja	Gerald P.G. Borja	Yona	1406	Pagulo	Agnes Leon Guerrero Pagulo	Dededo	1515
Borja	Lethuanet Lynn Borja	Astumbo	1540	Palico	Ferdinand Rivera Palico	Astumbo	1534
Borja	Lenny Kalei Borja	Astumbo	1539	Palomo	Francisco E.M. Palomo	Piti	1701
Borja	Michael Reyes Borja	Astumbo	1538	Palomo	Franklin G. Palomo	Astumbo	1538
Boody	Alice Dolash Boody	Astumbo	1526	Panaguiton	Pamela P. Panaguiton	Piti	1672
Camacho	Maria Elenie Cruz Camacho	Yona	1404	Perez	Joylene Jean Perez	Yona	1416
Camacho Sr.	Foloberto Mendiola Camacho Sr.	Piti	1677	Perez	Rochelle Winston Perez	Astumbo	1541
Campos	Virginia Aquino Borja Campos	Piti	1699	Perez	Vincent Jr. Perez	Piti	1694
Castro	Carmella Malao Castro	Astumbo	1516	Quishchocho	Jana Maria Quishchocho	Piti	1688
Cepeda	Jose Cepeda Cepeda	Merizo	733	Quintana	Nalini Cruz Quintana	Yona	1383
Cepeda	Lorenzo Perada Cepeda	Yona	1386	Quintanilla	Albert Conception Quintanilla	Piti	1696
Cepeda	Thomas Anthony Cepeda	Merizo	734	Quintanilla	Malorie Benavente Quintanilla	Astumbo	1527
Corpus	Ronald Stephen Corpus	Yona	1408	Quiligua	Agnes Flores	Piti	1693
Crisostomo	Dennis Castro Crisostomo	Yona	1402	Reyes	Marvin B. Reyes	Merizo	736
Cruz	Agustino Crisostomo Cruz	Piti	1697	Reyes	Vincent Gabriel Reyes	Yona	1412
Cruz	Barbara Jean Cruz	Astumbo	1530	Rosario	Yvonne G. Rosario	Astumbo	1523
Cruz	Christine Duenas Cruz	Piti	1678	Salas	Vicente G. Salas	Dededo	1513
Cruz	Daniela Ada Cruz	Yona	1405	San Nicolas	Anthony Jr. L.G. San Nicolas	Piti	1685
Cruz	Franklin John Cruz	Dededo	1525	Santos	Jose Eduardo Cepeda Santos	Piti	1691
Cruz	Jesus Joseph Paulino Cruz	Dededo	1537	Sebastian	Christina Y. Sebastian	Yona	1401
Cruz	Julia Sablan Cruz	Piti	1696	Snell	Patricia Ann Snell	Astumbo	1517
Cruz	Kenneth John F. Cruz	Piti	1700	Snell II	Michael Lewis Snell II	Dededo	1520
Cruz	Roseleen Duenas Cruz	Piti	1684	Sondia	Janice Lizama Sondia	Piti	1667
Datuin	Victor Topasna Datuin	Yona	1413	Stanley	Dennis Alan Stanley	Yona	1409
Dela Cruz	Herta A.L. Dela Cruz	Yona	1384	Suarez	Josie Crisostomo Suarez	Piti	1696
Dellin	Danny Delash Dellin	Astumbo	1529	Sulola	Rafael Mendiola Sulola	Piti	1680
Douglas	Oris Author Douglas	Piti	1708	Taga	Francisco Cruz Taga	Dededo	1534
Dulla	Daniel Cruz Dulla	Yona	1394	Taitano	David Edward Taitano	Dededo	1512
Eclavica	Lisa Sales Eclavica	Piti	1666	Techaira	Marilyn Baza Techaira	Merizo	735
Fajeran	Robert J. Fajeran	Merizo	731	Topasna	Thomas Dailey Topasna	Yona	1414
Fernandez	Lorina Therese Fernandez	Piti	1685	Toves	Joshua Moab Castro Toves	Dededo	1539
Flamero	Betha A. Flamero	Yona	1390	Toves	Karyon Patrick Toves	Dededo	1535
Flores	Olen Benavente Flores	Yona	1389	Trusso	Paul Salvatore (Barnes) Trusso	Yona	1387
Guerrero	Keith R. Guerrero	Dededo	1533	Unsiog	Clement Benny Unsiog	Astumbo	1526
Hernandez	Ann Santos Hernandez	Piti	1679	Unsiog	Rudolph Sanchez Unsiog	Dededo	1516
Hernandez	Leonora Araoz Hernandez	Yona	1382	Vila	Domingo Sahagun Vila	Astumbo	1513
Ignacio	Jesus Q. Ignacio	Piti	1693	Williams	Anita Janet Borja Seblan Williams	Astumbo	1522
Leon Guerrero	Alejo Borja Leon Guerrero Jr.	Dededo	1524	Winters	Julie Singson Winters	Dededo	1526
Leon Guerrero	Joselina C. Leon Guerrero	Dededo	1523	Wussig	Elaine Cruz Wussig	Tyran	1512
Leon Guerrero	Mario John Leon Guerrero	Dededo	1522	Yamaneha	Robert D. Yamaneha	Yona	1388
Manibusan	Joseph Lizama Manibusan	Astumbo	1524				
Manley	Marvin Anthony Manley	Piti	1671				

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Circulation billing questions: 479-0311

Classified: 472-1PDN

Advertising fax: 477-0359

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Jacqueline Hernandez/Pacific Daily News/jhernandez7@guampdn.com

Concerned students: John F. Kennedy High School students display placards as they walk toward the DNA building in Hagåtña to attend a procurement appeal hearing regarding the contract protest on JFK rebuilding contract. The hearing was before the Guam Office of Public Accountability.

PHOTOS ONLINE

▲ For more photos, visit the Pacific Daily News photo gallery at www.guampdn.com

Hearing dates set in JFK rebuilding

By Dionesis Tamondong

Pacific Daily News
dionestamondong@guampdn.com

The first of many procurement appeal hearings over the construction of John F. Kennedy High School was held yesterday.

Dates were set for the Guam Community Improvement Foundation to argue their appeal. The Foundation has protested a contract to rebuild the dilapidated school, which was awarded to International Bridge Corp. The protest halted a groundbreaking that was scheduled for Aug. 7.

JFK High School students and faculty filled the hearing room in the DNA Building during yesterday's status and scheduling conference.

A hearing to determine whether there is "substantial interest" in allowing the construction to move forward while the appeal is being resolved is set for Sept. 28. A preconference hearing is scheduled for Sept. 30.

Normally, when a protest or appeal is filed, all construction must stop. But Public Auditor Doris Flores Brooks can decide whether it's in the "substantial interest" of the community to allow the construction to move forward while the protest is being resolved.

The Department of Public Works rejected the Foundation's protest early last

WHAT'S NEXT

▲ A hearing to determine whether there is "substantial interest" in allowing the construction of John F. Kennedy High School to move forward while the appeal is being resolved is set for Sept. 28. A preconference hearing is scheduled for Sept. 30.

month, starting the appeals process with the Office of Public Accountability.

During attempts to schedule dates for the upcoming hearings, Assistant Attorney General Benjamin Abrams, representing Public Works, raised concerns over what he called delays by the Foundation.

He said his office is ready to argue the case, but attorney Jeffrey Cook, sitting in for attorney F. Randall Cunliffe, told hearing officer attorney Anthony Carnacho that he couldn't immediately agree with an expedited hearing scheduled since he wasn't the lead attorney for the appeal.

Tony Sgro of the Guam Community Improvement Foundation said, "We have no intention of delaying. ... We just want a level playing field, that's all."

The Foundation filed its protest, arguing that International Bridge Corp. failed to meet the financing requirements, or that the government changed those requirements during the bid process.

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LAST NAME	FULL NAME	APPLICATION RECEIVED AT	SEQUENCE NO.	LAST NAME	FULL NAME	APPLICATION RECEIVED AT	SEQUENCE NO.
Abrenilla	Annie Talavera Abrenilla	Astumbo	1544	Manuel	Loreta D. Manuel	Astumbo	1576
Abrenilla	Maria Talavera Abrenilla	Astumbo	1543	McCord	Ronald Philip McCord	Astumbo	1588
Aguiar	Beatriz Maria Aguiar	Merizo	743	Mendiola	Cynthia Tenorio Mendiola	Piti	1712
Alegarbes	Cecil M. Alegarbes	Yona	1441	Mendiola	GM L.G. Mendiola	Astumbo	1548
Alegarbes	Mark M. Alegarbes	Yona	1440	Miner	Penny Anne Santos Miner	Astumbo	1563
Angoco	Eloy Angoco	Piti	1743	Muna	Cynthia Ann Muna	Astumbo	1564
Angoco-Cruz	Ana Muna Angoco-Cruz	Piti	1739	Park	Isabel P. Park	Yona	1438
Baldwin	Michael Capada Baldwin	Piti	1710	Parado	Eddie Joe S. Parado	Yona	1419
Bamba	Frank B. Bamba	Piti	1723	Perez	Debbie Ann Reyes Perez	Piti	1745
Bamba	Raphael A. Bamba	Yona	1439	Quidachay	William Guerrero Quidachay	Piti	1781
Bautista	Joaquin A. Bautista	Tyran	1427	Quintanilla	Agustin G. Quintanilla	Piti	1763
Blaes	Daniel Jesse Blaes	Piti	1733	Quintanilla	Robert C. Quintanilla and Elizabeth S. Quintanilla	Piti	1772
Blaes	Daniel Jesse II Blaes	Piti	1742	Rajes	Ignacio Tajeron Rajes	Astumbo	1579
Blaes	Eric Joseph Blaes	Piti	1741	Rios	John James Rios	Astumbo	1549
Blaes	Frances Aquino Blaes	Piti	1735	Rios	Paul F. Rios	Anigua	1550
Borja	Mary Madelena S.N. Borja	Piti	1774	Rivera	Joe C. Rivera	Piti	1728
Borja	Michael Correa Borja	Yona	1446	Rodriguez	Jesse Peter Rodriguez	Dededo	1531
Carlton	Sue Ann Bautista Carlton	Piti	1715	Rozborski	Michael Francis Libema Rozborski	Dededo	1553
Castro	Torrey D. Castro	Yona	1434	Sablan	Rosita S.N. Sablan	Dededo	1548
Celis	Jermey Joel Celis	Piti	1732	Sailan	Joseph P. San Nicolas	Piti	1775
Charlauros	Michael Robert Charlauros	Yona	1443	San Nicolas	Pamela Schaff San Nicolas	Yona	1442
Corpus	Lucia Salas Corpus	Piti	1753	San Nicolas	Frank Gato Jr. Santos	Piti	1756
Cruz	Anita A. Cruz	Piti	1717	Santos	Frankie Indalecio Santos	Astumbo	1581
Cruz	Joseph Roy Cruz	Piti	1719	Santos	Joaquin Manibusan Santos	Piti	1749
Cruz	Juan Q. Cruz	Piti	1740	Santos	Julian Francis Santos	Piti	1748
Duenas	Catherina Ann Duenas	Piti	1716	Santos	Juan K. Santos	Piti	1721
Duenas	Raymond R. Duenas	Astumbo	1571	Santos	Roland James Santos	Dededo	1542
Duenas	William Taltague Duenas	Merizo	741	Santos	Roland James Santos	Dededo	1543
Duenas	William YI Duenas Jr.	Merizo	742	Santos	Roland James Santos	Dededo	1543
Eustaquio	Frankie Mendiola Eustaquio	Astumbo	1551	Simpson	Bella Rose Taimungo Simpson	Piti	1722
Flores	Jennifer Rebecca Mendiola Flores	Astumbo	1555	Susaco	Fredy Cuevas Susaco	Dededo	1558
Ganilo	Tomas Juan Blez Ganilo	Piti	1765	Tajeron	Elizabeth Mero Tajeron	Yona	1417
Gentle	Diane Antonia Zamora Gentle	Piti	1765	Tajeron	Michael Thomas Tajeron	Yona	1432
Gogo	Marissa Johane Santos Gogo	Dededo	1559	Taimungo	Cecilia Quidachay Taimungo	Dededo	1549
Lamb	Anita Taltague Lamb	Yona	1429	Taimungo	Jesse Lizama Taimungo	Dededo	1550
Lamb	Lena Taltague Lamb	Yona	1428	Taimungo	Julie Ann Quidachay Taimungo	Astumbo	1568
Leon Guzman	Anthony Joseph Leon Guzman	Astumbo	1565	Taimungo	Mae L. Taimungo	Astumbo	1569
Libby	Gianna Benavente Libby	Piti	2005	Taimungo	Mary Sanchez Taimungo	Merizo	747
Limtiaco	Juan Torres Limtiaco	Piti	1771	Tallano	Carlos Jesse Tallano	Piti	1762
Limtiaco	Lawrence Vincent Limtiaco	Piti	1770	Tallano	David C. Tallano	Piti	1738
Limtiaco	Sallia Louise Limtiaco	Piti	1769	Toves	Camilla L.G. Toves	Piti	1776
Lizama	Tamara Neddag Lizama	Dededo	1552	Toves	Daniella Santos Toves	Piti	1744
Lord	Julia Blas Lord	Yona	1423	Toves	Lisa Marie Carnecho Toves	Piti	1778
Lujan	Vicente Cruz Lujan	Astumbo	1556	Trillas	Robert S.N. Trillas	Astumbo	1572
Luzan	Venesta Roberto Luzan	Piti	1750	Tuncoap	Ricardo Jr. Gorzalo Tuncoap	Astumbo	1570
Mahnes	Juan Aguiar Mahnes	Astumbo	1559	Tuquaro	Joseph Eugene Tuquaro	Dededo	1557
Mandel	Eric Joseph Mandel	Astumbo	1562	Umaga	Jesse L. Umaga	Astumbo	1542
Manibusan	Denise Michelle Chaco Manibusan	Astumbo	1573	Unpingao	Reymund Jude Unpingao	Merizo	746
Manibusan	Joey A. Manibusan	Astumbo	1563	Walls	John Roy Walls	Astumbo	1574
Manibusan	Joey A. Manibusan	Astumbo	1564	Zamora	Jose Rios Zamora	Piti	1785
Mantenona	Cecilia Tediato Mantenona	Yona	1435				

Pacific Daily News

GENERAL INFORMATION

Business hours are 8 a.m. to 6 p.m. Monday to Friday, 8 to 11 a.m. Saturday, and closed Sunday. To call, dial 472-1736.

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Circulation billing questions: 479-0311

Classified: 472-1PDN

Advertising fax: 477-0359

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Chamorro Land Trust bypassed applicants

Pacific Daily News

As a public service, the Pacific Daily News every Wednesday will publish a list of 100 names of those who were skipped in the processing of Chamorro Land Trust applications for agricultural or residential land leases.

About 3,000 applicants were skipped since 1995.

The following applicants were bypassed by the Chamorro Land Trust Commission and should have been processed.

A weekly list of 100 bypassed applicants will be published on Page 3 on Wednesday and will continue until the bypassed applications are brought current. The names are published in alphabetical order.

WHAT YOU SHOULD DO

▲ If your name or your relative's name is printed in the weekly 100, please visit the Chamorro Land Trust Commission office in Anigua on Saturday.

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▲ If you were born after April 11, 1899, and before August 1, 1950, please bring your birth certificate. If you were born after August 1, 1950, please bring your birth certificate and your Chamorro parent's birth certificate.

AT A GLANCE

Explanation of columns and layout: (From left to right)

1. Column: Last Name – The last name of the applicant.

2. Column: Full Name – The complete name of the applicant(s) as it appears on the application.

3. Column: Application Received At – Where the application was turned in or mailed in.

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CHAMORRO LAND TRUST APPLICANTS: DATE SUBMITTED: 12/07/1995

LAST NAME	FULL NAME	SEQUENCE NO.	APPLICATION RECEIVED AT
Afague	Abra Helen Afague	Dededo 1584	
Afague	Alexander Gumatao Afague	Astumbo 1581	
Aguigui	Edward James Jr. Aguigui	Piti 1788	
Aguon	Gregorio A. Aguon	Merizo 755	
Aguon	Joseph Jude Aguon	Merizo 756	
Aguon	Julia A. Aguon	Merizo 754	
Anderson	Engracia Cruz Anderson	Yona 1458	
Anderson	Tom Cruz Anderson	Yona 1454	
Aplag	Wilfred P. Mantanona	Piti 1827	
Babauta	Joseph Concepcion Babauta Jr.	Astumbo 1618	
Blas	Belinda M. Blas	Astumbo 1629	
Blas	Daniel Cepeda Blas		
	and Cynthia Cepeda Ignacio	Astumbo 1631	
Blas	Mary San Miguel Blas	Yona 1459	
Blas	Richard Taimenglo Blas	Dededo 1584	
Blaz	Gregory Anthony Santos Blaz	Piti 1794	
Blaz	Vicente Santos Blaz	Piti 1822	
Bordallo	Tina Marie Taitano Bordallo	Astumbo 1643	
Borja	Maryllyn Taimenglo Borja	Astumbo 1595	
Boswell	Edmond A. Boswell	Astumbo 1612	
Botalho	Peter Dexter Botalho	Astumbo 1638	
Bueno	Cynthia Ann Ignacio Bueno	Astumbo 1640	
Camacho	Allan Camacho	Dededo 1567	
Camacho	Arthur F. Camacho	Dededo 1568	
Camacho	Arthur F. Camacho	Dededo 1568	
Camacho	Bruce Wayne Quitugua Camacho	Piti 1814	
Camacho	Darling Quitugua Camacho	Piti 1817	
Camacho	David Vincent Jr. Camacho	Piti 1812	
Camacho	Ryan Earl Quitugua Camacho	Piti 1813	
Cepeda	Karl John Cepeda	Astumbo 1630	
Corpus	Cassandra Clare Corpus	Astumbo 1644	
Cruz	Asuncion Sablan Cruz	Piti 1793	
Cruz	Jesse A. Cruz	Merizo 784	
Cruz	Mark A. Cruz		
	and Cora Jean Gumabon	Astumbo 1592	
Cruz	Oscar Duenas Cruz	Dededo 1582	
Cruz	Vincent Paul A. Cruz	Merizo 750	
Danford	Dorothea Takai Danford	Piti 1808	
Daugherty	Elizabeth Fejeran Bigtas Daugherty	Astumbo 1636	
DeJesus	Donald Steven DeJesus	Yona 1453	
Duenas	Manuel O. Duenas	Piti 1807	
Dumiao	Jeralynn Aguon Luzanta Dumiao	Piti 1787	
Falsao	Dolores R. Falsao	Astumbo 1628	
Fejeran	Joseph David Fejeran	Astumbo 1616	
Francisco	Francisco Lizama Francisco	Astumbo 1626	
Francisco	Joey A. Francisco	Astumbo 1624	
Francisco	Peter Anthony Francisco	Astumbo 1627	
Guzman	Roland Cruz Guzman	Piti 1821	
Idolor	Elmer David Guevara Idolor	Yona 1461	
Idolor	Eric John Guevara Idolor	Yona 1467	
James	Donna Meno James	Piti 1804	
James	William J. James	Piti 1805	
Johnston	Nadine V.B. Johnston	Astumbo 1602	
Juanillo	Janet Ann Juanillo	Piti 1823	
Leon	Debra R.C. Leon	Dededo 1578	
Leon Guerrero	Bernardo C. Leon Guerrero	Dededo 1576	
Leon Guerrero	Bernardo C. Leon Guerrero	Dededo 1580	
Lizama	Asuncion Untalan Lizama	Astumbo 1597	
Lujan	Anthony Joseph Lujan	Yona 1468	
Lujan	Frank V. Lujan	Piti 1777	
Mafnas	Joseph Perez Mafnas Jr.	Astumbo 1613	
Manibusan	Diane Taitano Manibusan	Dededo 1587	
Mantley	Jimmy Rivera-Aguon Mantley	Dededo 1577	
Mansapit	Raymond Siguenza Mansapit	Merizo 753	
Mantanona	Josephine Santos Mantanona	Astumbo 1606	
McDonald	Maria Santos Yatar McDonald	Piti 1824	
Meno	"Joseph M. Meno, Jr. and Annette B. Meno"	Astumbo 1620	
Merfelen	Mark Anthony Limitaco Merfelen	Astumbo 1621	
Merfelen	Mark Anthony Limitaco Merfelen	Astumbo 1622	
Mesa	Joquin Camacho Mesa	Astumbo 1639	
Miranda	Roland Ray Miranda	Piti 1786	
Naputi	Eddie Aguon Naputi	Astumbo 1600	
Naputi	Lorenzo John Camacho Naputi	Piti 1785	
Nedodog	Rose Marie Terlaje Nedodog	Piti 1818	
Nelson	Shawn Joseph Nelson	Piti 1815	
Nelson	Vincent Bryan Nelson	Piti 1816	
Ogo	Yvonne Sablan Ogo	Astumbo 1607	
Padrones	Janet Y. Padrones	Astumbo 1604	
Quichocho	Bettylo Castro Quichocho	Astumbo 1623	
Quichocho	Manuel G. Quichocho	Piti 1780	
Quitunas	Eugene Allen Quitunas	Yona 1457	
Quinene	Silvino Unganta Quinene	Piti 1786	
Quintanilla	Leroy James Quintanilla	Astumbo 1593	
Quitugua	Anthony Joseph Quitugua	Dededo 1583	
Reyes	Jennifer Santos Reyes	Yona 1459	
Reyes	Jesse Santos Reyes	Astumbo 1617	
Rosario	Julia Duenas Rosario	Astumbo 1603	
Sablan	Alejo Concepcion Sablan	Yona 1466	
Sablan	Ronald Diaz Sablan	Astumbo 1634	
Sablan	Tessie Lynn Sablan	Dededo 1585	
Sablan	Thelma Diaz Sablan	Astumbo 1635	
Salas	Alice Nedodog Salas	Piti 1803	
Sanchez	Daphne J.P. Sanchez	Piti 1800	
Sanchez	Peter John Sanchez	Piti 1799	
Sanchez	Teresita A. Sanchez	Merizo 751	
Santos	Frank Balajadia Santos	Piti 1819	
Santos	Jolien Flores Santos	Yona 1463	
Santos	Roberta Ann Santos Santos	Dededo 1581	
Siguenza	Elizabeth Ignacio Siguenza	Piti 1782	
Toves	Tara Marie Toves	Piti 1795	
Uherhewar	Masa H. Uherhewar	Dededo 1563	
Untalan	LouAnne Q. Untalan	Astumbo 1596	
Villaverde	Rudolph Edward Pablo Villaverde	Piti 1801	

Guam jo Day of C

By Laura Matthe
Pacific Daily News
lmatthe@guampdn

As world leaders coe to debate carbon dic emission cuts, some C organizations are joi global efforts to help sav planet.

Guam will join 125 countries for a Global D Climate Action on Oct. 1 let United Nations pc makers know the island sup- ports lowering the level of at- mospheric car- bon dioxide to 350 parts per million.

This event will be cor- ed by Guam 350.org, a addition to the internat 350.org, a campaign cor- ted to world unity for tions to climate change

Guam 350, along wi sponsors, will host "Ide Save The Planet."

Elementary, middle high school students are ed to participate in a p and essay contest on h live environmentally g

POSTER/ESSA 350 Ideas to S

ELEMENTARY/MIDDLE SCHOOLS Poster Drawing Contest

Contest Rules:

▲ Theme: "350 ideas to Save the Planet"— post- must show at least one i on how we can live gree and save our planet.

▲ Posters must be draw 8-1/2" x 11" paper. Color marker, paint may be us This contest is open to e ementary and middle scl students.

▲ Submit your entry no than 5 p.m. Oct. 14 by d ping it off at the PDN off Hagåtña; or e-mailing it life@guampdn.com.

▲ The top five posters f each school will be exhib beginning Oct. 20 at the Agana Shopping Center. From Oct. 20 to 25, the lic is invited to visit the Agana Shopping Center vote for their favorite po: The three posters receiv the highest number of v from the public will be a nounced at the Live Gre fair, to be held from 11 a to 3 p.m. Oct. 25 at the Agana Shopping Center.

Pacific Daily News

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Aguon	Beatriz Maria Aguon	Merizo	743	Mendiola	Cynthia Tenorio Mendiola	Piti	1712
Algarbes	Cecil M. Algarbes	Yona	1441	Mendiola	Cl L.G. Mendiola	Astumbo	1546
Algarbes	Mark M. Algarbes	Yona	1440	Minar	Penny Anne Santos Minar	Astumbo	1583
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Bamba	Raphael A. Bamba	Yona	1439	Quidachay	William Guerrero Quidachay	Piti	1761
Bautista	Joaquin A. Bautista	Tyran	1427	Quintanilla	Agustin G. Quintanilla	Piti	1789
Bias	Daniel Jesse Bias	Piti	1733	Quintanilla	Robert C. Quintanilla		
Bias	Daniel Jesse II Bias	Piti	1742		and Elizabeth S. Quintanilla	Piti	1772
Bias	Eric Joseph Bias	Piti	1741	Reyes	Ignacio Taljaron Reyes	Astumbo	1578
Bias	Frances Aquino Bias	Piti	1735	Rico	John James Rico	Astumbo	1548
Boja	Mary Madeline G.N. Boja	Piti	1774	Rico	Paul F. Rico	Anigua	1580
Boja	Michael Gomez Boja	Yona	1446	Rivera	Joe C. Rivera	Piti	1728
Carlton	Sue Ann Bautista Carlton	Piti	1715	Rodriguez	Jesse Peter Rodriguez	Dededo	1551
Castro	Tommy O. Castro	Yona	1434	Rozboriski	Michael Francis Lizama Rozboriski	Dededo	1553
Cays	Jeremy Joel Cays	Piti	1732	Sablan	Rosita S.M. Sablan	Dededo	1548
Charbauros	Michael Robert Charbauros	Yona	1448	San Nicolas	Joseph P. San Nicolas	Piti	1776
Corpus	Lycia Sales Corpus	Piti	1753	San Nicolas	Pamela Schaffl San Nicolas	Yona	1442
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Duenas	Raymond R. Duenas	Astumbo	1571	Santos	Justin K. Santos	Piti	1721
Duenas	William Talague Duenas	Merizo	741	Santos	Roland James Santos	Dededo	1542
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Garcia	Thomas Juan Eliaz Garcia	Piti	1755	Susilo	Fredy Cuevas Susilo	Dededo	1586
Gentle	Diana Antonia Zamora Gentle	Piti	1786	Talajaron	Elizabeth Miano Talajaron	Yona	1417
Gogo	Marissa Jolene Santos Gogo	Dededo	1558	Talajaron	Michael Thomas Talajaron	Yona	1432
Lamb	Anita Taspic Lamb	Yona	1429	Taimanglo	Cecilia Quidachay Taimanglo	Dededo	1548
Lamb	Lena Taspic Lamb	Yona	1428	Taimanglo	Jesse Lizama Taimanglo	Dededo	1550
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Limtiao	Selita Louise Limtiao	Piti	1769	Taitano	David C. Taitano	Piti	1738
Lizama	Teresita Nedelego Lizama	Dededo	1582	Tovas	Camille L.G. Tovos	Piti	1776
Lord	Julia Blae Lord	Yona	1423	Tovas	Daniela Santos Tovos	Piti	1744
Lujan	Vicente Cruz Lujan	Astumbo	1556	Tovas	Lisa Marie Camacho Tovos	Piti	1773
Luzanta	Veneolo Roberto Luzanta	Piti	1780	Tovas	Robert S.M. Tovos	Astumbo	1572
Mafias	Juan Aguon Mafias	Astumbo	1559	Tuncap	Ricardo Jr. Gorzalo Tuncap	Astumbo	1670
Mandell	Eric Joseph Mandell	Astumbo	1582	Tuquero	Joseph Eugene Tuquero	Dededo	1567
Manibusan	Denise Michelle Chaco Manibusan	Astumbo	1573	Umagat	Jesse L. Umagat	Astumbo	1542
Manibusan	Joey A. Manibusan	Astumbo	1553	Umpingo	Raymond Jude Umpingo	Merizo	746
Manibusan	Joey A. Manibusan	Astumbo	1554	Wells	John Roy Wells	Astumbo	1574
Mantenona	Cecilia Teodoro Mantenona	Yona	1435	Zamora	Jose Rico Zamora	Piti	1786



Jacqueline Hernandez/Pacific Daily News/jhernandez7@guampdn.com

Concerned students: John F. Kennedy High School students display placards as they walk toward the DNA building in Hagåtña to attend a procurement appeal hearing regarding the contract protest on JFK rebuilding contract. The hearing was before the Guam Office of Public Accountability.

PHOTOS ONLINE

▲ For more photos, visit the Pacific Daily News photo gallery at www.guampdn.com

Hearing dates set in JFK rebuilding

By Dionesis Tamondong
Pacific Daily News
diamondong@guampdn.com

The first of many procurement appeal hearings over the construction of John F. Kennedy High School was held yesterday.

Dates were set for the Guam Community Improvement Foundation to argue their appeal. The Foundation has protested a contract to rebuild the dilapidated school, which was awarded to International Bridge Corp. The protest halted a groundbreaking that was scheduled for Aug. 7.

JFK High School students and faculty filled the hearing room in the DNA Building during yesterday's status and scheduling conference.

A hearing to determine whether there is "substantial interest" in allowing the construction to move forward while the appeal is being resolved is set for Sept. 28. A preconference hearing is scheduled for Sept. 30.

Normally, when a protest or appeal is filed, all construction must stop. But Public Auditor Doris Flores Brooks can decide whether it's in the "substantial interest" of the community to allow the construction to move forward while the protest is being resolved.

The Department of Public Works rejected the Foundation's protest early last

WHAT'S NEXT

▲ A hearing to determine whether there is "substantial interest" in allowing the construction of John F. Kennedy High School to move forward while the appeal is being resolved is set for Sept. 28. A preconference hearing is scheduled for Sept. 30.

month, starting the appeals process with the Office of Public Accountability.

During attempts to schedule dates for the upcoming hearings, Assistant Attorney General Benjamin Abrams, representing Public Works, raised concerns over what he called delays by the Foundation.

He said his office is ready to argue the case, but attorney Jeffrey Cook, sitting in for attorney F. Randall Cunliffe, told hearing officer attorney Anthony Camacho that he couldn't immediately agree with an expedited hearing scheduled since he wasn't the lead attorney for the appeal.

Tony Sgro of the Guam Community Improvement Foundation said, "We have no intention of delaying. ... We just want a level playing field, that's all."

The Foundation filed its protest, arguing that International Bridge Corp. failed to meet the financing requirements, or that the government changed those requirements during the bid process.

Pacific Daily News

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NEWS

News tip hot line: 475-NEWS
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Classified: 472-1PDN
Advertising fax: 477-0359

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Chamorro Land Trust bypassed applicants

Pacific Daily News

As a public service, the Pacific Daily News every Wednesday will publish a list of 100 names of those who were skipped in the processing of Chamorro Land Trust applications for agricultural or residential land leases.

About 3,000 applicants were skipped since 1995.

The following applicants were bypassed by the Chamorro Land Trust Commission and should have been processed.

A weekly list of 100 bypassed applicants will be published on Page 3 on Wednesday and will continue until the bypassed applications are brought current. The names are published in alphabetical order.

WHAT YOU SHOULD DO

▲ If your name or your relative's name is printed in the weekly 100, please visit the Chamorro Land Trust Commission office in Anigua on Saturday.

▲ The Commission will be open from 8 a.m. to noon every Saturday. Only those 100 bypassed applicants will be processed on Saturdays.

▲ If you were born after April 11, 1899, and before August 1, 1950, please bring your birth certificate. If you were born after August 1, 1950, please bring your birth certificate and your Chamorro parent's birth certificate.

AT A GLANCE

Explanation of columns and layout:
(From left to right)

1. Column: Last Name - The last name of the applicant.

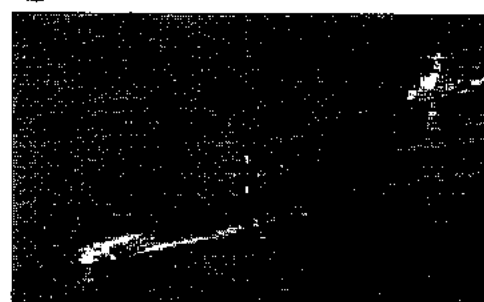
2. Column: Full Name - The complete name of the applicant(s) as it appears on the application.

3. Column: Application Received At - Where the application was turned in or mailed in.

4. Column: Sequence No. - The number given to your application in the sequence it was received by the Commission according to date and time.

CHAMORRO LAND TRUST APPLICANTS: DATE SUBMITTED: 12/07/1995

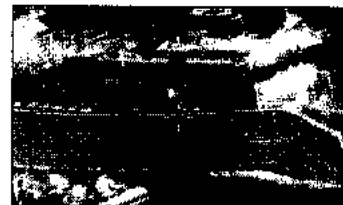
LAST NAME	FULL NAME	APPLICATION RECEIVED AT	SEQUENCE NO.
Ardiga	Delfina Feja Ardiga	Dededo	1502
Ashby	Carmelita Salas Ashby	Piti	1640
Cabrera	Concepcion Mendiola Cabrera	Piti	1626
Carnacho	Randolph Naitia Carnacho	Astumbo	1502
Carnacho	Vincent Cristobal Carnacho	Mail-In	152
Castro	Rick L. Castro	Mail-In	162
Chargualaf	Fred M. Chargualaf	Mail-In	157
Chargualaf	and Norma L.G. Chargualaf	Mail-In	161
Crisostomo	Norma L.G. Chargualaf	Mail-In	204
Cruz	Hermen Aguin Jr. Crisostomo	Mail-In	210
Cruz	Frank James Cruz	Mail-In	213
Cruz	Franklin Sablan Cruz	Mail-In	180
Cruz	Jesús Melinas Cruz	Mail-In	196
Cruz	Mary Ann C. Cruz	Mail-In	171
Cruz	Paul Tagueta Cruz	Mail-In	185
Cruz	Sandra E. Cruz	Mail-In	1850
Damian	Betsy Ann Damian	Piti	1376
DeGracia	Freddy Vilagomez DeGracia	Yona	183
Diego	Joseph Mendiola Diego	Mail-In	1506
Duenas	Vincent Joseph Sablan Duenas	Dededo	1510
Eustaquio	Connie Santos Eustaquio	Dededo	165
Everitt	Candalaria Aguin Everitt	Mail-In	1643
Fajeran	Rocella Mero Fajeran	Piti	1374
Flores	Laurie Jean Flores	Yona	1375
Flores	Ramon Salas Flores	Yona	1647
Garrido	Michael Castro Garrido	Piti	1642
Garrido	Raymond C. Garrido	Piti	1630
Gay	Benjamin King Gay	Piti	202
Gogue	Alvin San Nicolas Gogue	Mail-In	216
Guerrero	Erica Perez Guerrero	Mail-In	728
Guerrero	Pedro S. N. Guerrero	Merizo	1631
Guerrero	Veleste U. Guerrero	Piti	172
Guevara	Isabel U. Guevara	Mail-In	168
Gutierrez	Frederick G. Gutierrez	Titan	169
Gutierrez	Lourdes Gogo Gutierrez	Mail-In	225
Gutierrez	Paul D. Gutierrez	Mail-In	178
Gutierrez	Sherly A. Gutierrez	Mail-In	163
Guzman	Juan Blas Guzman	Mail-In	170
Hagen	Carl Duenas Hagen	Mail-In	160
Hagen	Scott Duenas Hagen	Mail-In	191
Holbrook	Richard J. Santos Holbrook	Mail-In	188
Holbrook	Rosemary C. Santos Holbrook	Mail-In	230
Hong-Yee	Dana Rosanne Tydingoo Hong-Yee	Mail-In	229
Ibanez	James William Ibanez	Mail-In	1644
Iglesias	Eugene Duenas Iglesias	Mail-In	1645
Iglesias	Johnny Shibusya Iglesias	Piti	1649
Jackson	Ronald Eugene Jackson	Piti	1380
Johnston	Jennifer Marlene Johnston	Yona	167
Leon Guerrero	Frank Joseph Leon Guerrero	Mail-In	1510
Leon Guerrero	Matthew Anthony Leon Guerrero	Astumbo	187
Leon Guerrero	Myrna Jean Leon Guerrero	Mail-In	1511
Limfaco	Aldis Anne Limfaco	Mail-In	163
Macbie	Glenn Edwin Duenas Macbie	Astumbo	1608
Mairas	Elmer C. Mairas	Yona	1377
Mairas	Tommy Cepeda Mairas	Mail-In	203
Mendiola	Joseph Michael Mendiola Jr.	Mail-In	209
Mendiola	Vincent Cruz Mendiola	Mail-In	224
Mondia	Gilbert Joseph Mondia	Mail-In	215
Pacheco	Lisa Ann Olano Pacheco	Mail-In	169
Palma	Patrick C. Palma	Mail-In	166
Paulino	Elizabeth Lujan Paulino	Mail-In	212
Paredo	Diana Louise Paredo	Yona	1371
Perez	Joaquin Fencina Perez	Mail-In	230
Perez	Joelle Beth Perez	Mail-In	236
Perez	Linda R. Perez	Mail-In	240
Perez	Roman Pangelinan Perez	Mail-In	239
Perez	Steven Paul Perez	Mail-In	179
Purugganan	Herlita Mandiola Purugganan	Mail-In	189
Quichcho	Joey James Quichcho	Yona	1372
Quidachay	John Philip Guerrero	Mail-In	1634
Quinata	and Barbara Quidachay	Piti	227
Quinata	Ben Quinata	Mail-In	192
Quinata	Krista Lynn Perez Quinata	Mail-In	194
Quinata	Lisa Marie Perez Quinata	Mail-In	175
Quinata	Margaret Nguyen Quinata	Mail-In	223
Quintana	Josephine M. Quintana	Mail-In	1633
Ramos	Barbara Ann Estelle Ramos	Piti	1507
Ravello	Geraldyn Cruz Ravello	Astumbo	250
Reyes	Bridget Carmacho Reyes	Mail-In	1639
Reyes	John Quidachay Reyes	Piti	249
Reyes	Theresa S.N. Reyes	Mail-In	246
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Sablan	Edith Marie Santos Sablan	Mail-In	214
Sablan	Frank Anthony Sablan	Mail-In	234
Sablan	Jerry Guevara Sablan	Mail-In	222
Salas	Rosina Mesa Salas	Mail-In	241
Sanchez	Francisco R. Sanchez	Dededo	1501
San Nicolas	Francisco P. San Nicolas Jr.	Mail-In	247
San Nicolas	Jose Salazarman San Nicolas	Mail-In	193
San Nicolas	Patricia Ann Sablan San Nicolas	Mail-In	243
San Nicolas	Roland A. S. San Nicolas	Mail-In	177
Santos	Annie L.G. Santos	Piti	1652
Santos	Eugene Herrera Santos	Mail-In	165
Santos	Francisco D. Santos	Mail-In	195
Santos	Frank Martin Santos	Mail-In	201
Santos	Herbert S. Santos	Mail-In	167
Talmanglo	Luanne Marie Flores Talmanglo	Yona	1373
Tallano	Marie Elizabeth Tallano	Astumbo	1503
Tancoro	Judith Frances Tudela Tancoro	Astumbo	1509
Wright	Julia S. Wright	Dededo	1511



Photos courtesy U.S. Coast Guard

Above: An aerial shot shows U.S. Coast Guard Cutter Washington intercepting the Taiwanese ship Te Hung Fa, which the Coast Guard alleges was illegally fishing for sharks, tuna and other types of fish with its longline gear deployed well within the U.S. Exclusive Economic Zone.

Right: The U.S. Coast Guard intercepts the Te Hung Fa, a Taiwan-flagged vessel, which allegedly has been illegally fishing for sharks, tuna and other types of fish with its longline gear deployed within the U.S. Exclusive Economic Zone off Saipan.



Coast Guard seizes Taiwan fishing vessel

By Gaynor Daleno
Pacific Daily News
gdumato1@guampdn.com

The U.S. Coast Guard seized a Taiwanese-flagged fishing vessel and escorted it into the port in Saipan over the weekend for suspected fisheries violations within the boundaries of the U.S. Exclusive Economic Zone, the Coast Guard announced.

The crew of the 22-meter, 56-ton Te Hung Fa is alleged to have been illegally fishing for sharks, tuna and other types of fish with its long line gear deployed well within the U.S. EEZ, according to the Coast Guard.

The fishing vessel was intercepted in waters surrounding the Commonwealth of the Northern Mariana Islands, approximately 400 miles north-northwest of Guam. The Te Hung Fa was met by officers of the National Oceanic and Atmospheric Administration's Office of Law Enforcement for investigation into alleged violations

of the Magnuson-Stevens Fisheries Conservation and Management Act.

The crew of a C-130 aircraft from the Coast Guard Air Station in Honolulu documented the alleged violations.

The crew of the Guam-based Coast Guard Cutter Washington intercepted the fishing vessel 17 nautical miles within the U.S. EEZ on Aug. 27. "Essentially, the fishing vessel is alleged to have stayed within

the U.S. EEZ for some time - long enough for us to document from the air and to have a surface boarding team on scene in time to make the seizure," said Lt. Cmdr. Jay Caputo, fisheries enforcement officer with the 14th Coast Guard District in Honolulu.

Federal authorities plan to pursue a case against the owners of the Te Hung Fa. The Magnuson-Stevens Fishery Conservation and Management Act authorizes the imposition of civil penalties up to \$140,000 per violation and full forfeiture of the vessel and its catch.

ON THE NET

▲ U.S. Coast Guard:
www.uscg.hawaii.com

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CHAMORRO LAND TRUST APPLICANTS: DATE SUBMITTED: 12/07/1995

LAST NAME	FULL NAME	APPLICATION RECEIVED AT	SEQUENCE NO.	LAST NAME	FULL NAME	APPLICATION RECEIVED AT	SEQUENCE NO.
Aguon	Juan San Nicolas Aguon	Dededo	1535	Mendiola	Vicente Ninelsen Mendiola	Dededo	1516
Arco	Barbara Gumatac Arco	Piti	1705	Mario	Carlos Vincent Mario	Merizo	739
Babauta	Anthony Yarnishita Babauta	Piti	1703	Marleen	Deborah Ann Marleen	Piti	1675
Benavente	Dolores Leon Guerrero Benavente	Dededo	1521	Mojica	Brigida Chaco Mojica	Piti	1687
Benavente	Famela M. Benavente	Astumbo	1532	Mondia	Ray Quilene Mondia	Piti	1686
Biaz	Teresa Sebastian Bias	Piti	1689	Muna	Pauline Diaz Muna	Piti	1706
Biaz	Frank Garrido Bias	Piti	1692	Napuli	Jesus Quilena Napuli	Merizo	732
Biaz	Julie Ann Santos Bias	Piti	1693	Pablo	Patricia Ann Quilchocho Pablo	Yona	1391
Bordallo	Candice M.C. Bordallo	Piti	1674	Pachia	Reynaldo Tahano Pachia	Astumbo	1535
Borja	Gerald P.G. Borja	Yona	1406	Pagulo	Agnes Leon Guerrero Pagulo	Dededo	1515
Borja	Leluanani Lynn Borja	Astumbo	1540	Palico	Ferdinand Rivera Palico	Astumbo	1534
Borja	Lenny Kalei Borja	Astumbo	1539	Palomo	Francisco E.M. Palomo	Piti	1701
Borja	Michael Reyes Borja	Astumbo	1538	Palomo	Franklin G. Palomo	Astumbo	1538
Brady	Alice Dolash Brady	Astumbo	1528	Pangaiton	Pamela R. Pangaiton	Piti	1672
Camacho	Marie Elenia Cruz Camacho	Yona	1404	Perez	Joylene Jean Perez	Yona	1416
Camacho Sr.	Reiberto Mendiola Camacho Sr.	Piti	1677	Perez	Rochelle Untalan Perez	Astumbo	1541
Campo	Virginia Aquino Borja Campo	Piti	1699	Perez	Vincent Jr. Perez	Piti	1664
Castro	Carmelita Mateo Castro	Astumbo	1516	Quilchocho	Jane Maria Quilchocho	Piti	1688
Cepeda	Jose Cepeda Cepeda	Merizo	733	Quilena	Naleni Cruz Quilena	Yona	1393
Cepeda	Lorenzo Pereda Cepeda	Yona	1396	Quintanilla	Albert Concepcion Quintanilla	Piti	1698
Cepeda	Thomas Anthony Cepeda	Merizo	734	Quintanilla	Melanie Benavente Quintanilla	Astumbo	1527
Corpus	Ronald Stephen Corpus	Yona	1408	Quilguia	Agnes Flores	Piti	1693
Crisostomo	Dennis Castro Crisostomo	Yona	1402	Rayne	Marvin E. Rayne	Merizo	735
Cruz	Agustio Crisostomo Cruz	Piti	1697	Reyes	Vincent Gabriel Reyes	Yona	1412
Cruz	Barbara Jean Cruz	Astumbo	1530	Rosario	Yvonne G. Rosario	Astumbo	1523
Cruz	Christine Duenas Cruz	Piti	1578	Sales	Vicente G. Sales	Dededo	1513
Cruz	Darlene Ada Cruz	Yona	1405	San Nicolas	Anthony Jr. L.G. San Nicolas	Piti	1665
Cruz	Franklin John Cruz	Dededo	1525	Santos	Jose Eduardo Cepeda Santos	Piti	1691
Cruz	Jesus Joseph Paulino Cruz	Dededo	1537	Sebastian	Christina V. Sebastian	Yona	1401
Cruz	Julia Sablan Cruz	Piti	1695	Snell	Patricia Ann Snell	Astumbo	1517
Cruz	Kenneth John F. Cruz	Piti	1700	Snell II	Michael Lewis Snell II	Dededo	1520
Cruz	Rosalen Duene Cruz	Piti	1694	Sondie	Janice Lizama Sondie	Piti	1687
Dalun	Victor Topesna Dalun	Yona	1413	Stanley	Dennis Alan Stanley	Yona	1409
Dela Cruz	Marie A.L. Dela Cruz	Yona	1384	Suarez	Joel Crisostomo Suarez	Piti	1695
Delin	Donny Dolash Delin	Astumbo	1529	Sutola	Rafael Mendiola Sutola	Piti	1680
Douglas	Orise Author Douglas	Piti	1708	Taga	Francisco Cruz Taga	Dededo	1534
Dula	Daniel Cruz Dula	Yona	1394	Tallano	David Edward Tallano	Dededo	1512
Eclaves	Lisa Sales Eclaves	Piti	1696	Techaira	Marilyn Baza Techaira	Merizo	735
Fejeran	Robert J. Fejeran	Merizo	731	Topesna	Thomas Dalay Topesna	Yona	1414
Fernandez	Lorina Theresa Fernandez	Piti	1695	Toves	Joshua Moab Castro Toves	Dededo	1539
Flamero	Betha A. Flamero	Yona	1390	Tovos	Kerilyn Patrick Tovos	Dededo	1535
Flores	Glen Benavente Flores	Yona	1389	Trusso	Paul Salvatore (Benchas) Trusso	Yona	1387
Guerrero	Kelli R. Guerrero	Dededo	1533	Unalog	Clement Benny Unalog	Astumbo	1525
Hernandez	Ann Santos Hernandez	Piti	1679	Unisten	Rudolph Sanchez Unisten	Dededo	1516
Hernandez	Leonora Arco Hernandez	Yona	1382	Vila	Domingo Salragon Vila	Astumbo	1513
Ignacio	Jesus Q. Ignacio	Piti	1693	Williams	Anita Janet Borja Sablen Williams	Astumbo	1522
Leon Guerrero	Alejo Borja Leon Guerrero Jr.	Dededo	1524	Winters	Julie Slongoo Winters	Dededo	1526
Leon Guerrero	Joselina C. Leon Guerrero	Dededo	1529	Wussig	Elaine Cruz Wussig	Tayan	1512
Leon Guerrero	Marie John Leon Guerrero	Dededo	1522	Yamanaka	Robert D. Yamanaka	Yona	1388
Manibusan	Joseph Lizama Manibusan	Astumbo	1524				
Manley	Marvin Anthony Manley	Piti	1671				

SPEECH EXCERPTS

▲ Continued from Page 2

intellect so you can help solve our most difficult problems. If you don't do that — if you quit on school — you're not just quitting on yourself, you're quitting on your country.

Now I know it's not always easy to do well in school. I know a lot of you have challenges in your lives right now that can make it hard to focus on your schoolwork.

I get it. I know what that's like. My father left my family when I was 2 years old, and I was raised by a single mother who struggled at times to pay the bills and wasn't always able to give us things the other kids had. There were times when I missed having a father in my life. There were times when I was lonely and felt like I didn't fit in.

So I wasn't always as focused as I should have been. I did some things I'm not proud of, and got in more trouble than I should have. And my life could have easily taken a turn for the worse.

But I was fortunate. I got a lot of second chances and had the opportunity to go to college, and law school, and follow my dreams. My wife, our first lady Michelle Obama, has a similar story. Neither of her parents had gone to college, and they didn't have much. But they worked hard, and she worked hard, so that she could go to the best schools in this country.

... But at the end of the day, the circumstances of your life — what you look like, where you come from, how much money you have, what you've got going on at home — that's no excuse for neglecting your homework or having a bad attitude. That's no excuse for talking back to your teacher, or cutting class, or dropping out of school. That's no excuse for not trying.

Where you are right now doesn't have to determine where you'll end up. No one's written your destiny for you. Here in America, you write your own destiny. You make your own future.

That's what young people like you are doing every day, all across America.

Set goals

... That's why, today, I'm calling on each of you to set your own goals for your education — and to do everything you can to meet them.

Whatever you resolve to do, I want you to commit to it. I want you to really work at it.

The truth is, being successful is hard. You won't love every subject you study. You won't click with every teacher. Not every homework assignment will seem completely relevant to your life right this minute. And you won't necessarily succeed at everything the first time you try.

That's OK. Some of the most successful people in the world are the ones who've had the most failures. J.K. Rowling's first Harry Potter book was rejected 12 times before it was finally published. Michael Jordan was cut from his high school basketball team, and he lost hundreds of games and missed thousands of shots during his career. But he once said, "I have failed over and over and over again in my life. And that is why I succeed."

No one's born being good at things, you become good at things through hard work. You're not a varsity athlete the first time you play a new sport. You don't hit every note the first time you sing a song. You've got to practice. It's the same with your schoolwork. You might have to do a math problem a few times before you get it right, or read something a few times before you understand it, or do a few drafts of a paper before it's good enough to hand in.

Don't be afraid to ask questions. Don't be afraid to ask for help when you need it. I do that every day. Asking for help isn't a sign of weakness, it's a sign of strength. It shows you have the courage to admit when you don't know something, and to learn something new. So find an adult you trust — a parent, grandparent or teacher, a coach or counselor — and ask them to help you stay on track to meet your goals.

And even when you're struggling, even when you're discouraged, and you feel like other people have given up on you — don't ever give up on yourself. Because when you give up on yourself, you give up on your country.

See the entire speech online at www.GuamPDN.com.

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GFD wants to increase ambulance fees

By Brett Keim

Pacific Daily News
bkeim@guampdn.com

The Guam Fire Department has collected about \$100,000 from new ambulances fees in recent months, which shows that a new billing system is working, but those prices need to be increased.

That is according to Fire Chief Joey San Nicolas, who said yesterday that he was pleased with new fee system, but felt it still needed tweaking.

The current Emergency Patient Transport Fee of \$195 is probably the lowest in the nation, and needs to be at least double to match national standards, San Nicolas said. Regardless, the current fee is still better than no fee at all, he said.

"Even \$10 is better than zero

AMBULANCE FEES

- ▲ Emergency patient transport fee: \$195
- ▲ Non-emergency patient transport fee: Routine scheduled and unscheduled transport, \$95
- ▲ Ambulance standby service fee: \$88 for the first hour, \$40 added every additional hour
- ▲ Other units standby service fee: \$50 for the first hour, \$30 added every additional hour
- ▲ No notice of cancellation for standby service: \$88

Guam Fire Department

dollars," San Nicolas said. "It's a good start for the fire department. It's \$100,000 we didn't have prior, ... and it just shows that we should have started this a long time ago."

After years of discussion, the

fire department enacted a set of ambulance fees about three months ago, according to Pacific Daily News files. The department was allowed to back bill for three more months, and all together this has amounted to \$100,000, San Nicolas said. That is a monthly average of about \$16,500, but the fire chief said it is still too soon to assume this will be the average collection amount.

However much money is collected, the funds go into the Department's Flame account, which is spent on equipment and training for firefighters. The account has been collecting money for years, but none of the funds captured through ambulance fees have been spent yet, San Nicolas said.

"We know exactly how we want to spend it, and it's actually out-

lined in the law how to spend it," San Nicolas said. "The issue is that it is still subject to appropriation in the Legislature. ... You can bring in \$100,000, but with the Legislature, you are still subject to their authority."

Determining the fee

The fire department has included the funding in its budget proposal for fiscal 2013. The proposal is pending before the Legislature.

But fire department officials are researching how much they believe the Emergency Patient Transport Fee should be increased, the fire chief said.

The recommended increase most likely would be based on Medicare reimbursement levels for Guam, which are at least \$400 per ambulance trip, San Nicolas said. In some

richer parts of the country, the same fee is about \$800 or even \$1,200, San Nicolas said.

The fire department has yet to nail down a hard number for its recommended increase, said agency spokesman Lt. Ed Artero. Any increase of the fee will have to be approved by the Legislature, Artero said.

Artero said the department is not planning to raise fees for other ambulance services such as scheduled transport and standby services.

A company named Life Quest coordinates the ambulance fee collection. Currently, LifeQuest gets paid 24 percent of the ambulance fees collected, but the company's share of the collections will decrease if the fees are increased, Artero said.

Families get back Radio Barrigada ancestral land

By Jerick Sablan

Pacific Daily News
jsablan@guampdn.com

Two Barrigada families celebrated receiving ancestral lands they never thought would be given back.

The families will get back several acres of land near Radio Barrigada.

Parts of the holdings of the late Joaquin Mendiola and Vicente Santos were given back to the families during a Guam Ancestral Lands Commission deed-signing ceremony yesterday at Adelup. The commission is in charge of returning land deemed excess by the federal government to its ancestral owners, according to Pacific Daily News files.

Gov. Eddie Calvo said he was glad to give back the lands to their rightful owners.

"We're giving back these proper-



ties to the rightful owners and it's only right to do so," Calvo said.

The families gathered around the table as a family representative

signed the deed for the land.

Rosario Anderson, great-granddaughter of Santos, held back tears after she signed the deed. She said

Jerick Sablan/Pacific Daily News/jsablan@guampdn.com

Grandsons: Daniel Mendiola, seated second from right, grandson of the late Joaquin Mendiola, and other family members celebrate after Gov. Eddie Calvo signed a deed returning their Barrigada land yesterday in Adelup.

her family was appreciative of getting the land back.

"We are so thankful to all of you who helped us," Anderson said.

David Baza, Santos' grandson, said this day was a long time coming. "This is the day we've been waiting for," Baza said.

Daniel Mendiola, Joaquin Mendiola's grandson, who signed the deed for his family, said the people

of Guam long deserved getting their land back.

"Our family gives a heartfelt appreciation for returning the property back to us," Mendiola said, adding that he didn't think getting the land back would happen while he was alive. His parents and grandparents have since died, never having had the chance to return to their land.

"I'm happy. Now we can get our family members up and going by giving them property and having them settle down," Daniel Mendiola said.

He said some members of his family don't have land and are living in apartments, so it'd be nice to give them land so they can have something of their own.

"They can get their foot on the ground and just have something they can call their own," Mendiola said.

Museum construction awaits Legislative approval

By Jerick Sablan

Pacific Daily News
jsablan@guampdn.com

The Guam Museum will become a reality as soon as the Guam Legislature votes on a bill to move forward with the construction.

Bill 454-31, written by Vice Speaker Benjamin Cruz, would transfer control of Skinner Plaza from the Legislature to the government of Guam to construct the museum. After the bill is approved by the Legislature, construction can begin on the property, according to Guam Museum Foundation chairman Monte Mesa.

The foundation is a nonprofit organization that helps find funds for

the museum and is working closely to help build it.

Mesa said the foundation has drafted designs of the museum and is waiting to be able to survey the land. Mesa said the foundation won't be able to move forward until the transfer is final.

A public hearing for the bill was held Monday and several government agencies sent letters of support for the transfer. Joseph Cameron, president of the Department of Chamorro Affairs, said his department is in full support of the bill.

Cameron said he was in support of building the museum since it would help build the Hagåtña area as a museum district. Other histor-

ical sites can be visited from the museum site, including the Plaza de España and Angel Santos Little Stone Park.

"The Guam Economic Development Authority sent a letter of support as well," Karl Pangelinan, GEDA administrator, stated the project would instill pride in the capital city and reinforce cultural branding for visitors to the island.

Metine Marfil, director of Department of Land Management, stated he was in full support of the transfer and felt it would develop a highly competitive tourism product.

Other sites

Sen. Ben Pangelinan, chairman of the committee on land, said he

liked the former site of Fort Apugan in Agaña Heights because it would have a stronger impact.

"The site would overlook Hagåtña Bay and the city would, for me, be more impactful," said Pangelinan, who is running for reelection.

He said building the museum at Skinner Plaza would decrease green space in downtown Hagåtña and would increase congestion in the area.

Mesa said the foundation has heard these concerns and have addressed them.

He said the main reason for the move to Skinner Plaza was that construction at Fort Apugan would be too expensive and would take longer

to construct than allowed. The \$27-million bond money for the project needs to be spent by 2014, Mesa said.

If the bill is passed, construction can begin by January 2013 and be finished by December 2014.

Concerns over green space are mitigated since the museum will not take the whole area of Skinner Plaza and would be several stories, Mesa said. The plan for the museum would include three levels and a mezzanine area. The museum would start near the Dulce Nombre de Maria Cathedral-Basilica and go no farther than the amphitheater in Skinner Plaza. The amphitheater will be renovated to have outside shows, he said.

Pacific Daily News

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Circulation billing questions: 479-0311
Classified: 472-1736
Advertising fax: 477-0359

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Pacific Daily News

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VOL. 44 NO. 187 HAGATÑA, GUAM, AUGUST 7, 2012

HAGA ADAL IT'S TUESDAY

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PROVIDE DAILY NEWS
GUAM'S COMPLETE SOURCE

■ Don't forget to vote in today's Pacific Daily News poll. Today's question:

Do you think the Chamorro Land Trust program is discriminatory?

■ Results from yesterday's PDN poll are on **PAGE 2**

Feds investigate Land Trust

Agency looks at possible housing discrimination

TO THE POINT

▲ The U.S. Justice Department is investigating whether the GovGuam's land use policies and the Chamorro Land Trust Act violate federal laws on housing discrimination.

By Gaynor Dumal-ol Daleno
Pacific Daily News

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The U.S. Department of Justice's Civil Rights Division is investigating whether the government of Guam's land use policies and practices discriminate based on race or

INSIDE

▲ Learn more about the Land Trust regulations, Fair Housing Act. **Page 4**

national origin.

The Justice Department in Washington, D.C., informed Guam Attorney General Leonardo Rapadas in a

▲ See Land Trust: **Page 4**

LAND TRUST: AT A GLANCE

At the end of the last century, the U.S. government transferred public land in trust for the benefit of the island's indigenous Chamorros, as defined by Guam law, which means anyone who became a citizen by virtue of the Organic

Act of Guam, or their descendants. The commission issues residential and commercial leases to eligible Chamorros and leases other land to generate revenue for the trust.

Pacific Daily News files

GW High work begins

Back to SCHOOL

STEM project: BME & Sons Inc.'s Angelito Paguiou, right, removes vinyl tiles from a classroom floor as Matthew Hunter looks on at George Washington High School yesterday. Seventeen classrooms at the school are being upgraded into science, technology, engineering and math, or STEM, classrooms. The project is expected to be completed within 60 days, Hunter said.

▲ See Story, **Page 2**



PHOTOS ONLINE

▲ For more photos, go to www.GuamPDN.com.



Rick Cruz/Pacific Daily News/rmcruz@guampdn.com

Gutierrez resigns as party head

By Brett Kelman

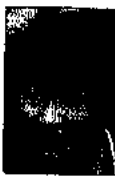
Pacific Daily News
bkelman@guampdn.com

Former Gov. Carl Gutierrez resigned as chairman of the Democratic Party of Guam to pursue the nonpartisan post of public auditor.

Gutierrez previously said he didn't plan to resign from the party unless he was elected, but the former governor sent a resignation letter to the Guam Election Commission yesterday.

The Election Commission's legal counsel Jeff Cook said during a meeting last night that he believed local law would have required Gutierrez to resign. No candidate for public auditor is allowed to accept any support, material or financial, from a political party, he said.

Cook also said that, as long as Gutierrez defeats all other



Brooks



Gutierrez

INSIDE

▲ What the law says: election information. **Page 4**

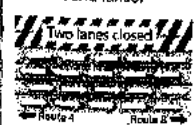
▲ See Gutierrez. **Page 4**

In Your Voice
Post your comment on www.guampdn.com

108 days

since roadwork began at the Agaña Bridge

■ Southbound lanes have been shifted to the center median area adjacent to the northbound lanes.



Agaña ROAD CLOSURE

■ All lanes are set to open again by July 2013. The overall project is set to be completed by December 2013.



CRUISING TRICKSTAR

Motorcycle enthusiasts share their love of riding.

SEE STORY, **PAGE 16**

2012 London OLYMPICS

TOUGH DAY

Derek Mandell finishes last in 100-meter heat. **STORY, PAGE 32**



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Steven M. Flores Memorial Library

LOCAL

Chuuk first lady visits DYA inmates

By Arvin Temkar
Pacific Daily News
arvin@guampdn.com

The first lady of Chuuk visited young inmates at the Department of Youth Affairs yesterday, encouraging the incarcerated children to strive for success.

There's an "overrepresentation" of Chuukese youth at DYA, said Director Adonis Mendiola.

Though Chuukese kids make up about 34 percent of DYA clients, people from Chuuk make up about 11 percent of Guam's population, according to Pacific Daily News files.

Bersita Elimo, wife of Chuuk Gov. Johnson Elimo, reminded a group of boys that many of their parents came to the island to find a better life, and stressed the educational opportunities available in Guam.

In Chuuk some students must walk miles to reach their schools, and when they get there they don't even have chairs to sit on, she said.

"You're so lucky you have everything," said Bersita Elimo, who is also the leader of secondary schools



Arvin Temkar/Pacific Daily News/arvin@guampdn.com

First lady: Bersita Elimo, center, the first lady of Chuuk, encourages clients to strive for their best during a visit to the Department of Youth Affairs, yesterday.

in Chuuk.

Education, she said, is the path to success.

On Monday, the Chuuk first lady met with Department of Education officials to discuss the barriers some immigrants face in the public school

system.

Some of those challenges include learning English and adjusting to a new culture.

Superintendent Jon Fernandez, who met Bersita Elimo yesterday, said when he was visiting schools

this summer he met a fifth-grade newcomer who was only then learning the alphabet.

"We know we have a big job on our hands," he said.

Education

Guam is home to thousands of people from the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau, who are allowed to immigrate freely to the United States through the 1986 Compacts of Free Association.

The number of immigrants from these freely associated states have nearly tripled to 30,000 since a decade ago, according to Pacific Daily News files.

At public schools, FAS students made up 23 percent of the Guam Department of Education's 31,000 students, PDN files said.

Some schools have successfully reached out to parents of Micronesian children by using volunteer translators to translate important documents in the languages of the immigrants.

But dealing with this particular

issue has been "school by school," said Superintendent Fernandez.

Some schools are ahead of the curve, while others are still trying to get translators, he said.

"I think we need to take a broader approach," he said.

Previous visit

Chuuk Gov. Elimo visited DYA in March. He told DYA officials that there is no juvenile detention facility, or prison, in Chuuk, according to PDN files.

The first lady is planning to return to Guam in September for a school visit, said Marlene Slomka, a friend who accompanied the dignitary on her DYA tour.

Alcohol

Another factor that drives teens to commit crimes is alcohol abuse, said the DYA director.

The first lady said store owners in Chuuk often sell to people under 18. In Guam, prices for alcohol are less than in Chuuk, according to PDN files. She estimated the price for a 24-pack of beer to be around \$30 in the FSM state because of high taxes.

Land Trust: Probe prompted by discrimination suit

▲ Continued from Page 1

It gave their land away for "penalties" under the impression it was the right thing to do, and thinking land would be returned.

The recipients of Chamorro Land Trust properties are descendants of "loyal and patriotic" people, he said.

"The Department of Justice should be spending time on other investigations," he said. "There are crimes going on in the nation that

they should be focusing on."

The federal investigation was prompted by a 2009 complaint filed by Arnold "Dave" Davis of Yigo, who alleged he was unlawfully denied a Chamorro Land Trust land lease because he isn't Chamorro, according to PDN files.

Davis filed the complaint with the U.S. Department of Agriculture's Housing and Urban Development agency, which forwarded it to the Justice Department, PDN files said. The Justice Department is inves-

ON THE NET

▲ See what the law says about Chamorro Land Trust property on-line at www.GuamPDN.com.

tigating whether the Chamorro Land Trust violates the Fair Housing Act by limiting housing benefits to "native Chamorros," PDN files said.

A native Chamorro is defined by Guam law as "any person who became a U.S. citizen by virtue of the authority and enactment of the Or-

ganic Act of Guam, or descendants of such person."

The Justice Department has asked Guam's Office of the Attorney General to provide five years of records showing anyone who has been denied a lease of Chamorro Land Trust land, PDN files said.

"It's clearly wrong to say we are non-compliant," said Monte Marinas, director of the Land Trust. "We do not give residential leases to those who are not qualified."

"If Davis proves he's a bona fide

farmer, then we can help him with his farm," he said.

DOJ officials should also remember Chamorro native rights, and other areas that have rights for native inhabitants, he said. The land trust mirrors the Department of Hawaiian Home Lands, Marinas said.

The Department of Hawaiian Home Lands was established under the Hawaiian Homestead Commission Act, which set aside 200,000 acres for native Hawaiian homesteads.

Weather: Keep driving carefully

▲ Continued from Page 1

showers will fall on various parts of the island.

The central and northern parts of the island took the brunt of yesterday's passing thunderstorm, prompting the warning for flood-prone areas. The rate of rainfall contributes to the flooding on Guam's streets, Middlebrooke said.

Last September, rain showers saturated the land, drowning parts of the island that usually aren't crippled by passing storms, according to Pacific Daily News files. The widespread and massive flooding cut off access to the southern part of the island, leaving many residents stranded in their homes.

Caution

Guam Police Department and Guam Waterworks Authority were out last night securing manhole covers on Guam roads.

"We're asking residents to drive very cautiously down the streets," said Alyssa Benito, Guam Homeland Security/Office of Civil Defense spokeswoman.

She added that Homeland Security didn't receive any calls for help last night.

Benito noted that as residents get back on the streets today, they should drive with caution and avoid areas of the road where rain water has pooled.

"Along with (the weather service) we've been urging residents to drive cautiously, avoid areas that typically flood and stay away from pooling," Benito said.

Philippines: 9 buried in Quezon landslide

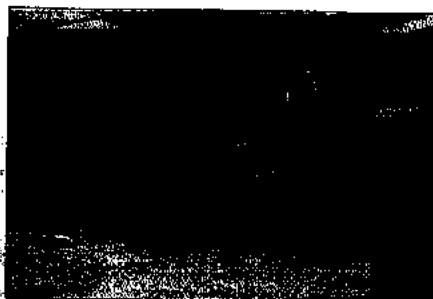
▲ Continued from Page 1

"It's like a water world," said Benito Ramos, head of the government's disaster response agency. He said the rains flooded 50 percent of metropolitan Manila on Monday evening, and about 30 percent remained under water- or neck-deep waters Tuesday.

He urged residents in areas prone to landslides and floods to stay in evacuation centers. Because the soil is saturated, even a little rain could be dangerous, he added.

"Now that it's getting dark, I would like to repeat, if the rains are heavy you should be at the evacuation centers," he said, warning that rescue operations are more difficult at night and could put responders at risk.

Manila's weather bureau said a tropical storm off eastern China had intensified monsoon rains in the Philippines, which were forecast to last until Thursday.



The Associated Press

Torrential rains: A man looks at the deep floodwaters outside his house in suburban Quezon City, north of Manila, Tuesday. Torrential rains pounding the Philippine capital on Tuesday paralyzed traffic as waist-deep floods triggered evacuations of tens of thousands of residents and the government suspended work in offices and schools.

In Manila's suburban Quezon City, a landslide hit a row of shanties perched below a hill, burying nine people, according to Ramos.

Army troops and police dug frantically to save those buried, including four children, as sur-

viving relatives and neighbors wept. All the victims were recovered, some of whose bodies were found near an entombed shanty's door as they apparently tried to flee.

"My wife, children and grandchild are down there," a

drenched Jessie Bailon told The Associated Press while watching rescuers dig into a muddy mound where his shanty once stood.

National police chief Nicanor Bartolome went to the scene and ordered all other shanty dwellers to be evacuated from the still-soggy area.

TV footage showed rescuers dangling on ropes to bring children and other residents to safety from flooded houses across the city. Many residents trapped in their homes called radio and TV stations desperately asking for help.

"We need to be rescued," Josephine Cruz told DZMM radio as water rose around her house in Quezon City, saying she was trapped in her two-story house with 11 other people, including her 83-year-old mother. "We can't get out because the floodwaters are now higher than people."

ABC-CBN TV network reported receiving frantic calls from people whose relatives were trapped in the deluge, many without food since Tuesday morning.

Marianas Variety

The Local & Regional Newspaper

Vol. 07 No. 220

©2012 Marianas Variety

Tuesday • August 7, 2012

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75¢



Carl Gutierrez

Carl Gutierrez resigns

Steps down as Democratic Party chair

By Mar-Vic Cagurangan
For Variety

FORMER Gov. Carl Gutierrez, a write-in candidate for Public Auditor, yesterday stepped down as chairman of the Democratic Party of Guam to pave the way for discussions of more important issues related to the tasks of the Office of Public

Accountability, according to Carlo Branch, the party's executive director.

Gutierrez's resignation came on the heels of Public Auditor Doris Flores Brooks' statement that OPA, a non-partisan office, would be exposed to politicization if her challenger would remain the head of his party while running his campaign.

GUTIERREZ continued on page 2

INSIDE

BINGO APPROVED FOR BALLOT PLACEMENT

AT A Guam Election Commission meeting held late yesterday afternoon, the commission approved the certification for the "For Profit Bingo Initiative."

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THE SURF CHANNEL SET TO LAUNCH IN SEPTEMBER



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WHAT IS HYPERPARATHYROIDISM?

HYPERPARATHYROIDISM is excessive production of parathyroid hormone by the parathyroid glands.

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USAIN IN THE MEMBRANE



Page 24

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Vertical Photo: Guam Public Library



Hagåtña substation upgrade

GovGuam officials led by Gov. Eddie Calvo, Lt. Gov. Ray Tenorio, Consolidated Commission on Utilities Chairman Simon Sanchez, Guam Power Authority General Manager Joaquin Flores, and other CGU commissioners cut the ceremonial ribbon marking the completion of GPA's Hagåtña substation upgrade. See story and additional photo on page 6. Main News / Variety

MMA fighter Alex Castro sentenced

See story on page 2

DOJ probing Guam land use policies

By Zita Y. Taktano
zita@mvguam.com
Variety News Staff

THE Department of Justice is investigating whether policies and practices of the Chamorro Land Trust Act are in violation of the Fair Housing Act, or FHA, on the basis of race or national origin.

In a letter dated Aug. 6 to Attorney General

"A Guam resident filed a complaint with the United States Department of Housing and Urban Development against the government of Guam alleging that he was unlawfully denied a residential lease of land subject to the Chamorro Land Trust Act because he is not Chamorro. ... We believe that both the public interest and the interests of Guam will best be served by our having complete and accurate information about the CLTC's land use practices."

— Steven H. Rosenbaum,

Chief of the Housing and Civil Enforcement Section

DOJ continued on page 2



GUAM'S
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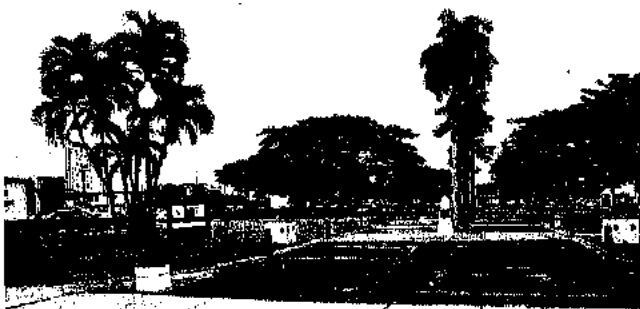
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Guam M. Flores Memorial Library

Skinner Plaza closer to being site for Guam Museum



Skinner Plaza may soon be placed under the control of the government of Guam. Matt Weiss / Variety



Supporters of Bill 454-31 provide testimony on the measure, from left, Joe Santos, of Department of Land Management; Monte Mesa, Guam Museum Foundation chairman; Joe Cameron, Department of Chamorro Affairs president; and Cathy Gogue, PBS Guam general manager. Zila Y. Tanaka / Variety

By Joy White
joy@myguam.com
Variety News Staff

SKINNER Plaza has moved one step closer to becoming the official site of the Guam Museum. A public hearing was held yesterday to review Bill 454-31, which, if signed into law, will transfer control of Skinner Plaza to the government of Guam in order to build an educational cultural facility.

According to Vice Speaker Benjamin J.F. Cruz, the author

of the bill, \$27 million was allocated for the creation of an educational and cultural facility through the hotel occupancy tax bonds.

The first choice for the museum had been Fort Apugan, aka Fort Santa Agueda, in Agaña Heights. But it would have cost more to build the museum at this site. Another option had been Oka Point in Tamuning.

It was Gov. Eddie Calvo who requested to have the museum in

the center of Hagåtña.

"The governor wanted to restore Hagåtña and wanted to revive Hagåtña into a thriving downtown area and historical district," stated Cruz, who had been in discussions with the governor.

To accommodate the museum, parking spaces in the area will be changed from parallel spaces to angled parking. Streets in the surrounding area will also become uni-directional.

The project is expected to be

completed by 2014. Currently, the project is in the schematic design phase, which should be completed by the first week of September. The groundbreaking for the museum is anticipated for the beginning of 2013.

"We can execute this construction and really illustrate the revitalization [and] restoration of our capital city and make it the centerpiece of Hagåtña," stated Monte Mesa, Guam Museum Foundation chairman.

The museum will be more than

just a tourist attraction, assures Joseph Cameron, president of the Department of Chamorro Affairs.

"We need to know where we are from, but we also must include the community at large. We're looking at other communities that live within our home here on Guam and who claim their home right here on Guam. We're very excited for this multi-ethnic grouping of individuals who will share this same space," Cameron said.

Gutierrez
(continued from page 1)

Branch said Gutierrez "adamantly believes" that quitting as party chair was not a requirement for a write-in candidate, "but he wanted to end the red herring

and smoke screen debate and begin the real conversation as to how we, as a community, can make the Office of Public Accountability relevant and accountable to the people of Guam."

Gloria Nelson, vice chair of the Democratic Party, now assumes the party leadership as interim

chair, Branch said.

In a press statement issued Sunday, Brooks — a former Republican senator — cited the OPA enabling act, which states, "No candidate for the position of Public Auditor shall declare a political party affiliation."

But Branch called Brooks' statement into question, recalling that she attended the Republican National Convention in Philadelphia in 2000 when she was running for Public Auditor.

Gutierrez and Brooks first faced off during the 1994 elections, in which she ran for lieutenant governor with gubernato-

rial candidate Tommy Tanaka. Gutierrez won the race with his lieutenant governor, Madeline Bordaño, and got re-elected for another term. In the September primary, Gutierrez is required to obtain 4 percent of the ballots cast to be able to advance to the November general election.

MMA fighter Alex Castro sentenced to three years in assault conviction

By Geraldine Castillo
geraldine@myguam.com
Variety News Staff

MIXED martial arts fighter Alex Castro is now behind bars, serving three years in prison after he was found guilty of aggravated assault, but his attorney has filed an appeal in an attempt to suspend the jail time.

Castro appeared for his sentencing hearing yesterday before Judge Alberto Lamorena III in the Superior Court of Guam, where he was sentenced to five years imprisonment with two years suspended and a \$5,000 fine.

Castro was convicted by a jury last month of aggravated assault as a third degree felony; assault as a misdemeanor; and reckless conduct as a misdemeanor for an incident back in 2010 where he was accused of hitting a Navy sailor while out at a Tumon nightclub. During the hearing, both Castro and his defense attorney Tom Fisher told Judge Lamorena that for the past two and a half

years since the incident, he's made changes and found ways to rehabilitate himself by being involved in the community. Fisher urged Lamorena to suspend any jail time.

"Ever since the allegations happened and I was out on pre-trial bail, I've been doing my best to make changes," Castro said, pointing out the community work he's done by going to schools and being proactive on anti-bullying.

"I'm sorry that I got into a fight," Castro apologized to Judge Lamorena. "I'm sorry that the [victim] got injured the way he did but I know I didn't hit him. I was obviously in a situation where I was under the influence ... and I was trying to protect some of my friends. Same time it ended up in a bar fight."

'Pillar of society'

Before reading the sentencing, Judge Lamorena spoke to Castro and told him he was held to higher standards, granted his reputation in the local MMA industry.

"You are a pillar of our society — although you are not an elected official or hold no governmental position, a lot of people look up to you, especially a lot of young men who try to emulate what you've achieved and what you set as an example for our young people. And what happened on this fateful day does not set a very good example for our young people," Lamorena said. He added, "You set a really bad example to all the young men and young women in this community who admire you as a mixed martial artist. And this court will show that this court does not tolerate that kind of action."

Shortly after the sentencing, Castro was remanded into custody. Fisher requested that Castro remain released pending an appeal of the sentencing; however, Judge Lamorena approved the government's recommendation of posting \$50,000 cash bail. If Castro posts bail, he may be released pending the outcome of the appeal.

Discrimination

ney General Lenny Rapadas, Steven H. Rosenbaum, chief of the Housing and Civil Enforcement Section, noted "a Guam resident filed a complaint with the United States Department of Housing and Urban Development against the government of Guam alleging that he was unlawfully denied a residential lease of land subject to the Chamorro Land Trust Act because he is not Chamorro."

According to the letter, the resident who filed the complaint is Arnold Davis, aka Dave Davis, and who also has another complaint in federal court against the Decolonization Registry process.

"The FHA prohibits, among other things, the refusal to lease dwellings on the basis of race or national origin; discrimination against persons in the terms, conditions, or privilege of rental of dwellings on the basis of race or national origin; publication of advertisements and statements that express a preference or limitation based on race or national origin; and

discrimination in the extension of credit and loan guarantees for residential purposes on the basis of race or national origin," Rosenbaum states in the letter.

He indicated the FHA authorizes the AGO to investigate the matter and take civil action to determine if there is any sign of discrimination.

"We believe that both the public interest and the interests of Guam will best be served by our having complete and accurate information about the CLTC's land use practices," Rosenbaum said.

He is also asking the AGO to provide information on people who were denied Chamorro Land Trust Act land leases "for failing to qualify as a native Chamorro or otherwise, over the last five years."

The Variety contacted AGO spokesperson Carlina Charfauros for comment on the matter, but she could only confirm they received the notification of the DOJ's investigation "into whether Guam's land use policies and practices discriminate on the basis of race or national origin in violation of the Fair Housing Act."

Letters to the Editor

Letters to the editor must carry the full name of the writer, village, and telephone number for verification. Letters addressed to other publications or to third parties and those endorsing particular political candidates are discouraged. All letters are subject to editing. Variety reserves the right to reject any letter. Name withheld and unsigned letters will not see print.

Thoughts on rhetoric and the status plebiscite

A GOVERNMENT official recently described the legal challenge to the forthcoming plebiscite as "divisive." But with all due respect, it's not. And we should all thank God we have the Constitutional right to challenge in the courts any statute that may be unlawful. In any event, the court's decision in this case will be helpful. It will serve to clarify the extent to which, in an unincorporated territory, the U.S. Constitution follows the flag.

Various Chamorro activists argue that in 1950, because Chamorros were not given the opportunity to vote regarding U.S. citizenship and civil government, only they have the exclusive right in 2011 to vote in the plebiscite. As one blogger put it, "Our great grandparents were cheated, but the cheating is as fresh as it ever was."

The previous assertion seems a bit overstated, especially when one reviews the requests and petitions of the Chamorro people as they sought citizenship and civil government. Looking at the actual history, one can see the U.S. wasn't quite the malefactor, as it has often been portrayed locally. Consider the following chronology:

In 1925, members of the Guam Congress met with 11 visiting congressmen to request U.S. citizenship. In 1933, 1935 Chamorro leaders signed "A Petition for American Citizenship" and sent it to President Franklin Roosevelt. In November 1935, the Guam Congress presented to the visiting Secretary of War another petition supporting U.S. citizenship. In 1936, a two-man delegation from Guam consisting of Francisco Leon Guerrero and Balthazar Bordallo were sent to Washington to lobby for citizenship and civil government. On January 15, 1949, World War II intervened and the Guam Congress sent another petition for citizenship and self-government to the U.S. Congress.

In November 1949, a special committee from Congress' Public Lands Committee held three days of hearings in Hagåtña, Guam. These hearings were in regard to a proposed Guam Organic Act. During this period, 23 changes were made to the draft, and of the estimated 100 witnesses who testified, none were opposed to the proposed bill.

In April 1950, the Senate Committee on Interior and Insular Affairs held hearings on the Organic Act. Speaking to the Committee were six prominent Guamanians, including Antonio B. Won Pat, speaker of the Guam House of Assembly, and Francisco B. Leon Guerrero, member of the Guam House of Council.

Speaker Won Pat said, "The desire and aspiration of our people to have a legally constituted government and to become citizens of the only country to which we owe our unswerving allegiance have been manifested. Time and again we have asked, petitioned, and supplicated with ever increasing fervency, [for] our just cause."

Notice the date of the Organic Act – 1950. Pedro Sanchez's "History of Guam" was first published in 1964. Not one mention of self-determination or decolonization. The seminal tomes on decolonization by Albert Memmi and Frantz Fanon were not published until 1957 and 1960. UN Resolution 1514, which mandated self-determination for non-self-governing territories, was passed in 1960. Then there is UN Resolution 1541, which detailed the three political status options meeting UN requirements for decolonization. It too was passed in 1960.

The question is why do our local activist groups demonize the U.S. government for not having a self-determination election in 1950? Especially when the concept of self-determination had not yet been fully explicated and the UN had not yet passed its two important resolutions? And since by all accounts the people of Guam were jubilant over these political changes, why in 2011 is there the constant barrage of anti-U.S. rhetoric? Given the dates, I don't think "our great grandparents were cheated." And given their long struggle for citizenship, I don't think these great grandparents felt that way either.

Philip Dauterman,
Barrigada

A step forward, three backward

WHEN someone pays a government obligation using a credit card, the government must take a portion of that payment and pay a service fee to the company handling the transaction. For example, if the payment is for \$100, the government takes approximately \$2 of that \$100 to pay the service fee. This means the government has \$2 less to use for government functions.

This fee the government pays for a customer using a credit card means all those paying with cash or check are subsidizing those using credit cards for their convenience. The total amount that check and cash payers subsidize credit card payers has grown to more than \$4.5 million per year – a significant amount recently noted by the public auditor.

The Fiscal Year 2011 Budget Act required the Department of Administration (DOA) director to contract with a third party provider, effective Jan. 1, 2011, for the processing of credit card payments. This provider was to have the ability to accept credit card payments, but charge the fee to the payer. When it failed to meet this deadline, DOA was granted a three-month extension to put the system in place.

This type of system has been utilized by the Internal Revenue Service and other states and local governments in a similar effort to assist those governments in collecting all the taxes and fees owed to the government, while avoiding any related costs.

Starting Dec. 1, at the call of the governor, the point of service system of accounting for receipt of government payments was discontinued. The payments received are electronically transmitted and posted to the main accounting database at DOA.

Why the contract for this important financial management system tool was cancelled is beyond comprehension. Millions of dollars in revenue now collected must be manually posted in the DOA accounting system. A clerk or accountant now must enter thousands of transactions previously posted automatically in the accounting

ledger. This is a major step backward as it requires either employees to work overtime to keep the posting current, or the reporting of revenue will, in effect, be delayed. Now the government financial management faces difficult control measures and potential audit issues.

I wonder if this is a deliberate strategy on the part of the administration to delay the reporting of revenue collections and shield critical financial information from the Legislature and the people of Guam.

Whatever the reason, it is clear this administration is taking many steps backwards in the efficiency of this government by now having government employees spend endless hours manually entering revenue collections instead of having these transactions processed automatically by a computer. This is not good and efficient use of government resources, and it needs to be fixed right away – especially with the state of government finances as bad as the DOA director and the governor say it is.

In taking the accounting system back to obsolete methods, the governor has done a poor job of implementing the credit card convenience fee processing. For the last two weeks, people have been unable to pay money owed to the government of Guam with credit cards. The ability to use credit cards was halted on Dec. 1, because the government of Guam is transitioning to a new credit card processing vendor.

The establishment of this third-party provider would have saved the government of Guam about \$4.5 million a year and would have potentially prevented the discontinuation of processing credit card payments DOA had onerously executed on Dec. 1. Taking a step backwards in a time when the efficient use of government funds and resources are needed shows a lack of progress with this administration. We must continue to take the necessary steps forward in order to responsibly align the government's revenues with expenditures. Only then will the government be able to cope with future issues that may arise.



VERTICAL FILES
Guam Public Library System
Nieves M. Flores Memorial Library

Organic Act

Act of Congress settled judicial supremacy

By Howard Hills

As discussed in the first installment of this series, the political battle over organization of Guam's local courts was one of many dilemmas to arise from limited local self-government under the 1950 Organic Act. The implications of the court debate for future self-government may be profound and merit serious analysis.

The Superior Court of Guam had functioned under the Organic Act and local law for decades. The Legislature's attempt to organize a Supreme Court of Guam had been rejected by the federal courts decades earlier. It took several years for the Legislature to establish a local Supreme Court and for Congress to prescribe procedures for its rulings to be appealed up the federal judicial system.

Once a local Supreme Court was established, it was perhaps inevitable that authorities and responsibilities of the new appellate-level court and the long-established trial court would have to be reconciled under local law. It was essentially a budgetary and administrative problem, but local legislation to rationalize territorial court structure was blocked in the Guam Legislature due to competing views and interests in the local political process.

To break the impasse, local leaders aligned with the Supreme Court position advanced a proposal to have Congress intervene and amend the Organic Act to achieve a solution. That proposal was H.R. 521, reported out of the House Resources Committee in 2002, after a hearing at which the presiding judge of Guam's Superior Court was unable to persuade the committee to sustain its prior policy favoring a local solution to this problem, without federal intervention.

This was largely, if not entirely, because the Supreme Court's lobbyists were very effective

▲ The decision by Congress to intervene on the issue of judicial supremacy on Guam broke a 50-year policy of leaving it to local control.

persuading the committee members to reverse the long-standing policy of Congress that this was a local issue for Guam to resolve internally. H.R. 521 was scheduled for a vote, with approval in the House of Representatives expected.

Both the Supreme Court and Superior Court judges, along with their lobbyists, turned their attention to the Senate, where federal intervention was more strongly opposed. However, growing controversy in Washington surrounding the Superior Court's lobbyist, including but by no means limited to his actions on behalf of the Superior Court to block House action on H.R. 521, changed the political landscape dramatically in favor of the Supreme Court's position.

Key members of Congress became convinced to push for adoption of the federal legislation favored by the Guam Supreme Court. The prevailing view came to be that if intervention is what Guam needs and wants, intervention is what Guam should get.

Ironically, the shifting political winds in Washington appeared to soften hard-line positions in Guam and contribute to a breakthrough in the Legislature. Impasse was suddenly ended by local law reconciling the authority of the Supreme Court and the Superior Court through the Judicial Council. That, arguably, was a success story for local self-government under the Organic Act because it had not been necessary for Congress to intervene.

However, supporters of a Congressional solution argued that additional issues remained and the Legislature's action could be undone by a future Legislature. Thus, when a new Congress convened, supporters of the Supreme Court's position advanced new federal legislation — H.R. 2400 — to take Guam's local judicial organization beyond the reach of the Legislature.

So H.R. 2400 became federal law. The battle over court organization was over, but it behooves us to consider the broader implications for federal-territorial relations.

Like all other amendments to the Organic Act, and, indeed, the Organic Act itself, H.R. 2400 was approved by a Congress in which the U.S. citizens of Guam do not have voting representation, and signed into law by a president elected without participation by the U.S. citizens of Guam. As such, at both the federal and local level, the Organic Act, as amended, including by H.R. 2400, neither results from nor by its nature implements the principle of government by consent of the governed.

In contrast, Congress adopted a policy of government by consent over internal affairs under local constitutions in the Philippines in 1934, Puerto Rico in 1950, and the NMJ in 1976.

The Guam Organic Act of 1950 represents a federal statutory policy to implement a more limited form of local self-government for Guam than Congress already has extended to other territories. However, Congress determined to establish only the executive and legislative branches of the local government under the Organic Act, and allow those two political branches to establish the judicial branch, with the consent of the governed under local law.

The broader legal and political meaning of H.R. 2400, which reversed the 50-year policy of substantial local control of Guam's judicial branch, will be examined in the third and final installment of this series.

Howard Hills served in the White House National Security Council and the U.S. Department of State interagency offices responsible for Pacific Island issues, and later as an adviser to Guam's Commission on Self-Determination. Prior to 2002 he also did research for the Guam Superior Court on judicial organization. Now that his role for the court in that matter has been clarified and he can discuss the issue, in this three-part series Hills reflects on the court reform issue in the larger context of self-government for Guam.

VOICE OF THE PEOPLE

Cell phone use while driving carries lots of risk

Cell phone usage in these times is extremely high. Joe Murphy is correct in his (Sept. 5 column) on this subject matter. What I am concerned about is the results of its usage and the increased accidents that will occur on the island.

California is heavily freeway-populated. I do a lot of driving both on the freeways and side streets, observing cell phone usage. Most, if not all, drivers who are using cell phones are not too conscious of driving activities and I have sighted too many close accidents on the road.

As an experienced driver and a cell phone user, I find myself losing my driving abilities while online. I, however, am not a heavy user. I will answer when called but not dial while driving.

With Guam's wet weather and roads that aren't in their best conditions, I can assume that if studies are to be made on the causes of all car accidents, cell phone usage while driving may be one of the primary reasons.

I have heard radio announcements that push the non-usage of cell phones while driving. I am not one who likes bumper stickers on my car but one that I would not mind having on my bumper is one that one can attain. It says: Don't use cell phones while driving.

FRED GARCIA
Whittier, Calif.

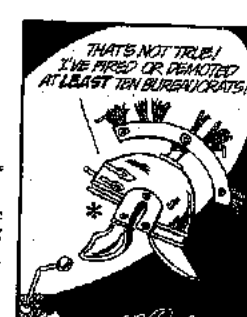
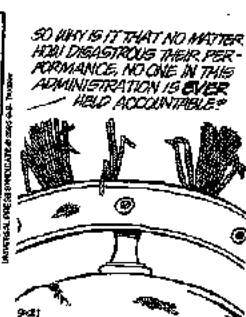
Little Leaguers did good job representing Guam

We have been watching the Little League World Series and want the team, coaches, families and sponsors to know that we are so very proud of them. Thank you so much for representing us worldwide. They are the best!

Thank you, Pacific Daily News, for being online and giving me the opportunity to keep up with what's happening on the island. Reading the PDN is the start of my day.

CHILANG TAISSPIC
AGUON-LAWLESS
Murphyboro, IL

By Garry Trudeau



Thought of the Day

"Peace I leave with you, my peace I give unto you: not as the world giveth, give I unto you. Let not your heart be troubled, neither let it be afraid."

(John 14:27)

Jesus Christ gives peace to the troubled, fearful heart. Trust him.
Harvest Baptist Bible Institute

VERTICAL FILES
Guam Public Library System
Leaves M. Flores Memorial Library

OPINION

17

SUNDAY FORUM

Upcoming topics

The Pacific Daily News invites readers to join us in discussing some of the hot topics in the news.

▲ Sunday: Should the CCU expedite outsourcing of the operations and management of Guam Waterworks?

If you have some insight on these topics that can make a difference, or if you just want to join the discussion, we want to hear from you. We also welcome your suggestions. If you have a topic that you think would be perfect for discussion in the Sunday Forum, let us know.

Make contact

▲ Call: 477-8711, ext. 415
▲ Fax: 477-3079
▲ E-mail: voices@guampdn.com

Submit a letter

We welcome your comments on editorials, columns and other topics in the Pacific Daily News about subjects important to you.

▲ Only submissions that include name, address, village of residence and day and evening phone numbers, and that are verified by the Pacific Daily News can be considered for publication.

▲ Mailed letters must include a return address on the envelope.

▲ Letters must be previously unpublished, including on the Internet.

▲ Letters to the editor of 300 or fewer words have the best chance of being published.

▲ Opinion and editorial columns of 550 or fewer words have the best chance of being published.

▲ Limited to one published letter a month.

▲ All submissions may be edited for length, accuracy and clarity.

▲ Send all submissions by e-mail to voices@guampdn.com; fax to 477-3079; or mail to Voice of the People, Box DN, Hagåtña, Guam 96932.

▲ Letters to the editor, opinion and editorial columns, and articles submitted to the Pacific Daily News may be published or distributed in print, electronic or other forms.

▲ Opinions expressed by letter writers and columnists are their own and do not necessarily reflect those of the Pacific Daily News.

▲ For more information, call Duane M. George at 477-8711, ext. 415.

Pacific Daily News, Wednesday, September 21, 2005 guampdn.com

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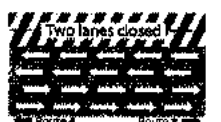
■ Don't forget to vote in today's Pacific Daily News poll. Today's question:

Do you think the Guam Museum should be built at Skinner Plaza?

■ Results from yesterday's PDN poll are on **PAGE 2**

109 days
since roadwork began at the Agaña Bridge

■ Southbound lanes have been shifted to the center median area adjacent to the northbound lanes.



Hagåtña ROAD CLOSURES

■ All lanes are set to open again by July 2013. The overall project is set to be completed by December 2013.

Bojorge London
Jojo Santo Tomas

HOOP DREAMS
Jojo checks out the U.S. Men's basketball team.

SEE STORY, **PAGE 32**

2012 London Olympics

Calvo defends Land Trust

Governor calls investigation 'an insult to ... Guam'

"The Department of Justice should be spending time on other investigations. There are crimes going on in the nation that they should be focusing on."

— Gov. Eddie Calvo



Calvo

By Arvin Temkar
arvin@guampdn.com
and Jerick Sablan
Pacific Daily News
jpsablan@guampdn.com
A U.S. Department of Justice investigation into possible housing discrimination at the

In Your Voice
Post your comment on www.guampdn.com
Chamorro Land Trust is "an insult to the people of Guam," Gov. Eddie Calvo said yesterday.
The Justice Department's Civil Rights Division is in-

vestigating whether the government of Guam's land use policies and practices discriminate by race or national origin, in violation of the Fair Housing Act.
Calvo said many people during and after World War

▲ See **Land Trust**, Page 4

30 honored for ultimate sacrifice



Rick Cruz/Pacific Daily News/rmcruz@guampdn.com

Medals: Emma Aguon, left, looks over 'Milayan i Mas Takhilo' na Sakrifisio, or, Medal of Ultimate Sacrifice, as Lora Sablan reads a legislative resolution yesterday at the Guam Legislature. They received the medal and resolution on behalf of their uncle, the late Pedro T. Sablan, who was killed as he helped the U.S. military flush out remaining Japanese soldiers during the liberation of Guam, the women said. Thirty families accepted medals in yesterday's ceremony.

▲ For more photos, go to www.GuamPDN.com

SEE STORY, **PAGE 2**

Half of Manila flooded

MANILA (AP)—Relentless rains submerged half of the sprawling Philippine capital, triggered a landslide that killed nine people and sent emergency crews scrambling Tuesday to rescue tens of thousands of residents who called media outlets pleading for help.
The deluge, the worst since 2009

when hundreds died in rampaging flash floods, was set off by the seasonal monsoon that overflowed major dams and rivers in Manila and surrounding provinces.

The capital and other parts of the country already were saturated from last week's Typhoon Saola, which battered Manila and the north for several days before blowing away Friday. That storm was responsible for at least 53 deaths.

▲ See **Philippines**, Page 4

Rainfall drenches island

By Oyaol Ngrainiki
Pacific Daily News
odn@guampdn.com

It was a stormy night for most parts of the island yesterday but the heavy downfall isn't expected to continue today.

Officials are encouraging island residents, however, to drive with caution today — especially as more cars are expected on the streets with some private schools having started their school year and public schools opening their doors to parents and students for orientations and registration.

The National Weather Service Guam office last night issued an urban and small stream flood advisory as rains fell, thunder erupted and lightning lit the skies. Meteorologists expected the thunderstorm to bring 2 to 3 inches of rain by about 10 p.m. yesterday.

Meteorologist Mike Middlebrooke with the National Weather Service office on Guam said last night's thunderstorms aren't expected to continue today. However, rain

WEATHER UPDATES

- ▲ For weather updates go to GuamPDN.com.
- ▲ Sign up for weather text alerts at guampdn.com/news

▲ See **Weather**, Page 4

In Your Voice
Post your comment on www.guampdn.com

BLOWOUT **Blowout Prices!**

Nieves M. Flores Memorial Library

All subscriptions must be prepaid.



LOCAL NEWS

Man arrested on drug, gun charges

A 39-year-old man was arrested July 29 on gun and drug charges. Peter John Patronos, 39, of Barrigada was pulled over at 11 p.m., said Sgt. Ray Fernandez, Guam Police Department spokesman. Police found a rifle, drug paraphernalia and crystal methamphetamine, otherwise known as ice, Fernandez said. Patronos, who works for Guam Waterworks Authority, was arrested on charges of possession of a controlled substance, possession of a firearm without identification or firearms registration, and official misconduct. He was booked and released.

3 men wanted in attempted robbery

Police are looking for three men who attempted to rob Seafood Best Store along Route 16 in Harmon July 31, said Sgt. Ray Fernandez, Guam Police Department spokesman. One of the men had a gun and demanded money from the owner's son, Fernandez said, but fled without the money. The men were described as being between 5 feet 7 inches and 5 feet 8 inches tall. One was described as having a slim build, and the others as having medium builds, Fernandez said.

Tourist reports her purse was snatched

Police are looking for a man who snatched a Japanese tourist's purse around 9:30 p.m. July 31, near the Sherwood Resort Hotel in Tumon, said Sgt. Ray Fernandez, Guam Police Department spokesman. The victim received cuts and bruises. The suspect is described as being 5 feet 8 inches tall, with a mustache or beard and dark hair in a ponytail, police said.

Harmon power outage tomorrow

There will be a power outage from 9 a.m. to 3 p.m. tomorrow in Harmon, affecting Guam Hardwood, Caronell, Elegant Cleaning, Montessori, JK Tiles and other customers, according to the Guam Power Authority. There also will be 30-minute power interruptions beginning at 9 a.m. and 3 p.m., affecting Bank of Guam, Hegao Street, Guam Business Center, Napa, Pacific Textile, Shell station and other customers.

Pacific Daily News

Clearing the record

We care about accuracy. If you would like to clear the record, call the Pacific Daily News at 477-9711, ext. 414.

▲ Tipping fee collection figures encompassed Aug. 1, 1999, to Jan. 31, 2000. Other information appeared in a table on Page 3 of the July 31 Pacific Daily News.

▲ Bob Kelley is chairman of the Emergency Communications Task Force. Other information was provided on Page 3 of the Aug. 1 Pacific Daily News.

Organic Act remembered

By Dionesis Tamondong
Pacific Daily News

Thousands of people stepped back into the 1950s yesterday during pre-show festivities commemorating the signing of the Organic Act of Guam.

People filled the University of Guam field house in Mangilao as they lined up to buy burgers, hot dogs and sodas for 10 cents, while some women in poodle skirts laughed as they took pictures in front of an Elvis statue.

The 50th Anniversary of the Organic Act of Guam celebration was held yesterday in honor of the document that gave Guam's people U.S. citizenship and civil government. The Organic Act was drafted by the U.S. Congress and signed into law Aug. 1, 1950, by President Harry S. Truman.

For John Taitano San Agustin and his wife, Bennet, yesterday's event was just like old times.

"Back in the 1950s, I was cleaning pots for 50 cents an hour. Fifty cents meant a lot back in those days," San Agustin said.

The Taimaning resident said he was thrilled to see hamburgers, popcorn and soda being sold for 10 cents.

"I remember buying hot dogs and drinks at these prices for (Bennet) while I was still courting her," he said, adding that they were married a year and one month after the signing of the Organic Act.

Browsing through old pictures and faded documents that lined the hallway, Teresita Umpingo said yesterday's ceremony touched her sense of patriotism and pride.

"U.S. citizenship is the greatest thing that the United States can give me and my people," the Agaña Heights resident said.

Umpingo said the legislation has allowed Guam and its people to progress to where residents are more "aware, assertive and determined" today in regards to shaping the future of the island.

"I am excited for the future of Guam," she said.



Ed. Crisostomo/Pacific Daily News

Above: A crowd gathered yesterday for a commemoration ceremony at the University of Guam field house in Mangilao for the 50th anniversary of the signing of the Organic Act of Guam.

Right: Colleen Bennett looks at a large Guam map yesterday at the University of Guam field house before a ceremony for the 50th anniversary of the signing Organic Act of Guam.

Below: Joe R. San Agustin pretends to fire a machine gun mounted on a military jeep yesterday at the University of Guam field house in Mangilao after festivities honoring the signing of the Organic Act of Guam.



Guam businessman Dutch Van Doox dead at 81

Pacific Daily News

Longtime Guam businessman Dutch Van Doox died last week in Miami, Fla.

After several months of illness, Van Doox died at the age of 80.

In the early 1970s, Van Doox

moved from the Philippines to Guam. He was heavily involved in the community and became a well-known public figure, according to Pacific Daily News files.

Van Doox was an aviator, the owner of Far East Travel Agency and an

executive of Air Pacific and Fox Air. He also served as a Department of Vocational Rehabilitation board member and was chief of staff for former Sen. Don Parkinson, who made several successful bids for public office.

Van Doox also was a decorated Marine Corps veteran, who fought the Pacific campaign in World II. Pacific Daily News files state.

He is survived by his wife, Lucy, three daughters and four grandchildren. A memorial service is planned.



Member

Pacific Daily News, Wednesday, August 2, 2000

LOCAL NEWS

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LOCAL

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e-mail: news@pdnguam.com

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"I am excited for the future of Guam," she said.



Ed Crisostomo/Pacific Daily News

Above: A crowd gathers yesterday for a commemoration ceremony at the University of Guam field house in Mangilao for the 50th anniversary of the signing of the Organic Act of Guam.

Right: Carmen Davis, 23, looks at a large Guam seal yesterday at the University of Guam field house before a ceremony for the 50th anniversary of the signing Organic Act of Guam.

Below: Joe R. San Agustin, 64, pretends to fire a machine gun yesterday at the University of Guam field house in Mangilao at festivities honoring the signing of the Organic Act of Guam.

**Guam businessman Dutch Van Dox dead at 80**

Pacific Daily News

Longtime Guam businessman Dutch Van Dox died last week in Miami, Fla.

After several months of illness, Van Dox died at the age of 80.

In the early 1970s, Van Dox

moved from the Philippines to Guam. He was heavily involved in the community and became a well-known public figure, according to Pacific Daily News files.

Van Dox was an aviator, the owner of Far East Travel Agency and an

executive of Air Pacific and Fox Air. He also served as a Department of Vocational Rehabilitation board member and was chief of staff for former Sen. Don Parkinson, who made several successful bids for public office.

Van Dox also was a decorated Marine Corps veteran, who fought in the Pacific campaign in World War II, Pacific Daily News files state.

He is survived by his wife, Nancy, three daughters and four stepchildren. A memorial service is pending.

GUAM COLLECTION
REFERENCE ONLY

THE ORGANIC ACT OF GUAM

An Act to provide a civil government for Guam, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled, That:

This Act may be cited as the "Organic Act of Guam".

Sec. 2 The territory ceded to the United States in accordance with the provisions of the Treaty of Peace between the United States and Spain, signed at Paris, December 10, 1898, and proclaimed April 11, 1899, and known as the island of Guam in the Marianas Islands, shall continue to be known as Guam.

Sec. 3 Guam is hereby declared to be an unincorporated territory of the United States and the capital and seat of government thereof shall be located at the city of Agaña, Guam. The government of Guam shall have the powers set forth in this Act and shall have power to sue by such name. The government of Guam shall consist of three branches, executive, legislative, and judicial, and its relations with the federal Government shall be under the general administrative supervision of the head of such civilian department or agency of the Government of the United States as the President may direct.

CITIZENSHIP

SEC. 4 (a) Chapter II of the Nationality Act of 1940, as amended, is hereby further amended by adding at the end thereof the following new section:

"Sec. 206 (a) The following persons, and their children born after April 11, 1899, are hereby declared to be citizens of the United States, if they are residing on the date of enactment of this section on the island of Guam or other territory over which the United States exercises sovereignty:

(1) All inhabitants of the island of Guam on April 11, 1899, including those temporarily absent from the island on that date, who were Spanish subjects, who after that date continued to reside in Guam or other territory over which the United States exercises sovereignty, and who have taken no affirmative steps to preserve or acquire foreign nationality.

(2) All persons born in the island of Guam who resided in Guam on April 11, 1899 including those temporarily absent from the island on that date, who after that date continued to reside in Guam, or other territory over which the United States exercises sovereignty, and who have taken no affirmative steps to preserve or acquire foreign nationality.

(b) All persons born in the island of Guam on or after April 11, 1899 (whether before or after the date of enactment of this section), subject to the jurisdiction of the United States are hereby declared to be citizens of the United States: Provided, That in the case of any person born before the date of enactment of this section, he has taken no affirmative steps to preserve or acquire foreign nationality.

(c) Any person heretofore described who is a citizen or national of a country other than the United States, and desires to retain his present political status shall make, within two years of the date of enactment of this section, a declaration under oath of such desire, said declaration to be in form and executed in the manner prescribed by regulations. From and after the making of such a declaration any such person shall be held not to be a national of the United States by virtue of this Act.

(d) The Commissioner of Immigration and Naturalization, with the approval of the Attorney General, is hereby authorized and empowered to make and prescribe such rules and regulations not in conflict with this act as he may deem necessary and proper.

(e) Section 404(c) of this Act shall not apply to persons who acquired citizenship under this section."

(b) Subsection (a) of section 303 of the Nationality Act of 1940, as amended (8 U.S.C., sec. 703), is hereby amended by adding the following new subparagraph:

(5) Guamanian persons and persons Guamanian descent."

BILL OF RIGHTS

Sec. 5 (a) No law shall be enacted in Guam respecting an establishment of religion or prohibiting the free exercise thereof, or abridging the freedom of speech, or of the press, or the right of the people peaceably to assemble and to petition the government for a redress of their grievances.

(b) No soldier shall, in time of peace, be quartered in any house, without the consent of the owner, nor in time of war, but in a manner to be prescribed by law.

(c) The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated; and no warrant for arrest or search shall be issued but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched and the person or things to be seized.

(d) No person shall be subject for the same offense to be twice put in jeopardy of punishment; nor shall he be compelled in any criminal case to be a witness against himself.

(e) No person shall be deprived of life, liberty, or property without due process of law.

(f) Private property shall not be taken for public use without just compensation.

(g) In all criminal prosecutions the accused shall have the right to a speedy and public trial; to be informed of the nature and cause of the accusation and to have a copy thereof; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the assistance of counsel for his defense.

(h) Excessive bail shall not be required, nor

excessive fines imposed, nor cruel and unusual punishments inflicted.

(i) Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist in Guam.

(j) No bill of attainder, ex post facto law, or law impairing the obligation of contracts shall be enacted.

(k) No person shall be imprisoned for debt.

(l) The privilege of the writ of habeas corpus shall not be suspended, unless, when in cases of rebellion or invasion or imminent danger thereof, the public safety shall require it.

(m) No qualifications with respect to property, income, political opinion, or any other matter apart from citizenship, civil capacity, and residence shall be imposed upon any voter.

(n) No discrimination shall be made in Guam against any person on account of race, language, or religion, nor shall the equal protection of the laws be denied.

(o) No person shall be convicted of treason against the United States unless on the testimony of two witnesses to the same overt act, or on confession in open court.

(p) No public money or property shall ever be appropriated, supplied, donated, or used, directly or indirectly, for the use, benefit, or support of any sect, church, denomination, sectarian institution, or association, or system of religion, or for the use, benefit, or support of any priest, preacher, minister, or other religious teacher or dignitary as such.

(q) The employment of children under the age of fourteen years in any occupation injurious to health or morals or hazardous to life or limb is hereby prohibited.

(r) There shall be compulsory education for all children, between the ages of six and sixteen years.

(s) No religious test shall ever be required as a qualification to any office or public trust under the government of Guam.

(6) No person who advocates, or who aids or belongs to any party, organization, or association which advocates, the overthrow by force or violence of the government of Guam or of the United States shall be qualified to hold any public office of trust or profit under the government of Guam.

THE EXECUTIVE

Section 6(a) The executive authority of the government of Guam shall be vested in an executive officer, whose title shall be "Governor of Guam," and shall be exercised under the supervision of the head of the department or agency referred to in section 3 of this Act. The Governor shall be appointed by the President, by and with the advice and consent of the Senate of the United States, and shall hold his office for four years and until his successor is appointed and qualified. The Governor shall be a civilian or a retired officer of the armed forces of the United States. He shall reside in Guam during his incumbency.

(b) The Governor shall have general supervision and control of all executive agencies and instrumentalities of the government of Guam. He shall faithfully execute the laws of the United States applicable to Guam, and the laws of Guam. He may grant pardons and reprieves and remit fines and forfeitures for offenses against the local laws, and may grant respites for all offenses against the applicable laws of the United States until the decision of the President can be ascertained. He may veto any legislation as provided in this Act. He shall commission all officers that he may be authorized to appoint. He may call upon the commanders of the armed forces of the United States in Guam, or summon the posse comitatus, or call out the militia, to prevent or suppress violence, insurrection, or rebellion; and he may, in case of rebellion, invasion, or imminent danger thereof, when the public safety requires it, suspend the privilege of the writ of habeas corpus, or place Guam, or any part thereof, under martial law, until communication can be had with the President and the President's decision thereon communicated to the Governor. He shall annually, and at such other times as the President or the Congress may require, make official report of the transactions of the government of Guam to the head of the department or agency designated by the President under section 3 of this Act, and his said annual report shall be transmitted by such department or agency to the Congress. He shall perform such additional duties and functions as may, in pursuance of law, be delegated to him by the President, or by the department or agency. He shall have the power to issue executive regulations not in conflict with any applicable law. The Governor may submit such recommendations for the enactment of legislation to the legislature as he shall consider to be in the people's interest.

(c) The Governor shall coordinate and have general cognizance over all activities of a civil nature of the departments, bureaus, and offices of the Government of the United States in Guam.

Sec. 7. The President shall appoint a Secretary of Guam, who shall have all the powers of the Governor in the case of a vacancy in the office of Governor or the disability or temporary absence of the Governor. He shall have custody of the seal of Guam and shall countersign and affix such seal to all executive proclamations and all other executive documents. He shall record and preserve the laws enacted by the legislature. He shall promulgate all proclamations and orders of the Governor and all laws enacted by the legislature. He shall have all such executive powers and perform such other duties as may be prescribed by this Act or assigned to him by the Governor. He shall hold office for four years and until his successor is appointed

and has qualified.

Sec. 8. The head of the department or agency designated by the President under section 3 of this Act may from time to time designate the head of an executive department of the government of Guam or other person to act as Governor in case of a vacancy in the office, or the disability or temporary absence of both the Governor and the Secretary, and the person so designated shall have all the powers of the Governor for so long as such condition continues.

Sec. 9(a). The Governor shall, except as otherwise provided in this Act or the laws of Guam, appoint, by and with the advice and consent of the legislature, all heads of executive agencies and instrumentalities. In making appointments and promotions, preference shall be given to qualified persons of Guamanian ancestry. With a view to insuring the fullest participation by Guamanians in the government of Guam, opportunities for higher education and in-service training facilities shall be provided to qualified persons of Guamanian ancestry. The legislature shall establish a merit system and, as far as practicable, appointments and promotions shall be made in accordance with such merit system.

(b) The Governor may appoint or remove any officer whose appointment or removal is not otherwise provided for. All officers shall have such powers and duties as may be conferred or imposed on them by law or by executive regulation of the Governor not inconsistent with any law.

(c) The Governor shall, from time to time, examine the organization of the executive branch of the government of Guam, and shall determine and carry out such changes therein as are necessary to promote effective management and to execute faithfully the purposes of this Act and the laws of Guam.

(d) All persons holding office in Guam on the date of enactment of this Act may, except as otherwise provided in this Act, continue to hold their respective offices until their successors are appointed and qualified.

THE LEGISLATURE

Sec. 10. The legislative power of Guam, except as otherwise provided in this Act, shall be vested in a legislature which shall consist of a single house of not to exceed twenty-one members to be elected at large. General elections to the legislature shall be held on the Tuesday next after the first Monday in November, biennially in even-numbered years. The members of the legislature holding office on the date of enactment of this Act shall continue to serve as such until the next election held in accordance with the laws of Guam and until their successors have duly qualified. The legislature in all respects shall be organized and shall sit according to the laws of Guam in force on the date of enactment of this Act and as amended or modified after such date.

Sec. 11. The legislative power of Guam shall extend to all subjects of legislation of local application not inconsistent with the provisions of this Act and the laws of the United States applicable to Guam. Taxes and assessments on property, internal revenues, sales, license fees, and royalties for franchises, privileges, and concessions may be imposed for purposes of the government of Guam as may be uniformly provided by the Legislature of Guam, and when necessary to anticipate taxes and revenues, bonds and other obligations may be issued by the government of Guam. Provided, however, That no public indebtedness of Guam shall be authorized of allowed in excess of 10 per centum of the aggregate tax valuation of the property in Guam. Bonds or other obligations of the government of Guam payable solely from revenues derived from any public improvement or undertaking shall not be considered public indebtedness of Guam within the meaning of this section. All bonds issued by the government of Guam or by its authority shall be exempt, as to principal and interest, from taxation by the Government of the United States or by the government of Guam, or by any State or Territory or any political subdivision thereof, or by the District of Columbia.

Sec. 12. The legislature shall be the judge of the selection and qualification of its own members. It shall choose from its members its own officers, determine its rules and procedure, not inconsistent with this Act, and keep a journal.

Sec. 13(a) The members of the legislature shall, in all cases except treason, felony, or breach of the peace, be privileged from arrest during their attendance at the legislature and in going to and returning from the same.

(b) No member of the legislature shall be held to answer before any tribunal other than the legislature itself for any speech or debate in the legislature.

Sec. 14. Every member of the legislature and all officers of the government of Guam shall take the following oath or affirmation: "I solemnly swear (or affirm) in the presence of Almighty God that I will well and faithfully support the Constitution of the United States, the laws of the United States applicable to Guam and the laws of Guam, and that I will conscientiously and impartially discharge my duties as a member of the Guam Legislature (or as an officer of the government of Guam)."

Sec. 15. No member of the legislature shall, during the term for which he was elected or during the year following the expiration of such term, be appointed to any office which has been created, or the salary or emoluments of which have been increased during such term.

Sec. 16. No person shall sit in the legislature who is not a citizen of the United States, who has not attained the age of twenty-five years and who has not been domiciled in Guam for at

least five years immediately preceding the sitting of the legislature in which he seeks to qualify as a member, or who has been convicted of a felony or of a crime involving moral turpitude and has not received a pardon restoring his civil rights.

Sec. 17. Vacancies occurring in the legislature shall be filled as the legislature shall provide, except that no person filling a vacancy shall hold office longer than for the remainder of the term for which his predecessor was elected.

Sec. 18. Regular sessions of the legislature shall be held annually for a period or periods not to exceed in the aggregate sixty calendar days, as the legislature may determine. Such sessions shall convene in Agaña on the second Monday in January. The Governor may convene the legislature in special session at such time and place as he may deem it necessary but no special session shall continue longer than fourteen days, and no legislation shall be considered at such session other than that specified in the call therefor or in any special message by the Governor to the legislature while in such session. All sessions of the legislature shall be open to the public.

Sec. 19. Every bill passed by the legislature shall, before it becomes a law, be entered upon the journal and presented to the Governor. If he approves it, he shall sign it, but if not he shall, except as hereinafter provided, return it, with his objections, to the legislature within ten days (Sundays excepted) after it shall have been presented to him. If he does not return it within such period, it shall be a law in like manner as if he had signed it, unless the legislature by adjournment prevents its return, in which case it shall be a law if signed by the Governor within thirty days after it shall have been presented to him; otherwise it shall not be a law. When a bill is returned by the Governor to the legislature with his objections, the legislature shall enter his objections at large on its journal and proceed to reconsider it. If, after such reconsideration, two-thirds of the legislature agree to pass it, it shall be sent to the Governor. If he then approves it, he shall sign it; if not, he shall within ten days transmit it to the President of the United States if the President of the United States approves it, he shall sign it. If he shall not approve it, he shall return it to the Governor so stating, and it shall not be a law. If he neither approves it nor disapproves it within ninety days from the date of transmittal to him by the Governor, it shall be a law, in like manner as if he had signed it. If any bill presented to the Governor contains several items of appropriation of money, he may object to one or more of such items, or any part or parts, portion or portions thereof, while approving the other items, parts or portions of the bill. In such a case he shall append to the bill, at the time of signing it, a statement of the items, or parts or portions thereof, to which he objects, and the items, or parts or portions thereof, while approving the other items, parts, or portions of the bill. In such a case he shall append to the bill, at the time of signing it, a statement of the items, or parts or portions thereof, to which he objects, and the items, or parts or portions thereof, as objected to shall not take effect. All laws enacted by the legislature shall be reported by the Governor to the head of the department or agency designated by the President under section 3 of this Act, and by him to the Congress of the United States, which reserves the power and authority to annul the same. If any such law is not annulled by the Congress of the United States within one year of the date of its receipt by that body, it shall be deemed to have been approved.

Sec. 20 (a) Appropriations, except as otherwise provided in this Act, and except such appropriations as shall be made from time to time by the Congress of the United States, shall be made by the legislature.

(b) If at the termination of any fiscal year the legislature shall have failed to pass appropriation bills providing for payments of the necessary current expenses of the government and meeting its legal obligations for the ensuing fiscal year, then the several sums appropriated in the last appropriation bills for the objects and purposes therein specified, so far as the same may be applicable, shall be deemed to be reappropriated, item by item.

(c) All appropriations made prior to the date of enactment of this Act shall be available to the government of Guam.

Sec. 21. The legislature or any person or group of persons in Guam shall have the unrestricted right of petition. It shall be the duty of all officers of the government to receive and without delay to act upon or forward, as the case may require, any such petition.

THE JUDICIARY

Sec. 22(a) There is hereby created a court of record to be designated the "District Court of Guam," and the judicial authority of Guam shall be vested in the District Court of Guam and in such court or courts as may have been or may hereafter be established by the laws of Guam. The District Court of Guam shall have, in all causes arising under the laws of the United States, the jurisdiction of a district court of the United States as such court is defined in section 451 of title 28, United States Code, and shall have original jurisdiction in all other causes in Guam, jurisdiction over which has not been transferred by the legislature to other court or courts established by it, and shall have such appellate jurisdiction as the legislature may determine. The jurisdiction of and the procedure in the courts of Guam other than the District Court of Guam shall be prescribed by the laws of Guam.

(b) The rules heretofore or hereafter promulgated and made effective by the Supreme Court of the United States pursuant to section 2072

or title 28, United States Code, in civil cases; section 2073 of title 28, United States Code, in admiralty cases; sections 3771 and 3772 of title 18, United States Code, in criminal cases; and section 30 of the Bankruptcy Acts of July 1, 1898, as amended (title 11, U.S.C. sec. 53), in bankruptcy cases; shall apply to the District Court of Guam and to appeals therefrom.

Sec. 23(a) The United States Court of Appeals for the Ninth Circuit shall have jurisdiction of appeals from all final decisions of the District Court of Guam in all cases involving the Constitution, laws, or treaties of the United States or any authority exercised thereunder, in all habeas corpus proceedings, and in all other civil cases where the value in controversy exceeds \$5,000, exclusive of interest and costs.

(b) Any party may appeal to the Supreme Court of the United States from an interlocutory or final judgment, or order of the District Court of Guam, holding an Act of Congress unconstitutional in any civil action suit, or proceeding to which the United States or any of its agencies or any officer or employee thereof, as such officer or employee, is a party. A party who has received notice of appeal under this section shall take any subsequent appeal or cross appeal to the Supreme Court. All appeals or cross appeals taken to other courts prior to such notice shall be treated as taken directly to the Supreme Court.

Sec. 24(a) The President shall, by and with the advice and consent of the Senate, appoint a judge for the District Court of Guam who shall hold office for the term of four years and until his successor is chosen and qualified unless sooner removed by the President for cause. The judge shall receive a salary payable by the United States which shall be the same as the salary of the Governor of Guam as provided by section 26(a) of this Act, and shall be entitled to the benefits of retirement provided in section 373 of title 28, United States Code. The Chief Justice of the United States may, with the consent of the judge as assigned, assign any United States circuit or district judge to serve as a judge in the District Court of Guam whenever it is made to appear that such an assignment is necessary for the proper dispatch of the business of the court.

(b) The President shall appoint by and with the advice and consent of the Senate, a United States attorney and United States marshal for Guam to whose offices the provisions of chapters 31 and 33 of title 28, United States Code, respectively, shall apply.

(c) The provisions of chapters 21, 41, 43, 49, and 57 of title 28, United States Code, shall apply to the District Court of Guam.

MISCELLANEOUS

Sec. 25(a) The laws of Guam in force on the date of enactment of this Act, except as amended by this Act, are hereby continued in force, subject to modification or repeal by the Congress of the United States or the Legislature of Guam, and all laws of Guam inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency.

(b) Except as otherwise provided in this Act, no law of the United States hereafter enacted shall have any force or effect within Guam unless specifically made applicable by Act of the Congress either by reference to Guam by name or by reference to "possessions." The President of the United States shall appoint a commission of seven persons, at least three of whom shall be residents of Guam, to survey the field of Federal statutes and to make recommendations to the Congress of the United States within twelve months after the date of enactment of this Act as to which statutes of the United States not applicable to Guam on such date shall be made applicable to Guam, and as to which statutes of the United States applicable to Guam on such date shall be declared inapplicable.

Sec. 26(a) The Governor shall receive an annual salary at the rate provided for Governors of Territories and possessions in the Executive Pay Act of 1949, but not to exceed \$13,125, to be paid by the United States. Provided, That if the Governor shall be a retired officer of the armed forces of the United States the pay which he shall receive as Governor shall be his pay and allowances as such officer plus such sum as will total the equivalent of the compensation for a civilian Governor.

(b) The Secretary of Guam shall receive an annual salary to be paid by the United States at a rate established in accordance with the standards provided in the Classification Act of 1949.

(c) All officers and employees of the government of Guam shall, if their homes be outside Guam, be entitled to transportation at the expense of the United States for themselves, their immediate families, and their household effects, from their homes to Guam upon their appointment and from Guam to their homes upon completion of their duties: Provided, That such transportation other than that incident to initial appointment shall not be required to be furnished unless they shall have served in Guam for at least two years, unless separated for reasons beyond their control. They shall accrue leave in accordance with the Leave Act of the United States, and once during every two years shall be entitled to transportation at the expense of the United States for themselves and their immediate families from Guam to their homes and return. For purposes of transportation for their homes and return, they shall be allowed travel time not in excess of thirty days without charge against annual leave and during such travel time they shall be paid their salaries as prescribed by this Act or the laws of Guam. Transportation shall be by the shortest and most