

I Mina Trentai Tres Na Liheslaturan Guåhan
Resolutions Log Sheet

Resolution No.	Sponsor	Title	Date Intro	Date of Presentation	Date Referred	Committee / Ofc Referred	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	Date Adopted
379-33 (COR)	FRANK B. AGUON, JR.	Relative to commending and congratulating Guam Public Defender Service Corporation, on being distinguished as the recipient of the "2016 <i>Hustisia Award</i> "; and to further extending <i>Un Dangkolo Na Si Yu'os Ma'ase'</i> to them for their commitment in dedicating their service and support of our island community and to Guam's justice system on behalf of <i>I Liheslaturan Guahan</i> and the people of Guam.	05/19/16 11:28 a.m.	05/23/16 2:00 p.m.					05/20/16

I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN
2016 (SECOND) Regular Session

Resolution No. 379-33 (COR)

Introduced by:

FRANK B. AGUON, JR.

R. J. Respicio

T. C. Ada

V. Anthony Ada

Frank F. Blas, Jr.

B. J.F. Cruz

James V. Espaldon

Brant T. McCreddie

Tommy Morrison

T. R. Muña Barnes

Dennis G. Rodriguez, Jr.

Michael F.Q. San Nicolas

Mary Camacho Torres

N. B. Underwood, Ph.D.

Judith T. Won Pat, Ed.D.

Relative to commending and congratulating Guam Public Defender Service Corporation, on being distinguished as the recipient of the “2016 Hustisia Award”; and to further extending *Un Dangkolo Na Si Yu'os Ma'åse'* to its attorneys and staff for their commitment in dedicating their service to our island community and to Guam’s justice system on behalf of *I Liheslaturan Guåhan* and the people of Guam.

1 **BE IT RESOLVED BY THE COMMITTEE ON RULES OF *I MINA'TRENTAI***
2 ***TRES NA LIHESLATURAN GUÅHAN*:**

3 **WHEREAS**, one of the principles established in *Miranda v. Arizona* is a person’s
4 right to an attorney, and for the last forty (40) years, Guam’s Public Defender Service
5 Corporation (PDSC) has dedicated itself to providing legal aid and assistance to those unable
6 to afford private counsel; and

1 **WHEREAS**, the concept of free legal assistance in Guam was first seen in the
2 Judicare Program, under to the Department of Public Health and Social Services. The
3 program was created in 1968 after the landmark case *Gideon v. Wainwright*, in which the
4 U.S. Supreme Court required states to provide counsel to indigent defendants in criminal
5 cases; and

6 **WHEREAS**, in 1975, the PDSC was officially established by Public Law 13-51,
7 which created an autonomous corporation whose director was accountable to a Board of
8 Trustees from different branches of the government; and

9 **WHEREAS**, since its inception, the PDSC has evolved into a criminal defense team
10 of fifteen (15) attorneys and support staff of thirty-five (35) professionals. Attorney Stephen
11 P. Hattori was recently named the PDSC’s Executive Director, and he is the first *Chamorro*
12 to serve in this position; and

13 **WHEREAS**, although best known for defending indigent adults accused of felony
14 and misdemeanor criminal violations, the work of the PDSC also extends to representing
15 juveniles who have committed acts that would be criminal if they were adults, helping those
16 in need of guardian ad litem assistance, and in limited cases, to non-criminal matters such as
17 probate; and

18 **WHEREAS**, as the PDSC has matured as an organization, and it has expanded its
19 services to meet the needs of the island’s criminal justice system. In 2004, a satellite office
20 was created, the Alternate Public Defender (APD)—charged with representing indigent
21 criminal defendants in cases where the PDSC has a conflict of interest. The APD Office
22 consists of six (6) attorneys and (6) support staff, and is currently led by Managing Attorney
23 Ana Maria Gayle; and

24 **WHEREAS**, in representing defendants who cannot afford to hire a private attorney,
25 the PDSC and the APD ardently advocate for all persons accused of crime, regardless of
26 their ability to pay. The U.S. Constitution guarantees the right to counsel as an essential
27 component of a fair and impartial criminal justice system. Over the last forty (40) years, the


1 PDSC has played a key role in ensuring that “*justice for all*” is not merely an expression, but
2 that it is truly the way our justice system operates in Guam; and

3 **WHEREAS**, the attorneys with the PDSC are devoted to fulfilling the organization’s
4 mission by ensuring that each person accused of a crime is treated equally and fairly by the
5 court system. Despite overwhelming caseloads, limited resources, an understaffed office, or
6 overly aggressive prosecutors, each day PDSC attorneys work diligently to represent the
7 poor in order to keep *Gideon’s* promise alive; now therefore, be it

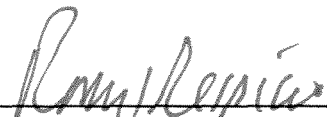
8 **RESOLVED**, that the Committee on Rules of *I Mina'Trentai Tres Na Liheslaturan*
9 *Guåhan* does hereby, on behalf of *I Liheslaturan Guåhan* and the people of Guam, commend
10 and congratulate Guam Public Defender Service Corporation, on being distinguished as the
11 recipient of the “2016 Hustisia Award”; and to further extending *Un Dångkolo Na Si Yu'os*
12 *Ma'åse'* to its attorneys and staff for their commitment in dedicating their service and support
13 of our island community and to Guam’s justice system on behalf of *I Liheslaturan Guåhan*
14 and the people of Guam; and be it further

15 **RESOLVED**, that the Speaker and the Chairperson of the Committee on Rules
16 certify, and the Legislative Secretary attest to, the adoption hereof, and that copies of the
17 same be thereafter transmitted to Stephen P. Hattori, Executive Director, Guam Public
18 Defender Service Corporation, and to the Honorable Edward J.B. Calvo, *I Maga'låhen*
19 *Guåhan*.


**DULY AND REGULARLY ADOPTED BY THE COMMITTEE ON RULES OF
I MINA'TRENTAI TRES NA LIHESLATURAN GUÅHAN ON THE 20TH DAY
OF MAY 2016.**



JUDITH T. WON PAT, Ed.D.
Speaker



RORY J. RESPICIO
Chairperson, Committee on Rules



TINA ROSE MUNA BARNES
Legislative Secretary



COMMITTEE ON RULES

I Mina'trentai Tres na Lihelaturan Guåhan • 33RD Guam Legislature
www.guamlegislature.com • 155 Hesler Place, Hagåtña, Guam 96910
www.roryforguam.com • email: cor@guamlegislature.org • Tel: (671)472-7679 • Fax: (671)472-3547

2016 MAY 23 PM 1:11
[Handwritten Signature]

COMMITTEE VOTING SHEET

Resolution No. 379-33 (COR) – FRANK B. AGUON, JR.- “Relative to commending and congratulating Guam Public Defender Service Corporation, on being distinguished as the recipient of the “2016 Hustisia Award”; and to further extending *Un Dângkolo Na Si Yu'os Ma'åse'* to its attorneys and staff for their commitment in dedicating their service to our island community and to Guam’s justice system on behalf of *I Lihelaturan Guåhan* and the people of Guam.”

	SIGNATURE	DATE	TO ADOPT	TO NOT ADOPT	TO ABSTAIN
Senator Rory J. Respicio Chairperson					
Senator Thomas C. Ada Vice-Chairperson					
Speaker Judith T. Won Pat, Ed.D. Member					
Vice-Speaker Benjamin J.F. Cruz Member	<i>Email</i>	<i>5/19/16</i>	✓		
Legislative Secretary Tina Rose Muña Barnes Member	<i>Email</i>	<i>5/19/16</i>	✓		
Senator Frank B. Aguon, Jr. Member	<i>[Signature]</i>	<i>5/19/16</i>	✓		
Senator Dennis G. Rodriguez, Jr. Member					
Senator Michael F.Q. San Nicolas Member	<i>Email</i>	<i>5/20/16</i>	✓		
Senator Nerissa B. Underwood, Ph.D. Member	<i>Email</i>	<i>5/19/16</i>	✓		
Senator V. Anthony Ada Minority Leader	<i>Email</i>	<i>5/19/16</i>	✓		
Senator Mary Camacho Torres Minority Member	<i>Email</i>	<i>5/20/16</i>	✓		

For Sponsor's Office Use Only

Sponsor Signature: *[Signature]*

Staff Contact Person: *Trina Beravenze*

For COR/Clerk's Office Use Only

7 Certified _____ Returned

Name: _____

Date: 5/23/16

Notes: _____