



**Senator Thomas C. Ada**

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåhan* • 32<sup>nd</sup> Guam Legislature

MAR 14 2014

**The Honorable Judith T. Won Pat, Ed.D.**

Speaker

*I Mina'trentai Dos Na Liheslaturan Guåhan*

155 Hesler Place

Hagåtña, Guam 96910

**VIA: The Honorable Rory J. Respicio**

Chairperson, Committee on Rules

2014 MAR 17 AM 11:00

**RE: Committee Report on the Executive Appointment of Ms. Rowena E. Perez to the Public Utilities Commission.**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on the appointment of Ms. Rowena E. Perez to serve as a Commissioner to the Public Utilities Commission, which was referred to the Committee on Public Safety, Infrastructure and Maritime Transportation.

The voting record is as follows:

- 6 TO CONFIRM
- 0 TO NOT CONFIRM
- 0 TO REPORT OUT ONLY
- 0 TO ABSTAIN
- 0 TO PLACE IN INACTIVE FILE

*Si Yu'os ma'åse',*

Thomas C. Ada



**Senator Thomas C. Ada**

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation

*I Mina'trentai Dos Na Libeslaturan Guåhan* • 32<sup>nd</sup> Guam Legislature

**COMMITTEE  
REPORT  
ON**

**THE APPOINTMENT OF**

**ROWENA E. PEREZ**

**TO SERVE AS COMMISSIONER TO THE PUBLIC UTILITIES  
COMMISSION**



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Libeslaturan Guåhan* • 32<sup>nd</sup> Guam Legislature

March 11, 2014

### MEMORANDUM

To: **All Members**  
Committee on Public Safety, Infrastructure and Maritime Transportation

From: **Senator Thomas C. Ada**  
Committee Chairperson

Subject: **Committee Report on the Appointment of Ms. Rowena E. Perez**

*Håfa Adai,*

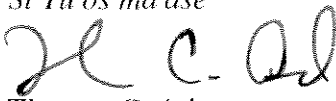
Transmitted herewith for your consideration is the Committee Report on the appointment of Ms. Rowena E. Perez to serve as a Commissioner to the Public Utilities Commission, for a term commencing on the date of her confirmation and expiring October 31, 2019, to fill the general public seat she previously held from November 1, 2007 through October 31, 2013.

This report includes the following:

- Committee Vote Sheet
- Committee Report Digest
- Copy of the Appointment Letter to the Speaker
- Copy of the Appointment Packet and Supporting Documents
- Public Hearing Sign-in Sheet
- Copies of Submitted Testimony and Supporting Documents
- Copy of COR Referral of the Appointment
- Notices of Public Hearing
- Copy of the Public Hearing Agenda

Please take the appropriate action on the attached vote sheet. Your attention to this matter is greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

*Si Yu'os ma'åse'*

  
Thomas C. Ada



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation

*I Mina'trentai Dos Na Libeslaturan Guahan • 32<sup>nd</sup> Guam Legislature*

### COMMITTEE VOTE SHEET

APPOINTEE: Rowena E. Perez  
 Position: Commissioner, General Public Seat  
 Agency: Public Utilities Commission

COMMITTEE MEMBERS	SIGNATURE	TO CONFIRM	TO NOT CONFIRM	TO REPORT OUT ONLY	TO ABSTAIN	TO PLACE IN INACTIVE FILE
SENATOR THOMAS C. ADA Chairperson		✓				
SENATOR RORY J. RESPICIO Vice Chairperson						
VICE SPEAKER BENJAMIN J.F. CRUZ Member						
SENATOR FRANK B. AGUON, JR. Member		✓				
SENATOR MICHAEL F.Q. SAN NICOLAS Member		✓				
SENATOR ALINE A. YAMASHITA, PH.D. Minority Member						
SENATOR V. ANTHONY ADA Minority Member		✓				
SENATOR BRANT McCREADIE Minority Member		✓				



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guahan* • 32<sup>nd</sup> Guam Legislature

### COMMITTEE REPORT DIGEST

#### I. OVERVIEW

The Committee on Public Safety, Infrastructure and Maritime Transportation convened a public hearing on February 24, 2014 at 2:00 pm in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of the appointment of Ms. Rowena E. Perez to serve as a Commissioner to the Public Utilities Commission, whose appointment history is as follows:

- Appointed by Eddie Baza Calvo, Governor, on January 3, 2014;
- Appointment packet forwarded to *I Liheslatura* on January 3, 2014;
- Appointment packet forwarded to this committee for public consideration on January 13, 2014.

#### Public Notice Requirements

Notices were disseminated via email to all senators and all main media broadcasting outlets on Monday, February 17, 2014 (5-Day Notice), and again on Thursday, February 20, 2014 (48-Hour Notice).

#### Senators Present

Senator Thomas C. Ada,	<i>Committee Chairperson</i>
Senator Tina Rose Muña Barnes	
Senator Frank B. Aguon, Jr.	<i>Committee Member</i>
Senator Michael F.Q. San Nicolas	<i>Committee Member</i>
Senator Aline A. Yamashita, Ph.D.	<i>Minority Member</i>
Senator V. Anthony Ada	<i>Minority Member</i>

#### II. SUMMARY OF TESTIMONY AND DISCUSSION

The public hearing was Called-to-Order at 2:00 pm.

#### Attorney Frederick J. Horecky

Legal Counsel, Public Utilities Commission

*Provided Oral and Written Testimony (See Attached)*

**Mr. Horecky** testified in support of the confirmation of Ms. Perez. He further stated that he has worked with Ms. Perez for a number of years and that this would be her third six-year term on the commission. He stated that she is a very experienced commissioner, and she has done an excellent job in the years she's been with the commission. He noted that she is in the community-at-large position and has always demonstrated what's crucial about commissioners, in that, the tension between the need to provide adequate rates to the utilities but at the same time protecting the ratepayer. He explained that she has always been very sensitive, following the adage of trust by verify. She maintains a strong awareness of the impact of rate increases and that they are only raised if it is absolutely necessary. He further stated that Ms. Perez has always insisted that if the utilities are hiring consultants, they must take steps to insure there is training for the utility employees. She as even required in the orders that specific provisions require reporting from the utilities for the training for employees and the plans for such as well. He continued that she always asks the hard questions. He closed by stating that he hoped the committee would confirm her to the PUC.

**Ms. Rowena E Perez**

*Appointee*

Provided Oral Testimony

**Ms. Perez** opened by stating that this is not the easiest appointment because of the effects to the community. She further stated that she brings the desire to help the community and thoroughly looks at the effects of PUC Actions to the community. She continued that people deserve healthy utilities where their interests are being protected. She stated that trying to find the balance can be difficult and it does test the desire to make sure that what is decided on her part as a commissioner is fair to all.

**Discussion, Question and Answer**

**Chairperson Ada** asked Ms. Perez for her thoughts on the perception that the PUC decisions are rubber stamped when the utilities ask for rate increases.

**Ms. Perez** responded that it would seem that way, but it is not. They [the PUC] do their homework and work collaboratively to make sure the needs of the community are met. She stated that there have been times where the PUC did make decisions not to grant what the utility requests. She alluded to an instance where the PUC decreased rate increase requests and even did not agree with the advice and recommendation of their counsel. She stated that the PUC does have independence that it does practice and as there is a lot of work that goes into reviewing the reports, the testimonies that come in, she would say it is a more collaborative effort to assure business is moving forward to make sure the needs of the community are met.

**Chairperson Ada** responded that what is seen in the media relating to increases is really just the tip of the iceberg in terms of the work that goes into it.

**Ms. Perez** stated she agrees.

**Senator Yamashita** thanked Ms. Perez for her willingness to serve. She asked how to ensure that everyone has water on the island. She asked who should be looking at the issue, who should be addressing it and how to make progress on that issue.

**Ms. Perez** stated we all should be looking at it, the commissioner, the legislature, the administration and those in charge of the utilities. She stated that on the PUC side for the stipulated orders for the water was to provide the initial steps to those issues to make sure the water is clean and that there is the capacity that water can get to those in the community. She stated that they [the PUC] are actively taking steps to get the funding to address those issues. She stated that protecting the interest and providing the funding and infrastructure and the expertise to the utilities to make it happen. She stated that they are taking the positive steps moving forward. She stated that she wants to make sure the people running the utilities have the knowledge and expertise to continue getting the water to the community.

**Senator Yamashita** stated she appreciates that and supports the building of local capacity as a sustainable part of stability for any project. She stated that looking at Ms. Perez's background she can see why she does that. She stated she looks forward to heightened attention to everyone's access to clean water.

**Senator Aguon** stated that he thanks Ms. Perez's willingness to continue serving the people. He stated that listening to the first question, he sees that that might be the perception, but he understands that there are several layers, from the utility, to the Board and then the PUC and consultants that vet the request, so that may be the perception, but there have been times where he was pleasantly surprised by the actions of the PUC to deny rate increase requests from the utilities. He then asked about the gap in the start of her appointment term on November 1, 2013 and the nomination for the new term on January 3.

**Ms. Perez** stated that she there were personal reasons that prevented her from submitting her application until January.

**Senator Aguon** stated that as Guam proceeds with the military relocation, there has been money approved for infrastructure dealing with the utilities, water and wastewater, and the Legislature did provide authorization for several infrastructure projects through the recent authorization for bonds. He stated he hopes the CCU would be proactive in looking at rate increases that perhaps the PUC would take into consideration as the money could provide rate relief to ratepayers. He stated that PUC should be at the forefront of those predetermined rate increases and their adjustment based on some of the federal funding for the military buildup.

**Senator Tony Ada** thanked Ms. Perez for her work.

**Senator Muña-Barnes** stated that the appointee is her first-cousin and that they have known each other all their lives. She further stated that in another role at the Guam Community College she is working with the returning Army National Guardsmen and women and reserves and is helping to develop their skills for employment. She stated that in this hat, she stands up for Tan Maria and Tun Jose in addressing their concerns and making sure that they are not forgotten. She

stated that Ms. Perez has opened her doors to the committee and legislature in that past. She thanked Ms. Perez for her support

**Chairperson Ada** stated that at the time that Ms. Perez started, the PUC was just focused on power and water, but since then the PUC is now concerned with telecommunication, solid waste and the Port. Given that, Chairperson Ada asked if the area of interest have gravitated to a certain activity?

**Ms. Perez** stated she thrives on diversification so to deal with the different entities, it is very interesting and keeps her motivated. It serves as a good base for her to learn different information. Because of the different dynamics, she is challenged to grow, but her ability to make the hard decisions is solid. She stated that the business of the PUC is constant and that is to protect the ratepayers, so she does look at all the different issues and finds the diversification to be quite interesting.

**Chairperson Ada** asked about the issue of the PUC activity, as it appears to be in reactive mode as opposed to a proactive mode. That is, he stated, the PUC really comes alive once the entity petitions for a rate increase. This is as opposed to the PUC calling a utility in on the base of its own reading.

**Ms. Perez** stated that because of the different entities that are involved with the PUC, it is a hard learning curve. For example with GPA and Natural Gas and different sources of energy, there is a steep learning curve, they are not reactive, they are looking at the different resources out there and preparing to make decisions.

**Chairperson Ada** stated the mandate of the PUC is to insure that the entity that comes under the PUC purview are able to generate revenues necessary to support their operations and projects they are going to undertake. He alludes to the Port not having an increase over the past 16 years. He asked how Ms. Perez balanced the needs of the entity and the question of affordability.

**Ms. Perez** responded very carefully. She continued that it takes having to look at the finances, looking at the justification of what they want to address. She too alluded to the Port and cites the loss of transshipment revenue to the Port and how she learned that it was a drop to their revenue. She stated it is a balance. She further stated that that's the case for every utility it's a challenge to keep the utility healthy and give it the ability to provide service to its customers. She said that is balanced with the ratepayers and whether or not they can afford what the utility is asking for. She stated it is a balance and prioritization of where the utility can cut and what other opportunities or avenues of income can come into play to provide for the community. She stated that it's a balance. She also expounded on Senator Aguon's question about the availability of federal funds and their impact on the rate plans in future years. She closed with it's a balancing act that they constantly look at what they can and cannot afford on the part of the utility and on the part of the community.

**Chairperson Ada** stated for the record that although the law allows for a holdover, that ninety days plus three legislative days has expired [for Ms. Perez's current term]. He also stated for full disclosure that one of Ms. Perez's daughters is his God-Daughter.



With no further questions or comments, he deemed the hearing of Ms. Perez appointment as completed.

### **III. FINDINGS AND RECOMMENDATIONS**

The Committee on Public Safety, Infrastructure and Maritime Administration hereby reports on the appointment of Ms. Rowena E. Perez to serve as a Commissioner to the Public Utilities Commission, with the recommendation TO CONFIRM.

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

JAN 03 2014

Honorable Judith T. Won Pat, Ed.D.  
Speaker  
*I Mina'trentai Dos Na Liheslaturan Guåhan*  
155 Hesler Street  
Hagåtña, Guam 96910

32-13-1134

Office of the Speaker  
Judith T. Won Pat, Ed. D.

Date 1/3/14  
Time 4:17 PM  
Received by [Signature]

RE: Board Appointment

Dear Madame Speaker:

By virtue of the authority vested in me pursuant to the Organic Act of Guam and the local laws applicable to the following position, I am pleased to transmit the following appointment and supporting documents for:

APPOINTEE:	Rowena E. Perez
POSITION:	Commissioner, Public Utilities Commission
TERM LENGTH:	Six (6) years
TERM SERVED:	November 1, 2013 to October 31, 2019
DISCIPLINE:	Business

2014 JAN -3 PM 5:01  
[Signature]

The appointment is subject to the consent of *I Liheslaturan Guåhan*. Please schedule a hearing at your earliest convenience.

*Senseramente,*

EDDIE BAZA CALVO

1134

**EDDIE BAZA CALVO**  
Governor



**RAY TENORIO**  
Lieutenant Governor

*Office of the Governor of Guam*

**JAN 03 2014**

Ms. Rowena E. Perez  
P.O. Box 4663  
Hagatna, Guam 96932

RE: Board Appointment

Dear Ms. Perez:

Thank you for your commitment to serve the people of Guam. The Calvo-Tenorio administration continues to face unprecedented challenges, both near and long-term. The task ahead of us will require the collective efforts of the best minds who will have the courage to make tough decisions for the good of all our people. I hereby appoint you to serve in the Calvo-Tenorio administration, for the remainder of the unexpired term indicated below as:

**Commissioner, Public Utilities Commission**  
**Term Length: Six (6) years**  
**Term Served: November 1, 2013 to October 31, 2019**  
**Discipline: Business**

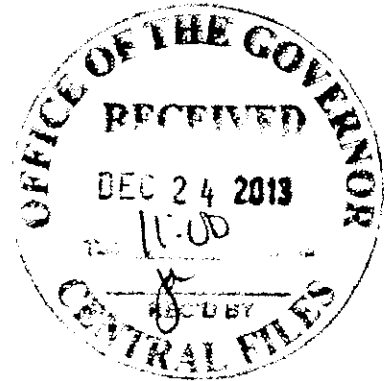
This appointment is subject to confirmation by *I Liheslaturan Guåhan* and is effective upon your confirmation. Please contact the Office of the Governor at 472-8931-6 should you have any further questions regarding this appointment.

*Senseramente,*



**EDDIE BAZA CALVO**

Legaz



OFFICE OF THE GOVERNOR  
GUAM

### Boards & Commissions Nomination Information

The following information is required for submission to the Speaker of *Liheslaturan Guahan* in accordance with Title 4, Guam Code Annotated Section 2103.5 and Section 13104.1:

#### NOMINEE INFORMATION

Last Name **Perez** First **Rowena** M.I. **E** Date **December 23, 2013**

Address [Redacted] Apartment/Unit # [Redacted]

City [Redacted] State [Redacted] ZIP [Redacted]

Phone [Redacted] E-mail Address **wena.perez@gmail.com**

Position to which Appointment is Made **Commissioner, Public Utilities Commission**

Are you a citizen of the United States? YES  NO  If no, are you authorized to work in the U.S.? YES  NO

#### EDUCATION

High School **Academy of Our Lady** City/State [Redacted]

From **Fall 1967** To **Spring 1971** Did you graduate? YES  NO  Degree **High School Diploma**

College **Indiana University** City/State [Redacted]

From **Fall 1983** To **Spring 1987** Did you graduate? YES  NO  Degree **Bachelor of Science Health & Safety**

**CFI-12/13-4986**

**EDUCATION**

Graduate School **University of Guam** City/State [REDACTED]  
 From Fall 2011 To Fall 2013 Did you graduate? YES  NO  Degree Master's of Arts in Counseling

Other Degree **Guam Community College** City/State [REDACTED]  
 From Fall 2011 To Present Did you graduate? YES  NO  Degree AS, Emergency Management

**EMPLOYMENT HISTORY**

(1) Present Employer **Guam Community College** Position **Program Specialist**  
 Address [REDACTED] Dates Held **October 2009 to Present**

(2) Previous Employer **Self Employed** Position **Sole Proprietorship**  
 Address [REDACTED] Dates Held **November 2005 to Present**

(3) Previous Employer **TakeCare Insurance Company, Inc.** Position **HR/Compliance Manager**  
 Address [REDACTED] Dates Held **August 2003 to October 2006**

(4) Previous Employer **PacifiCare Asia Pacific** Position **Project Manager**  
 Address [REDACTED] Dates Held **January 2002 to August 2003**

(5) Previous Employer **Guam Legislature** Position **Chief of Staff, Senatorial Office**  
 Address [REDACTED] Dates Held **January 1995 to December 2001**

**PRIOR GOVERNMENT OF GUAM SERVICE**

Agency **Department of Youth Affairs** Phone  
 Address [REDACTED]  
 Job Title **Director & Deputy Director** From: **August 1992** To: **June 1994**

**PRIOR GOVERNMENT OF GUAM SERVICE**

Agency **Office of the Governor** Phone

Address [Redacted]

Job Title **Special Assistant, Hlth., Edu., HR** From: **August 1989** To **August 1992**

**PRIOR GOVERNMENT SERVICE (EXCLUDING GOVERNMENT OF GUAM)**

Agency Phone

Address

Job Title From: To

Agency Phone

Address

Job Title From: To

**TRAINING**

Institute/Seminars/On-the-Job Training:	Date
Joint Conference of the National Council for Workforce Education (NCWE)	2011
& the National Council of Continuing Education & Training (NCCET)	2011
LERN Program Management Institute	2010
Pacific Telecommunications Council Conference	2009, 2007
GCC Professional Staff Development	2009, 2010, 2012, 2013

**AWARDS**

List all educational, professional, civic awards, and recognition for public service.

- Dr. Theodore Kalogris Humanitarian Award from Reliv International
- Distinguished Hoosier Award from Governor Evan Bayh, Indiana
- Governor's Fellowship Award from Governor Evan Bayh, Indiana
- Governor's Fellowship Award from Governor Robert Orr, Indiana

**PROFESSIONAL INVOLVEMENT**

List involvement on a local/national/international level, list organization, activities participated in, offices held:

- American Counseling Association, Member
- American School Counselor Association, Member
- American Association of University Women, Member
- Society of Human Resources Management, Member

**COMMUNITY / CIVIC INVOLVEMENT**

List organizations, activities, participated in, offices held

- OASIS Empowerment (Intern), GCC American University of Women Student Organization ( Advisor),
- After School Childcare Task Force (DEED Program), (Chairperson); Crisis Hotline (Lead Coordinator);
- Suicide Prevention Task Force (Chairperson); Girl Scouts of America & Boy Scouts of America (Leader);
- Christ Ambassador Youth Group (Advisor); Women's Aglow International Fellowship (President); Salvation Army (Volunteer);
- American Cancer Society (Volunteer); American Red Cross (Volunteer); DPR Adopt-A-Park (Volunteer); Coastal Clean Up (Volunteer);

**PUBLICATIONS AND PRESENTATIONS**

List any published articles, papers delivered at professional meetings, etc.:

**MILITARY SERVICE (PLEASE ATTACH FORM DD-214)**

Branch	Not Applicable	From	To
Rank at Discharge		Type of Discharge	

**OTHER INFORMATION**

(1) Have you ever been found guilty of a felony in any court, whether within or without the United States?

YES

NO

If so, please specify in detail:

Address of the court: \_\_\_\_\_

Date of Conviction: \_\_\_\_\_

Specific infraction committed: \_\_\_\_\_

(2) Have you ever been declared mentally incompetent by any court, whether within or without the United States?

YES

NO

If so, please specify in detail the reasons and facts related to such declaration:

(3) Have you ever been found not guilty or not punishable in any criminal proceedings by reason of insanity?

YES

NO

(4) Have you ever been confined to a mental institution for any reason?

YES

NO

If so, please specify in why the appointing authority believes you that you are not suffering from any mental illness or affliction:





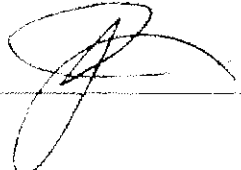
**Statement of Financial Interests**  
(Required by 4 G.C.A. § 13104.1)

TO: Governor Eddie Baza Calvo  
Ricardo J. Bordallo Governor's Complex  
Adelup, Guam 96910

FROM: Rowena Ellen Perez

- I have no financial interest in any business
- I do have interest(s) in the following business(es):

Name and address of business interest:	Type and amount of interest
Rowena Ellen Perez, [REDACTED]	
Sole Proprietorship	
Rental Property	100%
Consultant Services	100%
Health & Nutrition Distributorship	100%

Signature 

Date December 26, 2013

**AFFIDAVIT / DECLARATION UNDER PENALTY OF PERJURY**

I, the undersigned, do hereby depose and say that: (1) I have read and reviewed the information contained in the attached Appointment/Nomination letter from the Governor of Guam; (2) that the matters contained in the Appointment/Nomination letter, together with all attachments thereto, are true and correct and that I am competent to testify to said matters; and (3) that this Declaration is made for the purpose of complying with the requirements of 4 G.C.A. Section 2103.5.

I declare under penalty of perjury under the laws of Guam (4 G.C.A. Section 4308) that the foregoing is true and correct.

Signature

A handwritten signature in black ink, appearing to be a stylized 'P' or similar character.

Date

*December 24, 2013*



Government of Guam  
**GUAM POLICE DEPARTMENT**  
**RECORDS & IDENTIFICATION SECTION**  
 P.O. Box 23909  
 Guam Main Facility, Guam 96921



December 23, 2013

**SUBJECT: CRIMINAL HISTORY RECORD**

<b>NAME:</b>	Rowena Ellen PEREZ		
<b>DATE OF BIRTH:</b>	[REDACTED]	<b>FINGERPRINT #:</b>	NONE
[REDACTED]	The individual has no record of criminal conviction(s) in GPD files that are subject to Guam law and rules and regulations of the Department.		

\*\*\*\*\*NOTHING FOLLOWS\*\*\*\*\*

*THIS INFORMATION MAY BE LIMITED TO A LOCAL CRIMINAL OFFENSE ONLY AND IS NOT INTENDED FOR USE FOR ANY LOCAL STATE, OR FEDERAL LAW ENFORCEMENT AGENCY. THIS CLEARANCE DOES NOT REFLECT ARREST(S) PENDING ADJUDICATION.*

*[Handwritten mark]*

The absence of an original GUAM POLICE seal invalidates this police clearance.  
 REVISED: 07/12/11

By Direction: katm

*[Handwritten signature]*

**FRED E. BORDALLO, JR.**  
**CHIEF OF POLICE**



# SUPERIOR COURT OF GUAM

Guam Judicial Center • 120 West O'Brien Drive • Hagatña, Guam 96910

Telephone (671) 475-3370

Fax (671) 472-2856

**DANIELLE T. ROSETE**  
Clerk of Courts

Name: **ROWENA ELLEN PEREZ**

SS#:

ID# GUAM DL#

Date of Birth:

## CERTIFICATE OF SEARCH

The undersigned Clerk hereby certifies the following results of a diligent search of the records of this Court:

### Criminal Cases:

- A.  No Case Found
- B. 1. Criminal Case No.
- 2. Criminal Case No.
- 3. Criminal Case No.
- 4. Criminal Case No.
- 5. Criminal Case No.

### Civil Cases:

- A.  No Case Found
- B. 1. Civil Case No.
- 2. Civil Case No.
- 3. Civil Case No.
- 4. Civil Case No.
- 5. Civil Case No.

Criminal Record: Page **1** of 1

Civil Record: Page of

Request for further information may be addressed at the Records Division of the Superior Court of Guam, Guam Judicial Center, 120 West O'Brien Drive, Hagatña, Guam. Hours of operation are Monday – Friday, 8:00 a.m. to 5:00 p.m. Closed Saturday, Sunday and local/federal holidays. Court Clearances are Non-Refundable.

Dated: **12/23/2013**

**DANIELLE T. ROSETE**  
Clerk of Courts

BY: **ANIKA J. JOHNSTON**  
Deputy Clerk

Prepared By: **GJSN**



The absence of an original Court Seal invalidates this document



# Law Offices Of Horecky & Associates

643 Chalan San Antonio, Suite 102B  
Tamuning, Guam 96913

FREDERICK J. HORECKY

Telephone: (671) 646-8274-75  
Facsimile: (671) 646-8403  
E-mail: horeckylaw@teleguam.net

February 23, 2014

Senator Thomas C. Ada  
Chairman  
Committee on Utilities, Transportation,  
Public Works, and Veterans Affairs  
32<sup>nd</sup> Guam Legislature  
155 Hesler Place  
Hagåtña, Guam 96910

**Re: Testimony in Support of the Reappointment of Rowena E. Perez as  
Commissioner of the Guam Public Utilities Commission**

Dear Chairman Ada:

I am submitting this written testimony in support of the reappointment of Rowena Perez as a Commissioner to the Public Utilities Commission [PUC].

Ms. Perez has served as a PUC Commissioner for over ten years (since April of 2003). She was reappointed and confirmed for her second six-year term on June 29, 2009. She has now been reappointed again to serve for a third term.

As Legal Counsel to the Commission, I have had the opportunity and pleasure to work closely with Ms. Perez regarding Commission matters over the past six years. Ms. Perez has carried out her duties with the Commission with dedication and attentiveness. She is a hardworking, experienced Commissioner.

Ms. Perez has served as a Commissioner representing the Community at Large. In that capacity she has sought to ensure that the interests of ratepayers and the public are fully considered and protected. In rate proceedings, she has steadfastly required the utilities to prove that any requested rate increase is necessary, and that the data submitted fully justifies the reasonableness of the proposed rate increase. She is known to ask insightful questions to the utility representatives. At the same time, she has approved rate

increases where utilities meet their burden of proof to justify that such increases are necessary to meet the obligations of the utilities.

Ms. Perez has demonstrated a particular interest in ensuring that the employees of the Guam Power Authority and the Guam Waterworks Authority receive proper and adequate job training. When such utilities request approval for the use of off-island consultants to perform utility functions, Ms. Perez has required the addition of provisions in Orders requiring that such consultants train the utility employees so that such employees can eventually perform the functions previously undertaken by consultants. Ms. Perez has on numerous occasions carefully scrutinized the consulting budgets of the utilities and reduced the requested expenditures for consultants.

She has further required that contracts between utilities and consultants contain provisions outlining the steps and procedures by which utility employees will be trained. In GPA Docket 11-02, Program Management Office, Ms. Perez recommended provisions, subsequently adopted by the Commissioners, that the Guam Waterworks Authority report on its plans as to how its Program Management Consultant planned to institutionalize and pass on its skills to employees, what has been done to date, and what specific staff development and process improvement plan there are in effect. There is ongoing reporting by GWA in this regard, and PUC will continue to monitor Utility efforts to train its employees.

Commissioner Perez has carried out her PUC duties in a committed and devoted manner. Despite being a busy professional, she has worked tirelessly on an ongoing basis to address pending PUC matters and to ensure that the Commission's work is done in a timely manner. Ms. Perez' reappointment to the Commission is essential to ensure that the Commission continues to effectively set rates and carry out its utility regulatory functions. I urge the members of the Committee to support the reappointment of Ms. Perez as a Commissioner to the Public Utilities Commission. Thank you for your consideration of this testimony.

Sincerely,

  
Frederick J. Horecky



## COMMITTEE ON RULES

*I Mina'trentai Dos na Lihelaturan Guåhan* • The 32nd Guam Legislature  
155 Hesler Place, Hagåtña, Guam 96910 • [www.guamlegislature.com](http://www.guamlegislature.com)  
E-mail: [roryforguam@gmail.com](mailto:roryforguam@gmail.com) • Tel: (671)472-7679 • Fax: (671)472-3547

Senator  
Rory J. Respicio  
CHAIRPERSON  
MAJORITY LEADER

January 13, 2014

Senator  
Thomas C. Ada  
VICE CHAIRPERSON  
ASSISTANT MAJORITY LEADER

### MEMORANDUM

Senator  
Vicente (Ben) C. Pangelinan  
Member

**To: Rennae Meno**  
*Clerk of the Legislature*

Speaker  
Judith T.P. Won Pat, Ed.D.  
Member

**From: Senator Rory J. Respicio**  
*Majority Leader & Rules Chair*

**Subject: Referral of Appointment**

Senator  
Dennis G. Rodriguez, Jr.  
Member

As Chairperson of the Committee on Rules, I am forwarding my referral of the following appointment:

Vice-Speaker  
Benjamin J.F. Cruz  
Member

**Appointee: Rowena E. Perez**  
**Position: Commissioner, Public Utilities Commission**

Legislative Secretary  
Tina Rose Muña Barnes  
Member

For a copy of Ms. Perez's appointment packet, please visit the Guam Legislature's website at [www.guamlegislature.com](http://www.guamlegislature.com). Under the "Reports" menu select the "Messages & Communications" option and refer to:

Senator  
Frank Blas Aguon, Jr.  
Member

**"Doc. 32GL-13-1134: Governor's message transmitting the appointment of Ms. Rowena E. Perez, to serve as a Commissioner, Public Utilities Commission."**

Senator  
Michael F.Q. San Nicolas  
Member

Please ensure that the subject appointment is referred, in my name, to **Senator Thomas C. Ada, Chairperson of the Committee on Public Safety, Infrastructure & Maritime Transportation**. I also request that the same be forwarded to all Senators of *I Mina'trentai Dos na Lihelaturan Guåhan*.

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

Should you have any questions, please feel free to contact our office at 472-7679.

Senator  
Aline Yamashita  
Member

*Si Yu'os ma'åse'!*



*I Mina Trentai Dos Na Liheslaturan Guahan*  
*Appointment Log Sheet*

Date Received	M&C No.	Appointee	Position	Agency	Appl. Date	Term Length	Expiration Date of Action	Expiration Date of Term	Committee Referred	Date Referred	PH Date	CR Filed	Confirmed
01/13/14	32GL-13-1134	Rowena E. Perez	Commissioner	Public Utilities Commission	01/03/14	6 Years			Committee on Public Safety, Infrastructure and Maritime Transportation	01/13/14			



Senator Tom Ada

William Brennan &lt;will@senatorada.org&gt;

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**1st Notice - Public Hearing: February 24, 2014**

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William Brennan <will@senatorada.org>  
To: Media <media@senatorada.org>  
Cc: phnotice@guamlegislature.org

Mon, Feb 17, 2014 at 8:53 AM

February 17, 2014

**MEMORANDUM**

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

Subject: **1<sup>st</sup> Notice - Public Hearing: February 24, 2014**

Please be advised that the Committee on Public Safety, Infrastructure, and Maritime Transportation is holding a public hearing on **Monday February 24, 2014**. This meeting will take place in the Public Hearing Room of / *Liheslatura*. The agenda is as follows:

**2:00 pm**

The **Executive Appointment** of **Ms. Rowena E. Perez** to serve as a **Commissioner** to the **Guam Public Utilities Commission**.

**Bill 267-32 (COR): M.F.Q.San Nicolas / T.C. Ada**

An act to strengthen provisions for the repair or demolition of unsafe structures in Guam's Building Law, by amending §§ 66501, 66503, 66504, 66505, 66507 and 66508 of Article 5 and § 66701 of Article 7, each of Chapter 66, Title 21, Guam Code Annotated.

Testimonies on the Executive Appointment of Ms. Perez or Bill 267-32 (COR) should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office, our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [office@senatorada.org](mailto:office@senatorada.org), or via facsimile to (671) 473-3303 until **Monday, March 3, 2014 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to William Brennan at 473-3301. Please

feel free to contact my office should you have any questions or concerns.

*Si Yu'os Ma'ase.*

Thomas C. Ada

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 **PH-1st Notice-February 24, 2014.pdf**  
517K



## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåhan* • 32<sup>nd</sup> Guam Legislature

February 17, 2014

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*Si Yu'os Ma'ase.*

Thomas C. Ada



Senator Tom Ada

William Brennan &lt;will@senatorada.org&gt;

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**2nd Notice: Public Hearing, Monday - February 24, 2014**

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William Brennan &lt;will@senatorada.org&gt;

Thu, Feb 20, 2014 at 8:36 AM

To: phnotice@guamlegislature.org

Cc: Media &lt;media@senatorada.org&gt;

February 20, 2014

**MEMORANDUM**

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

Subject: **2<sup>nd</sup> Notice - Public Hearing: February 24, 2014**

Please be advised that the Committee on Public Safety, Infrastructure, and Maritime Transportation is holding a public hearing on **Monday February 24, 2014**. This meeting will take place in the Public Hearing Room of *I Liheslatura*. The agenda is as follows:

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*Si Yu'os Ma'ase.*

Thomas C. Ada

—  
Office of Senator Thomas C. Ada  
I Mina' Trentai Dos Na Liheslaturan Guåhan - 32nd Guam Legislature  
Office (671) 473 - 3301

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 **PH-2nd Notice-February 24, 2014.pdf**  
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## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Lihselaturan Guåhan* • 32<sup>nd</sup> Guam Legislature

February 20, 2014

### MEMORANDUM

To: All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

Subject: **2<sup>nd</sup> Notice - Public Hearing: February 24, 2014**

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*Si Yu'os Ma'ase.*

Thomas C. Ada

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As of January 8, 2014

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## Senator Thomas C. Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
*I Mina'trentai Dos Na Liheslaturan Guåhan* • 32<sup>nd</sup> Guam Legislature

**AGENDA**  
**PUBLIC HEARING**  
**Monday February 24, 2014**  
**Public Hearing Room, *I Liheslaturan Guåhan***

The agenda is as follows:

**2:00 pm**

The **Executive Appointment** of **Ms. Rowena E. Perez** to serve as a **Commissioner** to the **Guam Public Utilities Commission**.

**Bill 267-32 (COR): M.F.Q. San Nicolas / T.C. Ada**

An act to strengthen provisions for the repair or demolition of unsafe structures in Guam's Building Law, by amending §§ 66501, 66503, 66504, 66505, 66507 and 66508 of Article 5 and § 66701 of Article 7, each of Chapter 66, Title 21, Guam Code Annotated.

Testimonies on the Executive Appointment of Ms. Perez or Bill 267-32 (COR) should be addressed to Senator Thomas C. Ada, Chairperson, and will be accepted via hand delivery to our office or our mailbox at the Main Legislature Building at 155 Hesler Place, Hagåtña, Guam 96932, via email to [office@senatorada.org](mailto:office@senatorada.org), or via facsimile to (671) 473-3303 until **Monday, March 3, 2014 at 5:00 pm**. Individuals requiring special accommodations, auxiliary aids, or services should submit their request to William Brennan. Please feel free to contact our office should you have any questions or concerns.