

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

Date Received	M&C No.	Appointee	Position	Agency	Appt. Date	Term Length	Expiration Date of Action	Expiration Date of Term	Committee Referred	Date Referred	PH Date	CR Filed	Confirmed	Notes
10/14/13	32GL-13-867	Dr. Jeffrey Johnson	Commissioner	Public Utilities Commission	10/14/13	6 Years			Committee on Public Safety, Infrastructure and Maritime Transportation	10/15/13	10/22/13 1:00 p.m.	11/04/13 10:56 a.m.	11/12/2013	



## *I Mina'Trentai Dos Na Liheslaturan Guahan*

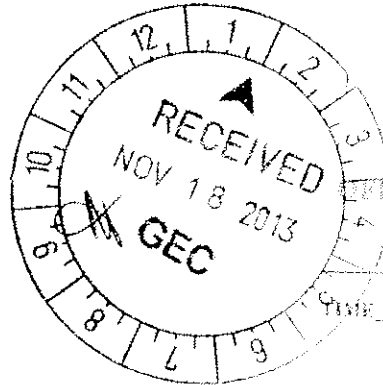
The 32nd Guam Legislature  
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November 15, 2013

The Honorable Edward J.B. Calvo  
*I Maga'lahaen Guahan*  
*Ufisinan I Maga'lahi*  
Hagåtña, Guam 96910



OFFICE OF THE GOVERNOR  
CENTRAL FILES  
RECEIVED BY  
4:30 DATE 11/18/13

Dear *Maga'lahi* Calvo:

By virtue of the authority vested in the Guam Legislature pursuant to the Organic Act of Guam and the local laws applicable to the following positions, I hereby inform you of the Legislative action on your nominations:

1. The Legislature did consent to the nomination of Krishnan Seerengan to serve as Teacher Member of the Guam Public Library System Board, for a term of 3 years.
2. The Legislature did consent to the nomination of Deborah C. Belanger to serve as Member of the Guam Community College, Board of Trustees, for a term of 5 years.
3. The Legislature did consent to the nomination of Andrew Niven to serve as Member of the Public Utilities Commission, for a term of 6 years as defined by §12001 of Chapter 12 of Title 12 Guam Code Annotated, beginning on November 1, 2013 and ending on October 31, 2019.
4. The Legislature did consent to the nomination of Filomena Cantoria to serve as Member of the Public Utilities Commission, for a term of 6 years as defined by §12001 of Chapter 12 of Title 12 Guam Code Annotated, beginning on November 1, 2013 and ending on October 31, 2019.
5. The Legislature did consent to the nomination of Lawrence S. Rivera to serve as Member of the Guam Land Use Commission, for a term of 5 years as defined by §60401, Article 4, Chapter 60, 21 Guam Code Annotated beginning on March 10, 2010 to March 22, 2015.
6. The Legislature did consent to the nomination of Gaudencia Palomo-Burns, LSW to serve as Member of the Guam Board of Social Work, for a term of 3 years.
7. The Legislature did consent to the nomination of Alexis Silverio to serve as Member of the Guam Board of Social Work, for a term of 3 years.



## *I Mina'Trentai Dos Na Liheslaturan Guåhan*

The 32nd Guam Legislature

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8. The Legislature did consent to the nomination of Vera Wu to serve as Member of the Guam Economic Development Authority, Board of Directors, for a term of 4 years.
9. The Legislature did consent to the nomination of Gurvinder Sobti to serve as Member of the A.B. Won Pat International Airport Authority, Guam Board of Directors, to fill the unexpired term of Francisco G. Santos which expires on February 21, 2014.
10. The Legislature did not consent to the nomination of Eduardo R. Ilao to serve as Member of the Port Authority of Guam, Board of Directors.
11. The Legislature did consent to the nomination of Jeffrey Johnson to serve as a Member of the Public Utilities Commission for a term of 6 years, as defined by §12001 of Chapter 12 of Title 12 Guam Code Annotated, in a seat reserved for a member “from the business community of Guam”, beginning on November 1, 2011, and set to expire on October 31, 2017.
12. The Legislature did consent to the nomination of Francisco G. Santos to serve as a Member of the Jose D. Leon Guerrero Port Authority of Guam Board of Directors, for a term commencing on the date of his confirmation and expiring on June 30, 2016, to fill the seat left vacant by Mr. Michael T. Benito, term expired June 30, 2013.

Sincerely,

**JUDITH T. WON PAT, ED.D.**  
Speaker

ATTESTED:

**TINA ROSE MUÑA BARNES**  
Legislative Secretary

**CC: Maria I.D. Pangelinan**  
Executive Director, Guam Election Commission

# LEGISLATIVE SESSION

## I MINA'TRENTAI DOS NA LIHESLATURAN

### 2013 (FIRST) Regular Session

### Show of Hands Voting Sheet

Speaker Antonio R. Unipingco Legislative Session Hall  
November 12, 2013

Appointment of: Jeffrey Johnson to serve as  
a Member of the Public Utilities  
Commission.

NAME	Yea	Nay	Not Voting/ Abstained	Out During Roll Call	Absent
Senator Thomas "Tom" C. ADA	✓				
Senator V. Anthony "Tony" ADA	✓				
Senator Frank Blas AGUON Jr.	✓				
Vice-Speaker Benjamin J.F. CRUZ	✓				
Senator Christopher M. DUENAS	✓				
Senator Michael LIMTIACO	✓				
Senator Brant McCREADIE	✓				
Senator Thomas "Tommy" MORRISON	✓				
Senator Tina Rose MUÑA BARNES	✓				
Senator Vicente (ben) Cabrera PANGELINAN	✓				
Senator Rory J. RESPICIO	✓				
Senator Dennis G. RODRIGUEZ, Jr.	✓				
Senator Michael F. Q.SAN NICOLAS	✓				
Speaker Judith T. WON PAT, Ed.D.	✓				
Senator Aline A. YAMASHITA, Ph.D.	✓				

TOTAL

15

Yea

Nay

Not Voting/  
Abstained

Out During  
Roll Call

Absent

CERTIFIED TRUE AND CORRECT:

I = Pass

Clerk of the Legislature



# 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

October 31, 2013

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

Speaker

I Mina'trentai Dos Na Liheslaturan Guahan

155 Hesler Place

Hagåtña, Guam 96910

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

Chairperson, Committee on Rules

**RE: Committee Report on the Appointment of Jeffrey Johnson**

Dear Speaker Won Pat:

Transmitted herewith is the Committee Report on the appointment of Jeffrey Johnson to serve as a Member of the Public Utilities Commission for a term of six (6) years, as defined by §12001 of Chapter 12 of Title 12 Guam Code Annotated, in a seat reserved for a member "from the business community of Guam", beginning on Nov. 1, 2011, and set to expire on Oct. 31, 2017.

The voting record is as follows:

<u>  4  </u>	TO CONFIRM
<u>  0  </u>	TO NOT CONFIRM
<u>  1  </u>	TO REPORT OUT ONLY
<u>  0  </u>	TO ABSTAIN
<u>  0  </u>	TO PLACE IN INACTIVE FILE

2013 NOV -11 AM 10:56

*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**

**JEFFREY JOHNSON**

**TO SERVE AS A MEMBER OF 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

October 29, 2013

### 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 Jeffrey Johnson**

Transmitted herewith for your consideration is the Committee Report on the appointment of Jeffrey Johnson to serve as a Member of the Public Utilities Commission for a term of six (6) years, as defined by §12001 of Chapter 12 of Title 12 Guam Code Annotated, in a seat reserved for a member "from the business community of Guam", beginning on Nov. 1, 2011, and set to expire on Oct. 31, 2017.

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: Jeffrey Johnson  
 Position: Member  
 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	10-29-13 <i>T.C. Ada</i>	✓				
SENATOR RORY J. RESPICIO Vice Chairperson	<i>R. Respicio</i>	<i>10/31/13</i>				
VICE SPEAKER BENJAMIN J.F. CRUZ Member	<i>B. Cruz</i>			✓		
SENATOR FRANK B. AGUON, JR. Member	<i>10/31/13</i> <i>F. Aguon, Jr.</i>			✓		
SENATOR MICHAEL F.Q. SAN NICOLAS Member						
SENATOR ALINE A. YAMASHITA, PH.D. Minority Member						
SENATOR V. ANTHONY ADA Minority Member	<i>V. Anthony Ada</i>	<i>10/31/13</i>				
SENATOR BRANT McCREADIE Minority Member						



## COMMITTEE REPORT DIGEST

### I. OVERVIEW

The Committee on Public Safety, Infrastructure and Maritime Transportation convened a public hearing on Tuesday, October 22, 2013 at 9:00 am in *I Liheslatura's* Public Hearing Room. Among the items on the agenda was the consideration of the appointment of Dr. Jeffrey Johnson to serve as a Member of the Public Utilities Commission, and whose appointment history is as follows:

- Appointed by Eddie Baza Calvo, Governor of Guam, on October 14, 2013, for a term of six (6) years, to begin on November 1, 2011 and expire on October 31, 2017;
- Appointment packet forwarded to *I Liheslatura* on October 14, 2013;
- Appointment packet forwarded to this Committee for public consideration on October 15, 2013.

### Public Notice Requirements

Notices were disseminated via email to all Senators and all main media broadcasting outlets on Tuesday, October 15, 2013 (5-Day Notice), and again on Friday, October 18, 2013 (48-Hour Notice). Announcement of such Public Hearing was also published in the Pacific Daily News and Marianas Variety on Monday, October 21, 2013.

### Senators Present

Senator Thomas C. Ada	Committee Chairman
Vice Speaker Benjamin J.F. Cruz	Member
Senator Michael F.Q San Nicolas	Member
Senator Aline Yamashita	Minority Member
Senator Tony Ada	Minority Member
Senator Christopher Duenas	
Senator Thomas Morrison	
Senator Michael Limtiaco	

### II. SUMMARY OF TESTIMONY AND DISCUSSION

The Public Hearing was Called-to-Order at 9:00 am. Following a scheduled recess, the Public Hearing was Called-back-to-Order at 1:00 pm to consider, among other items, the appointment of Dr. Jeffrey Johnson to serve as a Member of the Public Utilities Commission.

### Opening Testimony

#### Attorney Fred Horecky

*Provided written testimony (see attached)*

Attorney Horecky is the Legal Counsel for the Public Utilities Commission, and states his support for the appointment. He notes that he is off-island at the moment, but he is submitting his written testimony to support Dr. Johnson, whom he feels has demonstrated exceptional dedication and attentiveness over his seven years of service on the PUC. He goes on to say that Dr. Johnson was the primary catalyst for reorganizing the Commission five years ago; the resulting use of on-island consultants for the Administrative Law Judge, Legal Counsel, and

utility experts has led to cost savings to the PUC. Over the past five years, the PUC's regulatory supervisory responsibilities have also expanded to include the Port Authority of Guam and the Guam Solid Waste Authority. Dr. Johnson's role in managing these improvements and expansion, including revamping the PUC website, has been instrumental in guiding the Commission to where it is today. Attorney Horecky goes on to highlight Dr. Johnson's knowledge and policy leadership that has driven a number of positive outcomes, including the creation of GPA's Fuel Risk Management Program, and navigating the creation and updating of GPA's net metering program. Looking forward, he notes Dr. Johnson's efforts to promote transparency and the broader flow of information with the utilities, and his focus on implementing a GPA demand side management pilot project to improve customer energy efficiency. Attorney Horecky closes by noting Dr. Johnson's tireless commitment to the Commission, particularly admirable given his busy professional life, and emphasizes that his reappointment is essential to ensure that the Commission continues to effectively set rates and carry out its utility regulatory functions.

### **William H. Hagen**

*Provided written testimony (see attached)*

Mr. William "Bill" H. Hagen provided written testimony in support of the nomination of Dr. Jeffrey Johnson to the PUC. He states that he has known Dr. Johnson for a number of years in different capacities, and has always been impressed with his depth of knowledge and attention to detail. He also highlights that Dr. Johnson's integrity is beyond reproach. He closes by sharing that it is not unusual to find that Dr. Johnson conducts extensive research on his own, and he is often the most informed individual in the room during PUC meetings. He states his support to keep Dr. Johnson as Chairman of the PUC.

### **Jeffrey Johnson**

*Provided oral testimony*

Dr. Jeffrey Johnson provided testimony to support his reappointment to the Public Utilities Commission. He shared that he first came to Guam in 1984 on a two-year contract; after meeting his wife, they settled in Guam and raised a family. He notes that he has served in the Government of Guam in a couple of different capacities; he was appointed by Governor Gutierrez to the Guam Board of Dental Examiners, appointed twice to the PUC by Governor Camacho, and is now being again reappointed to the PUC by Governor Calvo. He is humbled by the honor, and enjoys working with his fellow Commissioners, as well as the PUC's Administrator, Legal Counsel, and ALJs. He closes that he is available to answer any questions that Senators may have, and he thanks them for the opportunity.

### **Question & Answer**

**Chairman Tom Ada:** Opened the floor to questions and comments by the Committee Members and other Senators present.

**Vice Speaker Cruz:** States that he was dismayed with the PUC's decision to purchase the Port cranes. He notes that it has been 14 months since the PUC Order regarding the cranes, and he asks if the PUC has followed up with the Port to find out if they have complied with the order.

He further asks if Dr. Johnson was aware that the cost of the refurbishment is around \$2.1 million, and if the PUC was concerned by the cost. Vice Speaker Cruz stated that he learned of the cost through a FOIA request. [At this point, Vice Speaker Cruz distributed a document compiling the data compiled from his FOIA request – a copy is included in the supporting documents portion of this Committee Report, with the notation in the header stating “Document Provided by Vice Speaker Cruz during Public Hearing”].

**Dr. Jeffrey Johnson:** Answers that he believes they are nearly complete with the refurbishment of the cranes as per the guidance of the PUC and Port consultants. The PUC was not aware of the final costs and they were certainly concerned about it, but a very clear directive was established by Public Laws 30-57, 30-100, and 30-145. Due to those laws, and a 2012 budget bill requiring acquisition of cranes within six months, the PUC did not have the ability to go outside of the framework for refurbishing the cranes.

**Vice Speaker Cruz:** Asked if, in Dr. Johnson’s opinion, the PUC should not have approved the deal had they determined that the crane deal was extremely bad for the people of Guam.

**Dr. Johnson:** Answers that yes, the PUC could disapprove anything. But both the PUC and Port consultants reported that the existing cranes were feasible for refurbishment, and that purchasing new cranes would take at least two years. The only option the PUC saw was to refurbish the cranes. He says that if the Vice Speaker is asking whether the PUC should have approached the Legislature and requested that they change a directive that had been established by three previous public laws, he does not believe he or the other Commissioners would have been comfortable doing that.

**Vice Speaker Cruz:** Asks whether Dr. Johnson was surprised that the Port budgeted \$630,000 for crane maintenance, or whether he would be shocked to find that that amount was under-budgeted, and ended up being \$1.5 million extra.

**Dr. Johnson:** Said it is common for utilities to spend significant amounts on the maintenance, and that they often under-budget and have to return to the PUC for further support.

**Vice Speaker Cruz:** Asks about the threshold for the size of contracts to be reviewed by the PUC, and offers to forward to the PUC all information and contracts his office has that should be reviewed by the PUC.

**Dr. Johnson:** Replies that for PGA the threshold is \$1.5 million, and for GWA and Port it is \$1 million, regardless of whether that amount is in one year or over a number of years. He adds that he would be appreciative of getting the documentation offered by Vice Speaker Cruz.

**Vice Speaker Cruz:** Asks if the PUC has received a plan from the Port Authority of Guam for upgrading marina facilities, as per an Order by the PUC with a deadline that is now one year overdue.

**Dr. Johnson:** Answered that he is not sure but he will check with his legal counsel. He knows they are in the process of upgrading the Agana marina, and work is probably also being

undertaken to repair recent damage incurred at the Agat marina, with assessments of such costs being conducted as well.

**Vice Speaker Cruz:** Asks if Dr. Johnson is aware that container arrivals have dropped significantly of late, with amounts of 100k in 2008, 94k in 2009, 98k in 2010, 96k in 2011, and 93k in 2012.

**Dr. Johnson:** Replied that that would not surprise him. After hearing the listed amounts by Vice Speaker Cruz, he emphasized that the numbers, while fluctuating, are still between 90k-100k.

**Vice Speaker Cruz:** Asks when the PUC will be hearing the PAG tariff increase case.

**Dr. Johnson:** Answered that he does not believe that date has been set yet, but it will likely be later in 2014.

**Vice Speaker Cruz:** Asked whether, as per an August 2012 PUC Order, the PAG has filed a financing plan for completing Phases I and II of the Port Master Plan by a deadline of November of 2012. If not, does the PUC ever implement penalties for non-compliance with its Orders.

**Dr. Johnson:** Answers that he believes that deadline was missed due to delays in developing the plan. He adds that, regarding punitive action, it depends; on cases when the utility requires and requests for additional time in order to gather more information, the PUC allows for that.

**Vice Speaker Cruz:** Asked whether he was disappointed that the consultant's report initially advised against refurbishing the cranes, only to change its recommendation on the last day before it was due.

**Dr. Johnson:** Answers that he was not disappointed, because he recognized the impending tight deadline and budgeting restrictions. They had until the end of the calendar year to have two functioning cranes on the rails, and only \$14 million. It was the best option left, and he feels the Legislature agreed, as it passed three public laws supporting the approach.

**Senator Yamashita:** Thanked Dr. Johnson for his service to the people of Guam, particularly when he first arrived and worked with disadvantaged communities. She then asks what the Government of Guam could do to address leaking waterworks infrastructure, and to extend water to families without current connections.

**Dr. Johnson:** Replies that, of all the utilities falling under the oversight of the PUC, GWA is the most complicated and the one he has the most interest in. He thinks the GWA management is wonderful, but they are dealing with decades of issues. And given the past decade of legal issues with the federal government, it is very important that all parties work closely together to improve the system and not risk receivership, all while not raising rates too high. He notes that this is a very difficult balance, and he and his fellow Commissioners struggle with it continuously.

**Senator Yamashita:** Asked if farmers could get discounted water rates.

**Dr. Johnson:** Answered that he believes farmers already have a discounted rate, and that the PUC welcomes everyone in the public, including farmers, to come to PUC meetings to discuss further changes that may be needed.

**Senator Yamashita:** Thanked him for the clarification, and added that she would look into the matter further.

**Senator San Nicolas:** Shared his concerns about utility rates, and asked what Dr. Johnson anticipates rates will look like in the future. He is concerned by the possibility of significant upcoming rate increases for GWA, and the continued unpredictability and increase of GPA rates.

**Dr. Johnson:** Replied that GPA has recently promised, in their most recent rate case, that they will not be requesting another base rate increase for at least five years. He notes that water rates will likely increase significantly to cover court-ordered system improvements, but the PUC will be reviewing that request shortly and hold a public hearing on it. He emphasizes that it is imperative that they not risk receivership, because then the government of Guam will lose all control over the ability to set rates.

**Senator San Nicolas:** Stated that he is concerned about back-billing regulations on Guam, particularly given increasing rates. He asked for Dr. Johnson's thoughts, and whether the PUC would possibly revisit the back-billing practice in the future.

**Dr. Johnson:** Answers that the law stipulates a very definitive 4-month maximum on back-billing. He agrees with Senator San Nicolas that the new smart meters will be able to reduce occurrences of back-billing. He also said that the smart meters will also benefit the system in terms of promoting energy conservation, and possibly toward introducing time-of-use rates in the future.

**Senator San Nicolas:** Replied that he would like to work with Dr. Johnson to develop legislation to tighten the law regarding back-billing. He then asked how the PUC addresses requests for rate increases that are driven by loss of revenues from conservation.

**Dr. Johnson:** Answered that the PUC has an obligation to meet fixed costs. As the people of Guam own the utilities, we are collectively involved in these decisions. He acknowledges that it is frustrating, but they have to ensure that the rates are fair, just, and reasonable for both ratepayers and the public, and that debt obligations must be met.

**Senator San Nicolas:** Highlighted an increase in operational expenses of \$7 million at GPA over the last four years. He asks if the PUC will actively look to contain costs.

**Dr. Johnson:** Answers that the PUC always focuses on costs containment. And, in reference to the \$7 million GPA increase, he shares that GPA has recently had to fund a working capital requirement in their monthly budget. While it costs additional money in the short term, these funds have led to GPA's improved rating in the bond market, and saves ratepayers significantly in improved borrowing costs.

**Senator San Nicolas:** Stated his support for net metering, and asked if the PUC will be limiting the ability of net metering customers to be fairly compensated for utilizing renewable energy.

**Dr. Johnson:** Replies that he does not see the PUC hindering the development of renewable energy alternatives on Guam, and, in fact, he is himself a recent net metering customer. He notes that the PUC recently rejected a request by GPA to change the one-for-one kwh exchange of power for net metering customers. He notes challenges in finding ways for lower-income individuals and families to be able to afford the upfront costs associated with becoming net metering customers. He also recognizes the concerns GPA has, but the PUC does not plan to change net metering policy until GPA is able to provide more information and studies regarding the impact of the process on the system and its revenues.

**Senator San Nicolas:** Stated his concern about the idea of privatizing GPA, GWA, or the Port of Guam, particularly given the lack of potential competition in those areas. He asks for Dr. Johnson of his thoughts on the issue.

**Dr. Johnson:** Answered that he believes the utilities should remain under the ownership of the people of Guam. He added that GPA has entered into a number of public-private partnerships which have benefited the utility, and he believes the PPP approach would be useful to consider rather than overall privatization.

**Senator Tony Ada:** Stated that his questions have already been answered, and he thanks Dr. Johnson for his continued service. He states his support for the reappointment.

**Senator Duenas:** Shared that he has known Dr. Johnson for a number of years, and that he shares his colleagues' support for the reappointment. He goes on to say that he feels compelled to clarify, for the record, the Legislature's decision-making process in regards to the Port cranes. He notes that the antiquated rails at the Port limited options when it came to purchasing cranes, which made the option of refurbishing the existing cranes that much more necessary. He appreciates that Dr. Johnson and the PUC work well with the utilities falling under their oversight, and that they protect the public's interest without micromanaging decisions.

**Senator Morrison:** Thanks Dr. Johnson for his service, and asks whether the PUC is aware of any possible improvements to wells in Ugum to aid the system in the southern part of the island. He also asks about southern wastewater treatment plants.

**Dr. Johnson:** Replied that he is somewhat aware of the matter. He has asked GWA about utilizing the springs in the south. The issue, he learned, is that because these sources are derived from surface water, the EPA guidelines for chlorination and cleaning make their development cost prohibitive. They are primarily working with Ugum and Fena, and more improvements are planned for the former. In regards to improvements to the wastewater facilities located in the southern part of the island, he shares that GWA is aware of the issues, they are planning significant improvements that will be funded with an upcoming bond issuance, and they are working with the federal EPA to negotiate a long-term timeline to come up to secondary treatment standards.

**Senator Morrison:** Thanked Dr. Johnson for his response.

**Senator Limtiaco:** Thanked Dr. Johnson for his continued service. He adds that he too does not necessarily agree with the purchase of the Port cranes, but he respects Dr. Johnson's knowledge and hard work, and he supports his reappointment.

**Chairman Ada:** Said that a number of his questions have already been answered. He notes that he has observed Dr. Johnson chair a number of meetings, and he appreciates his dedication and professionalism. He supports the reappointment and hopes to see him continue on the PUC, and asks if there is anything Dr. Johnson plans to changes in his third term on the Commission.

**Dr. Johnson:** Answered that the PUC faces a number of challenges, including system reliability at GPA. Recently, the PUC has started a docket on system performance for GPA. While smart grid and upgrades are good, he would like to know whether work on these other projects has distracted from focusing on the performance of the core work of the utility. He is uncertain whether or not performance has actually declined, but he believes maintaining this information will help measure it. The PUC is also beginning to explore promoting demand-side management for smaller residential customers.

**Chairman Ada:** Thanked Dr. Johnson. He then stated that, as there are no further questions or comments, the Committee will consider the matter of Dr. Johnson's appointment to the PUC as having been duly heard.

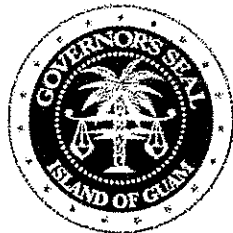
### III. FINDINGS AND RECOMMENDATIONS

The Committee notes that the precedent set by recent AG Opinion LEG 13-0193, regarding the staggering of terms for the Board of Directors of the Port Authority of Guam, was followed by both the Governor's Office and the Committee when addressing the term of Dr. Johnson on the Public Utilities Commission.

On May 5, 2009, Dr. Johnson was reappointed by the Governor to serve a term of six years on the PUC, and he was subsequently confirmed by the Legislature on Sept. 11, 2009. However, in applying the methodology used in AG Opinion LEG 13-0193, in which set expiration dates are extrapolated out from the date the PUC was created (Nov. 1, 1984), it was determined that the seat filled by Dr. Johnson should have expired on Oct. 31, 2011. As he was confirmed in 2009, both the Committee and the Office of the Governor agree that it is necessary for Dr. Johnson to be reappointed and confirmed for the new term running from Nov. 1, 2011, until Oct. 31, 2017.

The Committee on Public Safety, Infrastructure and Maritime Administration hereby reports on the nomination of **Jeffrey Johnson** to serve as a Member of the Public Utilities Commission, for a term of six (6) years, as defined by §12001 of Chapter 12 of Title 12 Guam Code Annotated, in a seat reserved for a member "from the business community of Guam", beginning on Nov. 1, 2011, and set to expire on Oct. 31, 2017, with the recommendation TO CONFIRM

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

**OCT 14 2013**

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

32-13-867  
C  
Speaker  
Ed.D.  
Dr. 10-14-13  
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:	Dr. Jeffrey Johnson
POSITION:	Commissioner, Public Utilities Commission
TERM LENGTH:	Six (6) years
TERM SERVED:	November 1, 2011 to October 31, 2017
DISCIPLINE:	Business

2013 OCT 14 PM 3:02  
[Signature]

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

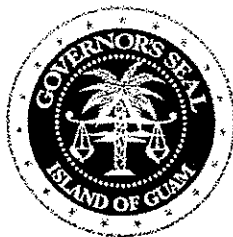
*Senseramente,*

[Signature]  
EDDIE BAZA CALVO

867



EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

OCT 14 2013

Dr. Jeffrey Johnson  
P.O. Box 24746  
Barrigada, Guam 96921

RE: Board re-appointment

Dear Dr. Johnson:

Thank you for your commitment to serve the people of Guam. The Calvo Tenorio administration is facing 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 re-appoint you to serve in the Calvo Tenorio administration for the remainder of the unexpired term indicated below as:

**Commissioner, Public Utilities Commission**  
**Term: Six (6) years**  
**Term Served: November 1, 2011 to October 31, 2017**  
**Discipline: Business**

This appointment is subject to confirmation by *1 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,*

A handwritten signature in black ink, appearing to read "Eddie Baza Calvo".

EDDIE BAZA CALVO

Ricardo J. Bordallo Governor's Complex • Adelup, Guam 96910  
Tel: (671) 472-8931 • Fax: (671) 477-4826 • [www.governor.guam.gov](http://www.governor.guam.gov) • [calendar.guam.gov](http://calendar.guam.gov)

Eddie Baza Calvo



OFFICE OF THE GOVERNOR  
GUAM

### Boards & Commissions Nomination Information

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

#### NOMINEE INFORMATION

Last Name Johnson First Jeffrey M.I. C Date 10/8/2013  
 Address [REDACTED] Apartment/Unit #  
 City [REDACTED] State GU ZIP 96921  
 Phone 671 - [REDACTED] E-mail Address [REDACTED]  
 Position to which Appointment is Made 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 Duluth East City/State Duluth, MN  
 From 1971 To 1975 Did you graduate? YES  NO  Degree  
 College University of MN, Duluth City/State Duluth, MN  
 From 1975 To 1979 Did you graduate? YES  NO  Degree B.S. - Biology  
minor - chemistry, science

**EDUCATION**

Graduate School *University of Minnesota School of Dentistry* City/State *Minneapolis, MN*  
From *1979* To *1983* Did you graduate? YES  NO  Degree *D.O.S.*  
Other Degree *Illinois Masonic Medical Center General Practice Residency* City/State *Chicago, IL*  
From *1983* To *1984* Did you graduate? YES  NO  Degree *GPR certificate*

**EMPLOYMENT HISTORY**

(1) Present Employer *self (Isa Dental)* Position *dentist*  
Address [REDACTED] Dates Held *3/96 - present*

(2) Previous Employer *Ordof Dental Clinic* Position *dentist*  
Address [REDACTED] Dates Held *1989 - 1996*

(3) Previous Employer Position  
Address Dates Held

(4) Previous Employer Position  
Address Dates Held

(5) Previous Employer Position  
Address Dates Held

**PRIOR GOVERNMENT OF GUAM SERVICE**

Agency *Dept. of Public Health + Social Services* Phone [REDACTED]  
Address [REDACTED] *Guam*  
Job Title *dentist* From: *1984* To *1989*

**PRIOR GOVERNMENT OF GUAM SERVICE**

Agency Phone  
Address  
Job Title From: To

**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
For my dental license renewal I attend between 75-150 hrs. of continuing education in each 2 year relicensing periods.	1984 - present
PLC-related - San Diego (1 week NARUC ratemaking school)	2007
Austin, Texas (Jan 20-22, 2009) Wind Energy meeting	2009
Honolulu, Hawaii Telecom meeting (Jan, 2013)	2013

**AWARDS**

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

Eagle Scout 1973  
Certificate of Appreciation for serving on Guam Dental Board 2003  
Magna cum laude - University of Minnesota  
cum laude - U. of MN., School of Dentistry

### PROFESSIONAL INVOLVEMENT

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

Vice President of UofMN Dental School Class 1981-1983  
Vice President of Guam Dental Society 1985-1987  
President of Pacific Dental Partners 2002-3  
American Dental Association, American Hospital Dental Association,  
American Academy of Cosmetic Dentistry, American Academy of Dental  
Sleep Medicine, Chairman, Guam PDC 2007-present

### COMMUNITY / CIVIC INVOLVEMENT

List organizations, activities, participated in, offices held

Red Cross CPR / First Aid Instructor  
den leader for sons Cub Scout Pack  
coach Babe Ruth baseball  
chairman, Guam PDC 2007-present

### PUBLICATIONS AND PRESENTATIONS

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

Table Clinic, Chicago Dental Midwinter Meeting, 2004

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

Branch

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  
Adeup, Guam 96910

FROM: Dr. Jeffrey C. Johnson

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
Isa Dental	partner (50%)
[Redacted]	to Dr. RAYMUN TERLAJE

Signature [Handwritten Signature]

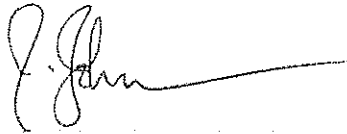
Date 10/9/13

**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.

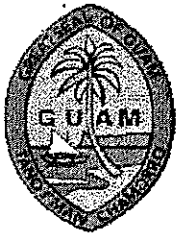
Signature

A handwritten signature in black ink, appearing to be 'J. John', written over a horizontal line.

Date

10/9/13





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



October 09, 2013

**SUBJECT: CRIMINAL HISTORY RECORD**

<b>NAME:</b>	Jeffrey C JOHNSON		
<b>DATE OF BIRTH:</b>	██████████	<b>FINGERPRINT #:</b>	██████████
○	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*

**By Direction: angela**

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

The absence of an original GUAM POLICE seal invalidates this police clearance.  
 REVISED 07/02/11



# 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: JEFFREY C JOHNSON

SS#: ID# GUAM DL# [REDACTED] Date of Birth: [REDACTED]

## 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.

Criminal Record: Page 1 of 1

### 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.

Civil Record: Page 1 of 1

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: 10/09/2013

DANIELLE T. ROSETE  
Clerk of Courts



The absence of an original Court Seal invalidates this document

BY: ANIKA J. JOHNSTON  
Deputy Clerk

Prepared By: GJSN



# 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

October 22, 2013

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 Dr. Jeffrey Johnson to  
the Public Utilities Commission**

Dear Chairman Ada:

I am presently off-island and unable to attend the hearing on Dr. Jeffrey Johnson's reappointment. I therefore submit this written testimony in support of the reappointment of Dr. Jeffrey Johnson as a Commissioner to the Public Utilities Commission.

As Legal Counsel to the Commission, I have had the opportunity and pleasure to work closely with Dr. Johnson regarding Commission matters over the past five years. Dr. Johnson has carried out his duties with the Commission with dedication and attentiveness. He is a hard working, experienced Commissioner. Dr. Johnson has served on the Commission for over seven years.

Dr. Johnson was the primary moving force in reorganizing the Commission five years ago. This reorganization has resulted in the use of on-island consultants for ALJ, Legal Counsel, and utility experts. This reorganization has resulted in cost savings for the PUC. The Commission, as a result of the structure created by Dr. Johnson, has also been able to handle the expanded work load. Within the past few years, the regulatory supervisory responsibilities of the Commission have been expanded to include the Port Authority of Guam and the Guam Solid Waste Authority.

He has initiated measures to ensure the smooth and effective functioning of the Commission's contract review and rate making processes, including:

- A. The scheduling of monthly meetings of the Commission to conduct its business, with two meetings a month being scheduled when necessary;
- B. The expeditious resolution of Guam Power Authority, Guam Waterworks Authority, Port Authority, Guam Solid Waste Authority, and Telecommunications matters;
- C. Initiatives to streamline the rate making process, through the establishment of a collaborative working relationship between the Commission and the utilities with the goal of ensuring that rates are just and reasonable;
- D. Efforts to make the rate making process more cost effective;

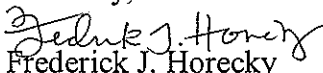
The substantial body of work undertaken and completed by the Commission can be viewed at the PUC website, [www.guampuc.com](http://www.guampuc.com). It was under Dr. Johnson's leadership that the PUC website was updated and revised to provide the public with more up-to-date information on the rate making process.

Dr. Johnson has also provided the intellectual and policy leadership for initiatives undertaken by the Commission. He has a broad knowledge of the various utilities and a working knowledge of technical aspects of power and energy generation. He has pushed the creation of a Fuel Risk Management Program at GPA. He has ensured that the Legislative initiatives concerning net metering have been implemented.

Recently, Dr. Johnson has requested the creation of new GPA Dockets that will examine the system reliability of the GPA power system and the outage reporting protocols of GPA. The goal will be to ensure a broader flow of information from GPA to the public announcing each power outage, indicating its duration (if known), and explaining the underlying causes of such power outage. Also, Chairman Johnson wishes to further require GPA to implement a demand side management pilot project which will improve customer energy efficiency.

Chairman Johnson has carried out his PUC duties in a committed and devoted manner. Despite being a busy professional, he has worked tirelessly, on an ongoing and daily basis, to address pending PUC matters and to ensure that the Commission's work is done in a timely manner. Dr. Johnson's 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 Dr. Johnson as a Commissioner to the Public Utilities Commission. Thank you for your consideration of this testimony.

Sincerely,

  
Frederick J. Horecky

WILLIAM H. HAGEN  
P.O. BOX 6754  
TAMUNING, GUAM 96931

October 22, 2013

The Committee on Public Safety, Infrastructure & Maritime Transportation

Attn: **Senator Tom Ada**

Re: **Dr. Jeffrey C. Johnson**

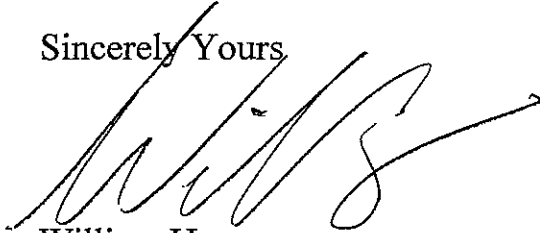
Dear Mr. Chairman and members of the committee:

I have known Dr. Johnson for a number of years in a number of different capacities and have always been impressed with his depth of knowledge and attention to detail. Also, his integrity, in my mind is beyond reproach.

While conducting meetings of the Guam Public Utilities Commission it is not unusual to find that Jeff has done extensive research on the topic under discussion and is often the most informed individual in the room on that topic.

Please keep Dr. Johnson as the chairman of the Guam Public Utilities Commission.

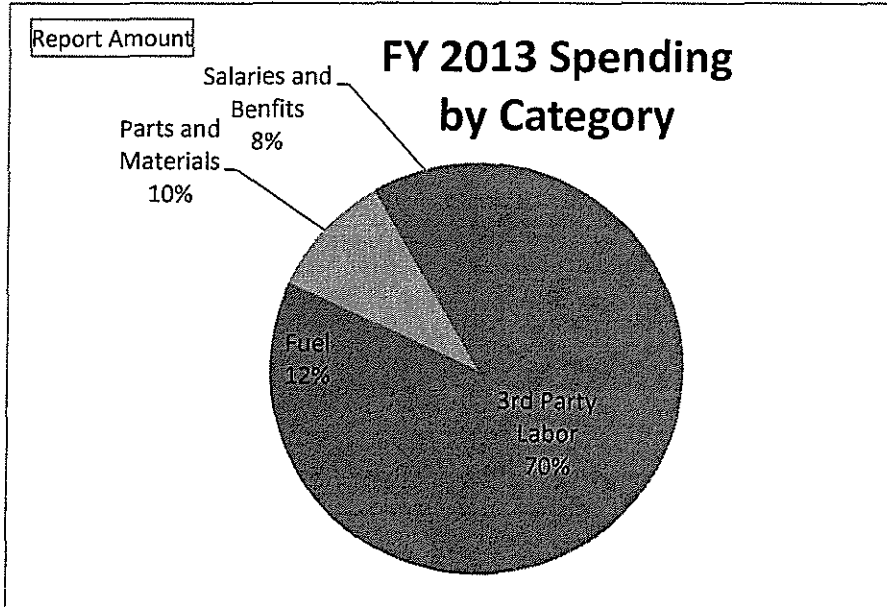
Sincerely Yours,



William Hagen

- Document Provided by Vice Spkr Cruz  
during Public Hearing

Type of Cost	Report Amount
3rd Party Labor	\$1,486,374.80
Fuel	\$253,299.31
Parts and Materials	\$204,178.22
Salaries and Benefits	\$177,997.09
<b>Grand Total</b>	<b>\$2,121,849.42</b>



Invoice included in FOIA		
Response	Invoices	Invoice Amounts
No	2	\$90,000.00
Yes	187	\$2,031,849.42
<b>Grand Total</b>	<b>189</b>	<b>\$2,121,849.42</b>

Category and Vendor	Cost
Marine Technical Services	\$327,943.12
JM Sandblasting	\$283,750.00
IPE	\$277,790.21
Pacific Welding	\$233,114.74
Matson	\$194,561.50
Specialized Tech, Speedway Machine Shop, Pacific Welding, Eastwest Rental,	\$136,982.19
Shaw, Specialized Tech Services, Pacific Welding, Triple B, East West Rentals	\$128,031.24
Specialized Tech	\$92,244.61
No Invoice	\$90,000.00

Specialized Tech, Shaw, Pacific Welding	\$85,920.28
Hawthorne, Napa, Fastenal	\$39,330.04
CPS, MJM, Napa, Blue Bay Petrol, Cargotec, Beck, Treasurer of Guam, CMP	\$34,579.49
ABB, Hawthorne, Triple B, Island Equipment	\$21,239.67
Hawthorne, Speedway, Island Equipment, Fastenal,	\$19,941.22
Beck, Pacific Power,	\$19,283.02
East West, Island Certs, Shaw	\$18,032.31
Eastwest Rental, Hawthorne, Pacific Welding	\$15,371.98
Pacific Power, CWR, Beck, Fastenal	\$14,652.77
East West Rental, Pacific Welding, Hawthorne	\$14,355.68
Beck, Pacific Power, Cargotec, Napa, Unitek,	\$13,989.54
Hawthorne, Unitech	\$13,349.12
Hawthorne, Blue Bay, CWR Hawaii	\$11,014.43
East West Rental	\$8,932.07
Unitek, Napa, Tsang, Blue Bay, Saftey 1st, Hawthorne,	\$8,245.27
EastWest Rental, Matson	\$6,514.40
Eastwest Rental	\$4,633.22
Fastenal, Unitech, IPE, Hydra	\$2,312.21
Jejobele	\$2,013.80
Hawthorne	\$1,935.88
Hawthorne, PAG, Eastwest Rentals	\$1,306.00
Triple B	\$479.41
<b>Grand Total</b>	<b>\$2,121,849.42</b>

Vendor (All)

Category and Vendor	Cost
<b>12/31/2012</b>	<b>\$108,911.18</b>
3rd Party Labor	\$94,258.41
Parts and Materials	\$14,652.77
<b>2/12/2013</b>	<b>\$192,841.49</b>
3rd Party Labor	\$136,982.19
Fuel	\$41,869.76
Parts and Materials	\$13,989.54



<b>2/28/2013</b>	<b>\$127,722.17</b>
3rd Party Labor	\$105,191.48
Parts and Materials	\$2,312.21
Salaries and Benefits	\$20,218.48
<b>3/1/2013</b>	<b>\$21,636.51</b>
Salaries and Benefits	\$21,636.51
<b>4/8/2013</b>	<b>\$185,338.32</b>
3rd Party Labor	\$141,475.27
Fuel	\$43,863.05
<b>4/30/2013</b>	<b>\$301,358.15</b>
3rd Party Labor	\$268,726.01
Parts and Materials	\$32,632.14
<b>5/6/2013</b>	<b>\$64,842.35</b>
3rd Party Labor	\$9,795.00
Fuel	\$17,736.32
Parts and Materials	\$11,014.43
Salaries and Benefits	\$26,296.60
<b>5/30/2013</b>	<b>\$39,330.04</b>
Parts and Materials	\$39,330.04
<b>5/31/2013</b>	<b>\$45,442.40</b>
Salaries and Benefits	\$45,442.40
<b>7/1/2013</b>	<b>\$162,610.73</b>
3rd Party Labor	\$128,031.24
Parts and Materials	\$34,579.49
<b>7/31/2013</b>	<b>\$398,188.66</b>
3rd Party Labor	\$296,805.20
Fuel	\$78,358.38
Parts and Materials	\$23,025.08
<b>8/28/2013</b>	<b>\$59,230.00</b>
3rd Party Labor	\$59,230.00
<b>8/31/2013</b>	<b>\$12,701.30</b>
Parts and Materials	\$12,701.30
<b>9/4/2013</b>	<b>\$42,566.75</b>
Salaries and Benefits	\$42,566.75
<b>9/19/2013</b>	<b>\$19,941.22</b>
Parts and Materials	\$19,941.22
<b>9/30/2013</b>	<b>\$339,188.15</b>
3rd Party Labor	\$245,880.00
Fuel	\$71,471.80
Salaries and Benefits	\$21,836.35
<b>Grand Total</b>	<b>\$2,121,849.42</b>



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan 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

October 15, 2013

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*

Senator  
Dennis G. Rodriguez, Jr.  
Member

**Subject: Referral of Appointment**

Vice-Speaker  
Benjamin J.F. Cruz  
Member

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

**Appointee: Dr. Jeffrey Johnson**  
**Position: Commissioner, Public Utilities Commission**

Legislative Secretary  
Tina Rose Muña Barnes  
Member

For a copy of Dr. Johnson'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:

**"Doc. 32GL-13-867: Governor's message transmitting the appointment of Dr. Jeffrey Johnson, to serve as a Commissioner, Public Utilities Commission."**

Senator  
Frank Blas Aguon, Jr.  
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 Liheslaturan Guåhan*.

Senator  
Michael F.Q. San Nicolas  
Member

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

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

*Si Yu'os ma'åse'!*

Senator  
Aline Yamashita  
Member

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

Date Received	M&C No.	Appointee	Position	Agency	Appt. Date	Term Length	Expiration Date of Action	Expiration Date of Term	Committee Referred	Date Referred	PH Date	CR Filed	Confirmed	Notes
10/14/13	32GL-13-867	Dr. Jeffrey Johnson	Commissioner	Public Utilities Commission	10/14/13	6 Years			Committee on Public Safety, Infrastructure and Maritime Transportation	10/15/13				



Senator Tom Ada

## 1st Notice - Public Hearing: October 22, 2013

William Brennan <will@senatorada.org>

Tue, Oct 15, 2013 at 8:58 AM

To: phnotice@guamlegislature.org, Media <media@senatorada.org>

Cc: Cyrus Luhr <cyrus@senatorada.org>, Cody Freeman <cody@senatorada.org>, William Brennan <will@senatorada.org>

October 15, 2013

### MEMORANDUM

To:

All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

Subject: **1<sup>st</sup> Notice - Public Hearing: October 22, 2013**

Please be advised that the Committee on Public Safety, Infrastructure, and Maritime Transportation is holding a public hearing on

**Tuesday, October 22, 2013.** This meeting will take place in the Public Hearing Room of / *Liheslatura*.

The agenda is as follows:

#### 9:00 am

**Bill 61-32 (COR): T.C.Ada**

An act to add a new §6101.7 to Chapter 67, Title 21, Guam Code Annotated, relative to adopting the Guam Tropical Energy Code (GTEC).

**Bill 140-31 (COR): T.A.Morrison**

An act to amend Section 2(c) of Public Law 25-55 relative to 911 surcharges.

#### 1:00 pm

The **Executive Appointment of Dr. Jeffrey C. Johnson** to serve as a **Commissioner** to the **Guam Public Utilities Commission**.

The **Executive Appointment of Mr. Francisco G.Santos** to serve as a **Member** to the **Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors**.

Testimonies on any of the bills or appointments 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,


or via facsimile to (671) 473-3303 until **Wednesday, October 23, 2013 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

--

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

 **PH-1st Notice-Oct 22, 2013.pdf**  
518K



## Senator Thomas C. Ada

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

October 15, 2013

### MEMORANDUM

To: All Senators, Media, and Stakeholders  
Fr: Senator Thomas C. Ada  
Subject: **1<sup>st</sup> Notice - Public Hearing: October 22, 2013**

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Testimonies on any of the bills or appointments 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 **Wednesday, October 23, 2013 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



Senator Tom Ada

## 2nd Notice: Public Hearing - Tuesday October 22, 2013

William Brennan <will@senatorada.org>

Fri, Oct 18, 2013 at 7:57 AM

To: phnotice@guamlegislature.org, Media <media@senatorada.org>

Cc: Cyrus Luhr <cyrus@senatorada.org>, William Brennan <will@senatorada.org>

Bcc: dledy@guamchamber.com.gu, ccastro@guamchamber.com.gu, acorn@docomopacific.com, seanm@mvcguam.com, jennifer.badar@choicephonellc.com, carlos.camacho@ite.net, nmendiola@gta.net, john@pdsuam.com, jeffcharjohnson@hotmail.com, lpalomo@guampuc.com, horecky@ite.net, dfbrooks@guamopa.org, admin@guamopa.org, john.wusstig@gfd.guam.gov, edward.artero@gfd.guam.gov, philip.camacho@gdf.guam.gov, anita.arile@doa.guam.gov, Sheena Black <sheena.black@guam.gov>, info@ghra.org, dannysn@guamairport.net, rsablan@msa-guam.com, markf@bankpacific.com, kin.cook@bankofguam.com, ron.cannoles@boh.com, erlinda.alegre@boh.com, imafnas@fhb.com, esegura@fhb.com, donnalynn.camacho@anz.com, joleen.manglona@anz.com, johnm@bankpacific.com, edna.jasa@citi.com, mtuncap@communityfirstfcu.com, jatalig@coast360fcu.com, "Daniel J. Tydingco" <djtydingco@gta.net>, Christine Baleto <cbaleto@marketwholesale.com>, Shelly Gibson <sgibson@ite.net>, Mike Benito <MBenito@paylessmarkets.com>, "Margret N. Duenas" <mnduenas@portguam.com>, jbrown@portguam.com, Byron Valera <bvalera@msa-guam.com>, bvalencia@matson.com, gdauid@ambyth.guam.net, amiller@ambyth.guam.net, daniel.young@iss-shipping.com, ed\_cruz@mariana-express-guam.com, ken\_constantino@mariana-express-guam.com, plblas@seabridgeguam.com, fjsantos@seabridgeguam.com, greyes@nortonlilly.com, jlcruez@dimguam.net, Chuck Ada <chuck.ada@guamairport.net>, Eva Pangilinan <epangilinan@guamchamber.com.gu>

Hafa Adai,

I hope this message finds you safe and well during the inclement weather. In order to meet the requirements of the Open Government Law, please see the second notice for a public hearing to be held Tuesday (October 22, 2013) below:

October 18, 2013

### MEMORANDUM

To:

All Senators, Media, and Stakeholders

Fr: Senator Thomas C. Ada

Subject: **2nd Notice - Public Hearing: October 22, 2013**

Please be advised that the Committee on Public Safety, Infrastructure, and Maritime Transportation is holding a public hearing on **Tuesday, October 22, 2013**. This meeting will take place in the Public Hearing Room of *I Liheslatura*. The agenda is as follows:

**9:00 am****Bill 61-32 (COR): T.C.Ada**

An act to add a new §6101.7 to Chapter 67, Title 21, Guam Code Annotated, relative to adopting the Guam Tropical Energy Code (GTEC).

**Bill 140-32 (COR): T.A.Morrison**

An act to amend Section 2(c) of Public Law 25-55 relative to 911 surcharges.

**1:00 pm**

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Thomas C. Ada

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

 **PH-2nd Notice-Oct 22, 2013.pdf**  
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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

October 18, 2013

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*Si Yu'os Ma'ase.*

Thomas C. Ada

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<a href="#">breakfastshowk57@gmail.com</a>	<a href="#">breakfastshowk57@gmail.com</a>	Member
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## Council nixes closure expansion near test site

By Mar-Vic Cagurangan  
marvic@mvguam.com  
Variety News Staff

THE Western Pacific Fishery Management Council has reiterated the concerns raised by fishermen in the Northern Mariana Islands, who are opposed to the Navy's plan to expand the closure around the Farallon de Medinilla testing range.

CNMI fishermen have expressed concern that the Navy's plan would cut their livelihood as the area planned to be closed is a prime bottom-fishing spot.

During the four-day meeting in Honolulu which concluded Friday, the fishery council noted that the military's plans for the expansion of activities around the islands of Tinian and Pagan may hurt fishing in those areas as well.

Farallon de Medinilla, which forms part of the Marianas

Land-Based Operational Range Complex, is an uninhabited island that is approximately 1.7 miles long and 0.3 miles wide (approximately 206 acres). The island is part of the CNMI and is leased for use by the U.S. government.

The island is located approximately 50 miles north-northeast of Saipan and approximately 150 miles north of Guam. FDM's operational training activities generally consist of aerial bombardment, naval surface fire support, and raiding craft fire.

During the meeting, the fisheries council decided to conduct a review of the current CNMI bottom-fish fishery and its existing management regime and develop an options paper for council consideration that would remove the large vessel area closure for bottom-fish in the southern portion of the archipelago.

## Man dead, woman shot in Yigo

By Gina Tabonares-Relly  
gina@mvguam.com  
Variety News Staff

A MAN has died and a woman is now on life support at the hospital following an alleged domestic violence incident in Yigo on Saturday night.

The man, in his 60s, was found lifeless at a residence on Chalan Emsley, Yigo when officers from the Dededo Precinct responded to a reported shooting at around 8:06 p.m.

According to Officer A.J. Balajadia, Guam Police Department spokesperson, the woman was immediately rushed to Guam Memorial Hospital and was still in critical condition as

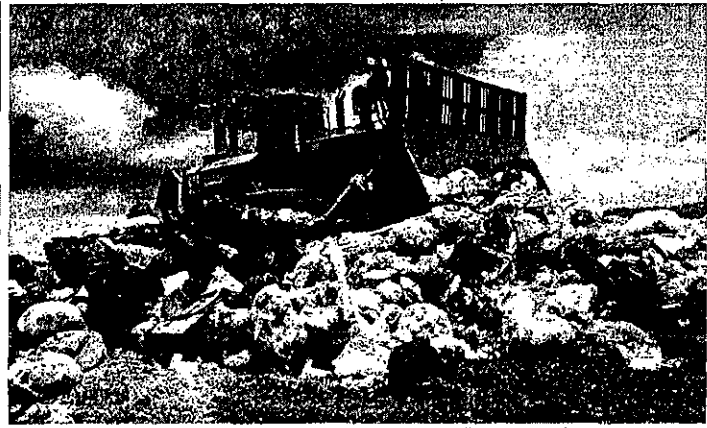
of press time.

Both identities were withheld pending the notification of their relatives. They were both initially identified as Yapese. According to GPD, the woman is about 25 years old.

Initial findings by criminal investigation officers indicated the man died from a self-inflicted gunshot wound.

Balajadia said the scheduled autopsy this afternoon is expected to reveal more information on the cause of the man's death.

Little information can be made available to the public while police officers are still conducting a death investigation.



A court order has denied Adelup's motion to halt the procurement process of all solid waste projects. Variety file photo

## Adelup files new appeal on solid waste

By Gina Tabonares-Relly  
gina@mvguam.com  
Variety News Staff

THE legal counsel of the Office of the Governor, has filed another appeal before the Ninth Circuit Court, asking the court to clarify the role of the Attorney General in the solid waste case.

Attorney Sandra Miller, the legal counsel of the Office of the Governor, is bringing the issue to the Court of Appeals while District Court Judge Frances Tydingco-Gatewood is still reviewing a July 1 court order denying Adelup's motion to halt the procurement process of all consent decree projects.

On Sept. 26, Adelup also filed an appeal before the Ninth Circuit regarding the May 16 order of the chief judge denying the substitution of the Office of the Attorney General with a private law firm and appealing the district court's denial of their motion for reconsideration dated Aug. 13.

Since April 26, the Office of

the Governor has been attempting to remove the OAG as its counsel, raising several issues which include conflict of representation and differences in litigation strategy with respect to the payment of Layon land with Section 30 bond funds.

The court had denied the substitution of the OAG and only allowed the Cabot Mantanona LLP law firm to represent GovGuam on the issues raised in the former landowners' motion to intervene.

### Motion for clarification

During her decision on the motion for clarification, Tydingco-Gatewood reaffirmed the OAG's role, explaining that although the OAG has cooperated and assisted the federal receiver with a variety of issues, the government of Guam remains the actual client.

The Office of the Governor repeatedly stated their loss of confidence in the OAG's legal representation, accusing the government attorneys of taking sides against GovGuam in favor

of the U.S. government and the federal receiver.

### Pending motion

In a separate filing, attorney Miller asked the court to decide on the motion to stay and for further relief which she filed on Sept. 13.

According to Miller, the first motion to stay is still pending and the decision of the court could avert the need for a stay pending before the Ninth Circuit.

Miller raised concerns over the lack of GovGuam representation by the counsel of its choice since the Cabot Mantanona law firm had no further role in the solid waste case with the court's denial of the former landowners' motion to intervene.

"Even if the chief legal counsel of the governor or Cabot Mantanona LLP were asked by the court to appear at the Oct. 25 hearing, their appearance would be on behalf of the Office of the Governor not the government and would be clearly inadequate given their uncertain status and role," Miller said.

On Friday, at 9:30 a.m., the court will hear a motion to unseal and a motion regarding the request for order directing the federal receiver to participate in a mediation process before the presentation by Gershman, Brickner & Bratton Inc. of its quarterly report.

Like a previous order, the court wants the attendance of Gov. Eddie Calvo (or Lt. Gov. Ray Tenorio), Speaker Judith Won Pat (or Vice Speaker Benjamin Cruz), Guam Environmental Protection Agency Administrator Eric Palacios, and all members of the Guam Solid Waste Authority board.

The court is also encouraging members of the 32nd Guam Legislature to attend the status conference.



### Senator Tom Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation  
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### Public Hearing Notice

Tuesday, October 22, 2013

Public Hearing Room, Guam Legislature

#### 9:00 am

- Bill 61-32 (COR): T.C. Ada - An act relative to adopting the Guam Tropical Energy Code (GTEC).
- Bill 140-32 (COR): T.A. Morrison - An act to amend P.L. 25-56 relative to 911 surcharges.

#### 1:00 pm

- The Executive Appointment of Dr. Jeffrey C. Johnson to the Guam Public Utilities Commission.
- The Executive Appointment of Mr. Francisco G. Santos to the Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors.

Written and oral testimony on the agenda items will be accepted at the hearing. Please contact the Office of Senator Tom Ada at 473-3301 for other methods of delivery. Copies of agenda items may be found on the official Guam Legislature website ([www.guamlegislature.com](http://www.guamlegislature.com)).

Individuals requiring special accommodations, auxiliary aids, or services should submit their request to the Office of Senator Tom Ada, at 473-3301.

Paid for with public funds by the Committee.

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Marianas Variety-Guam Edition (ISSN 1942-1111) is published daily, except Saturdays and Sundays. Annual subscription rates are \$150 on-island, \$375 off-island, and \$1,095 foreign. Published by Youngs Art Studio, Inc., Ixara Industrial Complex, 215 Rotas Street Suite 204, Tamuning, Guam 96913. POSTMASTER: Send address changes to Marianas Variety-Guam, P.O. Box 6338, Tamuning, Guam 96931.

# Velasquez defends UFC title

## Dos Santos loses in 5th round via stoppage

HOUSTON (AP) — Cain Velasquez stopped Junior Dos Santos in the fifth round Saturday night at UFC 166 to retain the heavyweight title.

Dos Santos came out firing to start the final round, but Velasquez (13-1) worked him down to the mat only to have Dos Santos (16-3) get back up against the Octagon walls.

The two traded lefts before Velasquez landed a left and took Dos Santos down head-first to the mat, causing referee Herb Dean to stop the bout at 3:09.

"It was a pretty tough fight," Velasquez said. "It was very difficult. It was a tough night. I give him a lot of credit, he is a tough fighter. We were ready for everything. We trained hard in camp and prepared for everything. I tried to get him down this time. I was trying to throw crisper punches this time. I love the competition."

The fight was third between the two. Dos Santos beat Velasquez in 1:04 in the first meeting in 2011, and Velasquez won the second by unanimous decision in 2012.

"I'm definitely satisfied," Velasquez said. "I just hope there are no more excuses on his part. That's it. We don't look for the finish. We just put more pressure on and when it happens, it happens."

In the co-main event, Daniel Cormier (13-0) unanimously outpointed Roy Nelson (20-9) in a heavyweight bout, with all three judges scoring it 30-27.

Velasquez took Dos Santos down twice in a row midway through the third round with several rights and pounced on him on the ground, but Dos Santos was able to make it to his feet.



**Elbow to the face:** UFC heavyweight champion Cain Velasquez and former heavyweight champion Junior Dos Santos fight for the UFC World Heavyweight title in Houston Oct. 19. Velasquez kept his title, beating Dos Santos with a TKO in the fifth round. The Associated Press

In the post-fight press conference Dana White said he thought the fight should have been stopped in the third round.

"I've been around this sport and boxing for a long time and seen men who are too tough for their own good," White said. "I think Junior Dos Santos is one of them in the last Cain fight and this Cain fight. I think that fight should have been stopped. I don't think he should have taken more punishment."

Velasquez remained on the

attack, landing several rights with Dos Santos up against the wall, opening up cuts on Dos Santos' left ear and mouth.

Velasquez continued the attack to begin the fourth round, landing several combinations in the first 40 seconds of the fourth round, and he continued the assault up against the Octagon wall. Dos Santos was able to break free and land a left.

However, Velasquez landed more combinations, including a left that opened up a cut above Dos Santos' right

eye that stopped the fight for a moment before it was determined he could continue. Following the restart, Velasquez continued to land combinations, with Dos Santos getting in a left once.

"He beat me up. What can I say?" Dos Santos said in the ring after the fight. "He's a great fighter. I just want to give a good fight to the fans."

Dos Santos was not in the post-fight press conference.

Velasquez landed several lefts to start the second round and a kick to the head as well,

cutting Dos Santos on the bridge of his nose. Velasquez had Dos Santos locked up against the walls of the Octagon several times in the second round, but Dos Santos landed a right at the end of the second round.

Velasquez took Dos Santos to the mat midway through the first round, but was unable to land any hard shots, and Dos Santos got to his feet. The two went after it from the start, with Velasquez landing a couple lefts, and Dos Santos hitting an uppercut to go along with two lefts.

The crowd was firmly in Velasquez's corner throughout the fight, yelling "Si, se puede" numerous times for the Mexican.

In the co-main event, Cormier took Nelson down in each of the three rounds, including less than a minute into the bout, but he could not keep Nelson down. Cormier controlled the bout, landing more strikes than Nelson, but Cormier was not able to land combinations.

Gilbert Melendez (22-3) earned his first UFC win, defeating Diego Sanchez (26-6) by unanimous decision — 29-28, 29-28 and 30-27 — in a lightweight bout. Melendez opened up a cut over Sanchez's left eye with a right hook with two minutes left in the first round.

The referee stopped the fight midway through the second and third rounds when the cut reopened but in both instances, the fight was continued. Sanchez came back with an uppercut and a flurry in the third round as the sell-out crowd chanted "Diego! Diego!"

## Soccer: Sidekick SC forces draw

Continued from page 26

Michael "Jake" Benito. Desmond Lai scored for the Strykers.

The Wolverines edged the Southern Cobras 4-3 behind two goals from Chris Mallada. Jestin Escobar and Jordan Rosario also scored for the Wolverines. Donovan Reyes, Napu Topasna and Joseph Quan scored for the Cobras.

In an all-Wings FC matchup, the Wings Red and Wings Black battled to a 3-3 draw. Isiah Lagutang struck twice and Wings Red teammate Brian Tsujii also scored. Shashikant Kotwal scored twice for the Wings Black and teammate Sean Evans scored the team's other goal.

In the U14 division, Clayton Mitchell and Vincent Cruz each scored twice in the Strykers' shut out win over the Islanders Asut. Anthony Moon and Jacob Herring also scored for the Strykers.

The Islanders Betde salvaged a 3-3 draw with last season's runner-up Community First Dededo Soccer Club. Todd Pangelinan scored twice for the Islanders Betde and Caylani Estoy also scored. Michael De Leon scored twice for Dededo and teammate Peter Garland also scored.

A brace by Giancarlo Abril helped the Sidekicks force a 2-2 draw with Quality Distributors. Alan Thomas and An Truong scored for Quality.

The Wings continued its winning ways with a 6-0 win over the Wolverines.

In the U12A division, the Wings defeated the Islanders Asut 5-1. Mark Iseke and Niclas Vavra each scored twice and Kyle Halchale also scored for the Wings. E.J. Reyes scored the Islanders Asut's lone goal.

A late goal from Luke Kim helped the Tigers salvage a 3-3 draw with Community First Dededo Soccer Club. Yu Chan and Matthew Park also scored for the Tigers. Dededo's Jericho Snaer scored on a long-distance strike from near the center line and teammates Deanna Blas and Tyler Hilliard also scored for Dededo.

In other U12A matches, the Islanders Betde blanked Quality 3-0 and the Sidekicks edged the Wolverines 2-1.

Youth league matches continue Saturday.

Information was provided by Jill Espiritu, media and marketing office for the Guam Football Association.



### Senator Tom Ada

Chairman - Committee on Public Safety, Infrastructure & Maritime Transportation

*I Mina'trentai Dos Na Libeslaturan Guahan*

#### Public Hearing Notice

Tuesday, October 22, 2013, Guam Legislature

##### 9:00am

- **Bill 61-32 (COR): T.C. Ada**  
An act relative to adopting the Guam Tropical Energy Code (GTEC).
- **Bill 140-32 (COR): T.A. Morrison**  
An act to amend P.L. 25-55 relative to 911 Surcharges.

##### 1:00pm

- The Executive Appointment of **Dr. Jeffrey C. Johnson** to the Guam Public Utilities Commission.
- The Executive Appointment of **Mr. Francisco G. Santos** to the Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors.

Written and oral testimony on the agenda items will be accepted at the hearing. Please contact the Office of Senator Tom Ada at 473-3301 for other methods of delivery. Copies of agenda items may be found on the official Guam Legislature Website ([www.guamlegislature.com](http://www.guamlegislature.com)).

Individuals requiring special accommodations, auxiliary aids, or services should submit their request to the Office of Senator Tom Ada, at 473-3301.

Paid for with public funds by the Committee



## 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**

**Tuesday, October 22, 2013**

**Public Hearing Room, *I Liheslaturan Guåhan***

The agenda is as follows:

#### **9:00 am**

##### **Bill 61-32 (COR): T.C. Ada**

An act to add a new §6101.7 to Chapter 67, Title 21, Guam Code Annotated, relative to adopting the Guam Tropical Energy Code (GTEC).

##### **Bill 140-32 (COR): T.A. Morrison**

An act to amend Section 2(c) of Public Law 25-55 relative to 911 Surcharges

#### **1:00 pm**

The **Executive Appointment** of **Dr. Jeffrey C. Johnson** to serve as a **Commissioner** to the **Guam Public Utilities Commission**.

The **Executive Appointment** of **Mr. Francisco G. Santos** to serve as a **Member** to the **Jose D. Leon Guerrero Commercial Port Authority of Guam's Board of Directors**.

Testimonies on any of the bills or appointments 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 **Wednesday October 23, 2013, 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.



## COMMITTEE ON RULES

*I Mina'trentai Dos na Liheslaturan 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

October 15, 2013

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*

Senator  
Dennis G. Rodriguez, Jr.  
Member

**Subject:** **Referral of Appointment**

Vice-Speaker  
Benjamin J.F. Cruz  
Member

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

Legislative Secretary  
Tina Rose Muña Barnes  
Member

**Appointee:** **Dr. Jeffrey Johnson**  
**Position:** **Commissioner, Public Utilities Commission**

For a copy of Dr. Johnson'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-13-867: Governor's message transmitting the appointment of Dr. Jeffrey Johnson, 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 Liheslaturan Guåhan*.

Senator  
V. Anthony Ada  
Member  
MINORITY LEADER

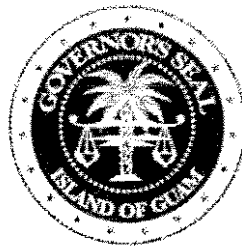
Should you have any questions, please feel free to contact our office at 472-7679.

Senator  
Aline Yamashita  
Member

*Si Yu'os ma'åse'!*



EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

**OCT 14 2013**

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

32-13-867  
Date: 10-14-13  
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:	Dr. Jeffrey Johnson
POSITION:	Commissioner, Public Utilities Commission
TERM LENGTH:	Six (6) years
TERM SERVED:	November 1, 2011 to October 31, 2017
DISCIPLINE:	Business

2013 OCT 14 PM 3:02 [Signature]

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

*Senseramente,*

[Signature]  
EDDIE BAZA CALVO

867

EDDIE BAZA CALVO  
Governor



RAY TENORIO  
Lieutenant Governor

*Office of the Governor of Guam*

OCT 14 2013

Dr. Jeffrey Johnson  
P.O. Box 24746  
Barrigada, Guam 96921

RE: Board re-appointment

Dear Dr. Johnson:

Thank you for your commitment to serve the people of Guam. The Calvo Tenorio administration is facing 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 re-appoint you to serve in the Calvo Tenorio administration for the remainder of the unexpired term indicated below as:

**Commissioner, Public Utilities Commission**  
**Term: Six (6) years**  
**Term Served: November 1, 2011 to October 31, 2017**  
**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,*

A handwritten signature in black ink, appearing to read "Eddie Baza Calvo".

EDDIE BAZA CALVO

*Legal*



OFFICE OF THE GOVERNOR  
GUAM

### Boards & Commissions Nomination Information

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

#### NOMINEE INFORMATION

Last Name Johnson First Jeffrey M.I. C Date 10/8/2013

Address [REDACTED] Apartment/Unit #

City [REDACTED] State GU ZIP 96921

Phone 671 - [REDACTED] E-mail Address [REDACTED]

Position to which Appointment is Made 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 Duluth East City/State Duluth, MN

From 1971 To 1975 Did you graduate? YES  NO  Degree

College University of MN, Duluth City/State Duluth, MN

From 1975 To 1979 Did you graduate? YES  NO  Degree B.S. - Biology  
minor - chemistry, science

**EDUCATION**

Graduate School *University of Minnesota School of Dentistry* City/State *Minneapolis, MN*  
From *1979* To *1983* Did you graduate? YES  NO  Degree *D.O.S.*  
Other Degree *Illinois Masonic Medical Center General Practice Residency* City/State *Chicago, IL*  
From *1983* To *1984* Did you graduate? YES  NO  Degree *GPR certificate*

**EMPLOYMENT HISTORY**

(1) Present Employer *self (Isa Dental)* Position *dentist*  
Address [redacted] Dates Held *3/96 - present*  
(2) Previous Employer *Ordat Dental Clinic* Position *dentist*  
Address [redacted] Dates Held *1989 - 1996*  
(3) Previous Employer [redacted] Position  
Address Dates Held  
(4) Previous Employer Position  
Address Dates Held  
(5) Previous Employer Position  
Address Dates Held

**PRIOR GOVERNMENT OF GUAM SERVICE**

Agency *Dept. of Public Health & Social Services* Phone [redacted]  
Address [redacted] *Guam*  
Job Title *dentist* From *1984* To *1989*

**PRIOR GOVERNMENT OF GUAM SERVICE**

Agency \_\_\_\_\_ Phone \_\_\_\_\_  
Address \_\_\_\_\_  
Job Title \_\_\_\_\_ From: \_\_\_\_\_ To \_\_\_\_\_

**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
For my dental license renewal I attend between 75-150 hrs. of continuing education in each 2 year relicensing period.	1984 - present
PLC-related - San Diego (1 week NARUC ratemaking school)	2007
Austin, Texas (Jan 20-22, 2009) Wind Energy meeting	2009
Honolulu, Hawaii Telecom meeting (Jan, 2013)	2013

**AWARDS**

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

Eagle Scout 1973  
Certificate of Appreciation for serving on Guam Dental Board 2003  
Magna cum laude - University of Minnesota  
cum laude - U. of MN., School of Dentistry

**PROFESSIONAL INVOLVEMENT**

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

Vice President of U of MN Dental School Class 1981-1983  
Vice President of Guam Dental Society 1985-1987  
President of Pacific Dental Partners 2002-3  
American Dental Association, American Hospital Dental Association,  
American Academy of Cosmetic Dentistry, American Academy of Dental  
Sleep Medicine, Chairman, Guam PUC 2007-present

**COMMUNITY / CIVIC INVOLVEMENT**

List organizations, activities, participated in, offices held

Red Cross CPR / First Aid Instructor  
den leader for sons Cub Scout Pack  
coach Babe Ruth baseball  
chairman, Guam PUC 2007-present

**PUBLICATIONS AND PRESENTATIONS**

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

Table Clinic, Chicago Dental Midwinter Meeting, 2007

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

Branch

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: Dr. Jeffrey C. Johnson

- 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
Isa Dental	partner (50%)
[Redacted]	to Dr. Rayner Terkaje

Signature [Handwritten Signature]

Date 10/9/13

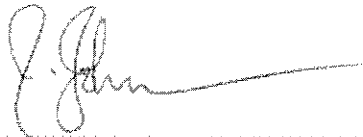


**AFFIDAVIT / DECLARATION UNDER PENALTY OF PERJURY**

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.

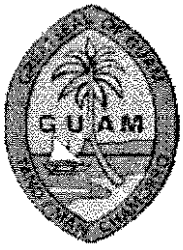
I declare under penalty of perjury under the laws of Guam (4 G.C.A. Section 4308) that the foregoing is true and correct.

Signature

A handwritten signature in black ink, appearing to be "J. John", written over a horizontal dotted line.

Date

10/9/13



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



October 09, 2013

**SUBJECT: CRIMINAL HISTORY RECORD**

<b>NAME:</b>	Jeffrey C JOHNSON		
<b>DATE OF BIRTH:</b>	██████████	<b>FINGERPRINT #:</b>	██████████
○	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*

**By Direction: angela**

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

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



# 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: **JEFFREY C JOHNSON**

SS#: ID# **GUAM DL#** [REDACTED] Date of Birth: [REDACTED]

## 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.

Criminal Record: Page **1** of **1**

### 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.

Civil Record: Page **1** of **1**

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: **10/09/2013**

**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