



I Mina'Trentai Tres na Liheslaturan Guåhan
33rd Guam Legislature
Speaker Judith T. Won Pat Ed.D.
Acting Chairperson, Public Education

November 30, 2016

The Honorable Rory J. Respicio
Chairperson, Committee on Rules
I Mina'trentai Tres Na Liheslaturan Guahan
155 Hesler Place
Hagatna, Guam 96910

RE: Committee Report on the Appointment of Mr. Ronald L. McNinch

Dear Senator Respicio:

The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives hereby reports out the nomination of Mr. Ronald L. McNinch to serve as the Business Representative, Guam Education Board for the unexpired term of Director Ryan Torres of February 19, 2018 from the date of confirmation by the Legislature as defined by §1301, Article 3, Chapter 1 of Title 5 Guam Code Annotated.

The Committee votes are as follows:

- 11 TO CONFIRM
- TO NOT CONFIRM
- 1 TO REPORT OUT ONLY
- TO ABSTAIN
- TO PLACE IN INACTIVE FILE

Si Yu'os Ma'ásé!

Speaker Judith T. Won Pat Ed.D.
Acting Chairperson

2016 NOV 30 PM 4:06

COMMITTEE REPORT ON THE
APPOINTMENT OF
MR. RONALD L. MCNINCH
TO SERVE AS THE BUSINESS
REPRESENTATIVE TO THE GUAM
BOARD OF EDUCATION



I Mina'Trentai Tres na Liheslaturan Guahan

33rd Guam Legislature

Speaker Judith T. Won Pat Ed.D.

Acting Chairperson, Public Education

November 30, 2016

TO: All Members

Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives

FROM: Speaker Judith T. Won Pat, Ed.D.

Acting Chairperson

Subject: Committee Report on the Appointment of Mr. Ronald L. McNinch

The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives hereby reports out the nomination of Mr. Ronald L. McNinch to serve as the Business Representative, Guam Education Board for the unexpired term of Director Ryan Torres of February 19, 2018 from the date of confirmation by the Legislature as defined by §1301, Article 3, Chapter 1 of Title 5 Guam Code Annotated.

This report includes the following:

1. Committee Voting Sheet
2. Committee Report Narrative
3. Copy of Appointment Letter to the Speaker
4. Copy of Appointment Packet & Supporting Documents
5. Public Hearing Sign-in Sheet
6. Copy of COR referral of the Appointment
7. Notices of Public Hearing
8. Copy of the Public Hearing Agenda

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

Si Yu'os Ma'ásé!

Speaker Judith T. Won Pat, Ed.D.


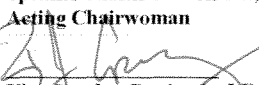


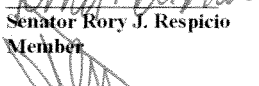
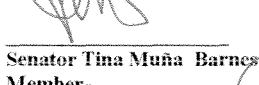

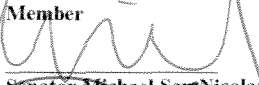
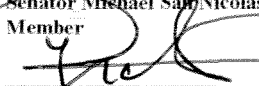

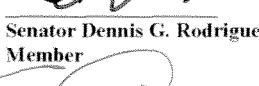

Acting Chairperson

IMINA' TRENTAI TRES NA LIHESLATURAN GUAHAN

Committee Voting Sheet
Committee on Early Learning, Juvenile Justice, Public Education, and First Generation Initiatives

Appointee: Mr. Ronald L. McNinch
 Position: Business Representative
 Guam Education Board

Committee Members

	To confirm	Not To Confirm	Report Out Only	Abstain	Inactive File
 Speaker Judith T. Won Pat, Ed.D. Acting Chairwoman	✓				
 Vice Speaker Benjamin J.F. Cruz Member					
 Senator Rory J. Respicio Member	✓				
 Senator Tina Muña Barnes Member	✓				
 Senator Thomas C. Ada Member			✓		
 Senator Michael San Nicolas Member					
 Senator Frank Blas Aguon, Jr. Member	✓ 11/30/14				
 Senator Dennis G. Rodriguez, Jr. Member	✓ 11/30				
 Senator V. Anthony Ada Member					
 Senator Brant McCreadie Member	✓				
 Senator Thomas A. Morrison Member					
 Senator Mary Camacho Torres Member	✓				



COMMITTEE REPORT

I. OVERVIEW

The Committee on Early Learning, Juvenile Justice, Public Education, and First Generation Initiatives convened a Public Hearing on November 28, 2016 at 6:00 pm in the *I Liheslatura*'s public hearing room. Among the items on the agenda was the consideration of the appointment of Mr. Ronald L. McNinch to serve as the Parent Representative, Guam Education Board whose appointment history is as follows:

1. Appointed by Governor Edward B. Calvo on November 16, 2016 to serve the unexpired term of Director Ryan Torres from February 20, 2016 to February 19, 2018.
2. Appointment packet forwarded to *I Liheslatura* on October November 17, 2016;
3. Appointment packet forwarded to this Committee for the public hearing on October November 17, 2016.

Public Notice Requirements

Notices were disseminated via e-mail to all senators and all main media broadcasting outlets on November 18, 2016 (5-day Notice), and again on November 25, 2016 (48-Hour Notice).

(a) Committee Members and Senators Present

Speaker Judith Won Pat, Vice Chair
Vice Speaker Benjamin Cruz
Senator Thomas Ada
Senator Tony Ada

(b) Appearing before the Committee

Mr. Ronald L. McNinch, Appointee
Mr. Ansito Walter Ph.D.
Mr. Julian Laxamana
Mr. Raffaele Sgambelluri, Jr.
Mr. Bruce-Long Nguyen
Mr. Leonel Legado
Mr. Joshua Diaz
Mr. Adam Suharto



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Ms. Kimberly Dela Cruz

Ms. Karen Tydingco

Mr. Joseph Tenorio

Mr. Ron Aguon

(c) Written Testimonies Submitted

Mr. Ansito Walter, Ph.D.

Ms. Marianne Tincher

Mr. Ronald L. McNinch

Mr. Ronald B. Aguon

Mr. John J. Rivera

II. SUMMARY OF TESTIMONY & DISCUSSION

Judith Won Pat: I'd like to thank everyone for being here this evening for this confirmation hearing. This meeting is called to order. The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives is now called to order. The Chairperson has recused herself, so I will be presiding over this hearing. Today's date is Monday, November 28, 2016 and the time is 2 minutes after 6. I'd like to thank Vice Speaker and Senator Tony Ada for joining me this evening. The Confirmation hearing is for the appointment of Mr. McNinch to the Guam Education Board as the Business Representative. Notices for this hearing were disseminated via email to all senators and main media outlets on November 18th for the 5-day notice and November 25 for the 48-hour notice as required by law. We have only one item on the agenda, and what I'd like for you to do is if you come up to testify please state your name, then state your position, then you may proceed. If you have written testimony, please provide a copy of your statement so that it may be used for the committee report. I also would like to welcome senator Tom Ada for joining us as well.

Ancito Walter: My name is Ancito Walter I am an associate professor at the University of Guam and I am for the confirmation of Mr. McNinch to the education board. I have known Dr. McNinch for ten years. He is a friend that I trust. He is ethical, a logical thinker, and thinks before making decisions. He thinks of what is the right thing to do. He agrees and disagrees, it helps him win. He commits to the task. He is not a quitter. He tries to find solutions and will be a positive contributing member of the Education Board. Thank you for the opportunity to speak with you today, it was an honor.

Speaker Won pat: Thank you Dr. Walter, Julian?



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Laxamana: Good evening, Speaker. My name is Julian Laxamana. I am a student and police officer. I know Dr. McNinch as a professor at UoG. He is a man of integrity, that's why I come up in front of you all asking for your support for his nomination. I do not prefer anything in writing, but I humbly ask for your support once again. Thank you.

Speaker Won Pat: You're welcome. Raphael?

Sgambelluri, Jr.: Hafa Adai, I am Raphael Sgambelluri Jr. I come to you as a student of the University of Guam. I am currently the President of the Public Administration and Legal Studies club. Dr. McNinch is our advisor so I have personally worked with him in all that we do as a club. It's of my personal experience that Dr. McNinch is a good leader. He provides us with everything necessary so we as students may accomplish our tasks. He takes it upon himself to help the student who asks him for help. I believe Dr. McNinch is a good candidate for this education board. Thank you.

Speaker Won Pat: You're welcome. Bruce-Long?

Nguyen: Hi I'm Bruce Long Nguyen and I nominate Dr. McNinch for the Education Board. I would say he is honest and a very intelligent person. He is the right person for this. Thank you.

Speaker Won Pat: Thank you. Do any senators have questions for this group of people who provided testimony? If not, may I have the next group of people to provide testimony please come up?

Legado: Hafa Adai my name is Leonel Legado. My position in Dr. McNinch for the Business Representative for the Guam Education board is in full support. I am also his teaching assistant; I got to work with him in a closer level. He cares about his students, and there is not one professor that I cannot recommend the most than Dr. McNinch. Thank you so much.

Speaker Won Pat: You're welcome, Joshua?

Diaz: Hafa Adai Senators, I am Joshua Diaz and I am in full support of Dr. McNinch's appointment. I have only been on the island for about a year, but Dr. McNinch has been always there to help me with my classes. He gets things done and gets it done where both sides are satisfied. I feel like he knows what he is doing.

Speaker Won Pat: Thank you, Adam?

Suharto: Hello I am Adam Suharto and I am also for Dr. McNinch's position on the board. He is my advisor in my major, Public Administration. I can see he has a lot of passion for students and what he does as a professor.



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little bit that if it was simply may be a thousand dollars a month rather than the five hundred a month. Getting elected to this board is almost as hard as getting your name on the ballot for Governor and this is for school board is for subordinate level board. I think if the primary is used and you have twenty candidates and you narrow it down to the double the number of the open positions that might be a better method. It's really hard to get your name on the ballot. Also it would be nice if we are going to use this group election process just like with judges you don't have to vote yes for a person you could vote no for the person. If we have six candidates and six positions it would be nice to say no, no we don't want this person and then you add the yeses and no's together and if they have more no's they don't return. I know that's the Soviet system and I haven't thought and talked about this is a long time that how it use to work when there were limited candidates in the old Soviet Union. I think there needs to be less educators on this board and more housewives and mothers. I think that having more parents particularly of younger children, we don't have any minorities on this board, we don't have any people on this board and that's unfortunate. My good friend and college Governor Walter was nominated, he was declared not eligible because he is a FAS citizen not a US citizen. I think maybe we could change that a little bit. Why not have a FAS, a respective member of the FAS community on this board? I think this board should have term limits, I think once your four years is done thank you very much wait another term and come back onboard. And then it might even, it depends on what options are taken, it might only need seven members not nine. The general rule of thumb is the

smaller the organization is for a board the stand of control, when you have nine the stand of control is easily fractured into factions that don't work well but with seven for a board I'm not talking about a legislative body or anything like this I'm talking about a board seven might be a better number for this type of activity. This is the most important board on Guam. Your absolutely right it has the highest budget, it has the highest responsibilities, it has the most pressure, there are thirty thousand kids and probably thirty thousand parents and sixty thousand grandparents that are upset at any given moment at this board and so that's a lot of pressure on a board and certainly my hat is off to people who are certainly willing to serve under this conditions I'm not critical of this board you know in terms of failure every board you know things don't work on every board it's how do we dust ourselves off and get things back on track

and start working on things in a deliberate way. So those are my seven general suggestions I do think about these things a lot and it's a part of just actually some of the stuff I do when I consult with companies and businesses. These are just my general views and by the way I just wrote these down I didn't prepare for them. I thought that was the question you were gonna ask.

Speaker Won Pat: I'd like to say you are consistent from the time you gave your testimony on this bill when it was on the thirtieth Guam Legislature and we are in the thirty-third well that's good to hear. You have presented yourself as a vigorous advocate for the application of Title nine procedures and processes at the University of Guam and do you or will you continue to advocate for the same for GDOE?



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been on many boards not just the ones I've mentioned but I've been on many panels and boards. Sometimes it's good for, particularly on, on nonprofit boards or organizational boards for leadership to rotate or for people to rotate on and off these boards and it's healthy to do that and even with my students organizations at the university I say the same thing it's good for them to rotate you know their leadership positions and learn to do new things. The problem I think is and here's the key danger, is if people fall into routines they also fall into group thing and that is they do the same thing the same way every time, it stifle innovation, it reinforces sometimes the view that what they're doing is the optimal way of doing it when it may be the least efficient or an unhealthy way of doing things and so sometimes having new people on board are important but an answer to your question I think serving the community is what my charge or mandate was from the governor was to serve the community to the best of my ability and it is also I hope and I believe it would be the same mandate from this body it would be to serve the community and its best interest in this position.

Speaker Won Pat: Can you can you tell me if you support this hybrid board? Do you still support it or not. Cause I know in your testimony at the time you didn't support an elected, for

elected school board? But now we have a hybrid so and you see it actually at least from the outside looking in,

McNinch: Sure.

Speaker Won Pat: How do you still support then this hybrid board?

McNinch: Well I don't want be super technical or anything else

Speaker Won Pat: No, I don't want you to be either.

McNinch: I do have a few general suggestions possibly that might be considered for the future for this type of things.

Speaker Won Pat: That's exactly what I want to hear

McNinch: Okay. I think this board should be staggered half should be elected and may be whether its four years you know, so half is elected you know two years then the other half is elected the other two years stagger it a little bit. I think this board should have more pay at maximum they get six thousand dollars a year the other boards ten or twelve thousand dollars a year. There's really modest competition for the other boards. There no competition for this board. I think that giving a better stipend would help a little bit it might stirrup competition a



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Speaker Won Pat: Thank you, and Kimberly?

Dela Cruz: Good evening I am Kimberly Dela Cruz and I am from the island of Saipan. I have known Dr. Mc Ninch for four years now. I am for Dr. McNinch to be part of the Guam Educational Board. I believe that he will be a great effective leader and I believe that he is a great

person deep inside. He is a great role model. He is not only a role model to me, but a role model to his daughter. I am a mother of three wonderful children, and because of him I would say that

they are going to go to college at the University of Guam because of Dr. McNinch. I believe he will be a great leader in the Guam Education Board, Thank you.

Speaker Won Pat: Thank you very much. That completes the number of individuals who wanted to testify. Is there anyone out there still interested? We do have a sign in sheet that you can sign in and I can call you. Ma'am, would you like to testify? You can state your name, and tell us if you are for or against the confirmation and sign in after.

Tydingco: Hafa Adai I am Karen Tydingco. I am an employee at the Social Security Administration. I am in total support of Professor McNinch to the Guam Education Board. I say that because he is very honest and he knows the ADA laws. He is a strong advocate for people in need and students in need. Thank you.

Speaker Won Pat: Thank you

Tenorio: Hafa adai and good evening. My name is Joseph Tenorio and I am in full support of Professor McNinch's position on the Guam Education Board. He is also my advisor as a Criminal Justice major at the University of Guam. He has done nothing but to help me get where I am today. Thank you.

Speaker Won Pat: Anybody else who is sitting out there would like to testify? You still have an opportunity to testify. If you don't, please feel free to submitting written testimony if you like. You can email it to Senator Underwood's office or drop it off here at 155 Hesler Street at the mailroom. We should be able to get that to provide the information on the Committee Report. So, at this moment then there is no one else to provide testimony. I'd like to call on Dr. McNinch to please come forward.

McNinch: Thank you Madam Speaker. Hafa Adai Senators, My name is McNinch. I've been appointed by Governor Calvo to serve on the Education Board. This is my confirmation hearing and I certainly appreciate the support from the Legislature in this confirmation process and I am very pleased to be here tonight. This appointment is for about one year. So I have a list of points

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Speaker Won Pat: I wanted to make sure because in the legislature we've actually provided a certain number of years but then of course since the governor is the appointing authority then he can make that determination. So I just want to make sure that that is clear for the record and so that it will be reported out accordingly.

McNinch: Also I believe very clearly stated in the law that if you're running now an existing appointment it's only for that term. In fact 3102.7B paragraph B.

Speaker Won Pat: Yes we have that. And in reviewing of course your packet you are correct in terms of providing the information as needed regarding your military service. I know you have provided an affidavit for that and for your military service. Also you provided a statement of your financial interest which is your research and training Consulting license and being the sole proprietor of that and your license also is included.

I'm glad that you brought it up in your testimonies and that was one of the very first questions I was going to ask but Frank did an excellent job and he brought that up with you and you brought it up yourself.

McNinch: Madam speaker may I note very quickly I greatly appreciate the professional support and interaction from Mr. Frank Torres in this effort and he really helped me to know some of the things that I needed to know when I came in here and his professionalism and deliberate assistance was greatly appreciated.

Speaker Won Pat: Thank you for that comment. In your packet of course is that, just to let you know, we received a letter of support as well from Ms. Marianne Tincher here and aside from all the other testimonies from all of the others that were here this evening so that is one question down.

The other question that I have for you and this is the same questions I asked all appointees so you're not being singled out. I just wanted to let you know that. Thank you by the way for a thorough description of not just your academic background but other information as well for the listening audience out there I had asked the Vice Speaker at first if you wanted to talk specifically about this board which is the hybrid board but I think you were here anyway long enough to understand. What year did you arrive on Guam?

McNinch: 1996

Speaker Won Pat: Ok it was about that time really when the whole discussion started about an elected School Board that was by the district and it was thrown out by the courts so we started as



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But you will be the conduit for the board but then at the same time we wanted to make sure that at the same time the individuals just can't be anybody that one; you want somebody from business or financial background because 35% of all our monies, more than 45% of our total monies collected into the government goes into the Department of Education and that's why we need somebody with a budget or Finance background. This second individual has to be an educator, a retired educator or a school administrator and then the third, will be a parent who has a child in the public school system that's basically where we are at.

I bring that up primarily to lead into my question to ask you since you are an appointee of the governor and you serve at the governor's pleasure in spite of what the other board members may say but all appointees serve at the pleasure of the governor whether they choose to step down or not is of course another question for us to judge but what do you see then really as your role in the Department of Education board as an appointee of the governor?

McNinch: Sure. Well that's a very good question thank you Madam speaker. As I said in the

very beginning I'm a one year time out appointee and I think that in general governor has appointed me but I am here to serve the community. When the governor spoke to me and had a brief conversation with me about this appointment he basically asked if I can do 3 things.

The three things were very deliberate and simple. He asked me to be as transparent as possible. Holding this meeting tonight at 6 o'clock is as transparent as we can get and I am very pleased that you and your staff have done that and that's an example holding transparent processes are

very important at following the law, following the rules and even more so knowing the law and knowing the rules which also means that when we don't understand things we have to be able to go back and check it for that.

Understanding rules and following rules and then applying best practice is really hopefully what every board member and every non-profit government and not-for-profit board does and make sure you follow the rules and you make sure you follow the laws and follow the rule of law.

The third thing that the governor asked me to do is serve the community and serve the parents and children of Guam in this position and look out for their best interest and that was his three main points expressed to me and I wrote them down and they were all well taken and I think that this will be my approach which will be compliant and transparent. It's going to be compliant with rules and laws, it's going to be compliant with best practice and then how can we best serve the community.

The advantage I have is I am probably going to be in this position for just one year so I can have a very objective and deliberate view of a lot of these things. I think part of the problem and I've



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with the governor being the sole authority of the board of education then that switch to an appointed board by appointed members by the governor. But then the legislature passed legislation to have an election of board members by district and then later on that was thrown out and then through Congressman Underwood, at that time, the organic Act was amended, the change from the governor to now government opening the door for the legislature again to introduce legislation to allow for more control or representation of the community.

So at that time we were left without a board for a while but the whole problem has been that we have seen that's why you see the changes in the different types of boards that have just listed to you and I would like to just read a little bit on the committee report,

The findings for public law 30 - 83 when we got the clearance to create a Guam election policy board which means all elected individuals there has been constant lack of accountability with the education of our students and the management of public funds for education this board then was to give all Guam residents a direction in educational leadership and leading to control over the accountability of education. The policy board has been operating as this, and is very important because at one time they've been operating as a fourth branch of government and creating its own

rules regarding its effects on the entire government and yet when it finds itself in a position of hardship they run to the legislature and governor to basically save the department.

Having seen that has to change because we couldn't say they were independent as a 4th branch when all of their funding 100% of their funding comes from the local government and of course their portion coming from the federal government. So then we knew that if there had to be a strong organization structure that should be in place there's also, I would like to quote former speaker Tony Unpingco that he never supported the school board and always felt that the buck stops with the governor primarily because of funding and he figures that if he has appointed boards by the governor then the governor would take heed in terms of providing funding to department.

The hybrid was however created primarily to have control by the community because their children are in the school system and their taxes are paid to run the school system but then taking of course Speaker Unpingco's statement that the buck stops with the governor therefore than the thought would be that if the governor is able to put individuals of his choice of individual to sit on the board. Then those are the members that can always go to the governor to say to the governor we're going to need this money we need to have these monies released to the department.



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that I have on my prepared remarks. I want to thank Governor Calvo for appointing me and I want to thank Speaker Won Pat for expediting this confirmation hearing. It was scheduled within a week. I also appreciate that the fact the hearing was held at 6 pm. It makes it very convenient for parents and school children to watch. This hearing is held after your session as well, so I know this is a long day for all of you, and I greatly appreciate you all taking the time to be a part of this. I'd also like to thank the students and other supporters who showed up, and Governor Walter, Karen Tydingco and Kim Dela Cruz and their daughters.

Other than certain coordination items. I have avoided talking to the Legislature and Adelup for this appointment for obvious reasons. I know that's the normal protocol, but I just avoided it to avoid potential conflicts. I did speak to Mr. Torres from Speaker Won Pat's office. He gave

some very good input on what to give the Committee in terms of information. I also spoke to the Governor's chief of staff to get my military records straightened out. I was having trouble with that initially. Under the Law, I am required to give a DD-214 to show my military service. Because I retired a long time ago and my records have been archived, it's taking awhile to get my documentation. However, I did provide a committee a basic discharge document showing my military service. I was discharged as an Army Reserve Captain in 1997. I was enlisted in the National Guard as well. My record will reflect that I was a peace-time reserve for the most part.

I am being appointed under the business line for the board, and the board of course has 9 members and supplemental members. Of the voting members is a business member. I have been appointed by Governor Calvo to represent this business line. Typically people do not view me as a business person and I think I need to explain that a little bit under this particular line. Basically the law says that one person who is employed in an upper level managerial position or private business, I believe I meet that qualification along a number a lines. I have a sole-proprietorship business since 1997, for at least fifteen of the last twenty years. I have provided my business license to reflect that. That license has been current for quite a number of years. As a sole-proprietor, you are the most senior person in your business.

I'd like to humbly ask for your vote for this position I greatly appreciate the opportunity and courtesy to be able to speak here tonight I'm very pleased and to be frank I am surprised that my students have showed up it was kind of like a surprise party a little bit and I certainly appreciate that Madam speaker thank you very much for this opportunity and Senator thank you.

Speaker Won Pat: Thank you very much. We received your packet and I am glad that my staff, Mr. Torres, was able to sit with you to vetted your application so that it's accurate and complete. I know that you had stated earlier in your testimony that it is for 1 year.

McNinch: until February 2017.

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McNinch: Sure. I don't mean to sound facetious but I'm Irish and that's... and if you hang out with Irish people a lot you'll find out that it's a cultural thing to have a lot of opinions and talk a lot and views that others might not like and you know it's funny because a few months ago my wife came up to me and goes, she goes you know Ron you posted something on face book and our daughter hates it and she's mad at you and I told my wife to tell my daughter to stand in line there's a lot of other people mad at me and she's just gonna have to wait. Because at any given moment people get mad at me and you can't kind of have opinions that people don't get mad at but one interesting thing about having opinions that people get mad at is actually it makes people mad enough to think of responses and that you see knowledge doesn't come from everybody agreeing. Knowledge comes from everybody hating each other and arguing with each other and having tension. A wise man and a fool know more than the wise alone, that's an old saying that's very true. The thing is it's very important that people debate and think about things and think about them genuinely. And you know I hate to say it, I hate politics I really do I hate politics and I have a PHD in politics. What does that say about me? It says that you know I have my own struggles with opinions and but also and this gets my wife mad at me all the time too is, she goes, can't you just shut up sometimes you get people mad at you? Because I say things that sometimes people get mad at. And even you know last night she told me not to have opinions, certain opinions that I have and listen to her and I follow everything she tells me to do. So.

Senator Tom Ada: So if? So I'm not sure if you're saying that your being a member of the board is in anyway going to diminish that independent, you know opinions which that you normally give which I think is good it's healthy but again just being a member of the board there's some organizational loyalty that will inevitably will, you know, will develop your there at the behest of the Governor. You keep saying your just gonna be a one year director and then that's it as if your anticipating that you're really gonna drop some bomb shells in there and that

your gonna be sent on your way. If that's your way of saying that no your independence is gonna be no less than it is right now outside of that board room then say it.

McNinch: Sure. I think that I've been on plenty of boards and if people talk to me before I'm on the board, during the board and after the board regardless of which boards I'm on I'm pretty much the same person and I've been on boards, I've been on the election board here, I was just as opinionated on the election board which was really an emotional board as I was anywhere else. And I've always had strong opinions but there's a key thing and it's really, really important point a person can have an opinion but not have any basis for their opinion or not check what they need to check for their opinion and that's a big part of the formulation for me. Is, you know I read stuff that's important and appropriate I try to know it, I prepare for it, I think about it so then I make an informed decision, I have an informed opinion and we do our best with that, it might not be perfect, but it's one of the key mistakes a lot of people make on important boards. They need to make sure that they read all of the right stuff when they do their formulation for



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statue. There's a sexual discrimination statue that's almost identical. So the Guam law parallels the federal law.

Speaker Won Pat: and when you're confirmed the Governor will swear you in to uphold the Constitution of the United States, the Organic Act of Guam, all laws applicable to Guam and the laws of Guam.

McNinch: As I'll gladly do so, if I have the providence to be confirmed.

Speaker Won Pat: Without discussing of course this whole case with the Superintendent. Are you going into the board without any preconceived decision without actually getting all the facts first and reviewing the report?

McNinch: Yes that's a great question also madam speaker. I think everybody has preconceptions. I have preconceptions. I've had opinions I've openly stated here's what I think there's a huge difference with between a bar fly expressing an opinion somewhere and a person serves on the board that has the trust and responsibility to the public to make a deliberative decisions. Night and Day. And so I think that in this case I probably know as much as all of you know and but I have to say, I do think that a lot of work needs to be taken to make corrections or make adjustments so things can be resolved. I think that anyone who'd be agreeing to be on this board and not know that up front would. That's not good for anyone this is going to be a lot of hard work ahead.

Speaker Won Pat: My colleges any questions I'm sorry. Go ahead.

Senator Tom Ada: Thank you very much. Thank you Dr. Mc Ninch, for accepting the nomination from the Governor. And I've got to say that I've enjoyed the opinions that you've given. You've certainly given a lot of opinions. I'm just, quite honest with you I'm a little concerned about if you were to serve on the board that you're going to lose some of that independence that you currently have right now to be able to be able to just say you know you're wrong and here's how I think we should correct it. Whereas, when you sit on the board. The, you know that your there appointed by the Governor and he's had his little conversation with you as to what his expectations were. I think there's that natural disposition to wanna, really? How would you put? What's the term to use? To? Lack of any other term to please the authority that

put you in there in the first place. So in that regard then I, I think it's gonna take away some of your independence. Can you maybe give me your thoughts on that?



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McNinch: Sure. That's a very good question ma'am. Know the law, follow the law, what does the law say? This is standard procedure say? What does the best practice say? So title nine's federal law the higher educational amendments is higher law, the FERPA is federal law. We have quite a number of laws not just title nine but at any given moment the GDOE board has to try and comply with and with much good faith as possible to comply with. Now I have to say and this an old rule in organizations. Every organization makes mistakes, every one of them every group of people especially when a lot of people are involved in decisions are gonna make mistakes. The question is, how do we learn, well first how do we recognize that we've made mistakes and secondly how do we learn from them and teach others to avoid them and that's a big part of the process. Title nine at its very core deals with sex discrimination. By sex discrimination, discrimination between males and females that's the basis of title nine. Everything else that people may be tried to put to title nine or the additional parts but its core is how do we provide young people male and female the same and equal opportunities to have a good learning environment where their gender is not a factor to achieving a good education and how can we do that and certainly that's a big part of title nine. I've long advocated for title nine. I've long advocated the Americans with Disabilities Act and I've long advocated all the other federal laws you can imagine. It makes actually a very good hands on learning environment when students learn how to advocate for laws it's an important part of especially one of the key things here and I'm not critical of people here when it's simply they don't know these things and I give people a mulligan or a kind of break when genuinely they don't know these things and then

when their educated they just go oh okay I didn't know and then they fix it. And I'm a bit. I'm aware of that's a factor and have to may be allow people to be in a safe enough environment to admit to themselves and to admit to others to hey I didn't know I made a mistake and what do I need to do to remedy it and that sometimes is important. The key question is not catching the mistakes it's not blaming people. What it is, is how do we fix things and move on and not have the same mistakes happen again and again. And that's really the hard part and how do we get people to buy into these new ways of doing things that don't alienate people or make people feel like their blamed or have to justify their previous actions. Every organization makes mistakes; everybody makes mistakes god knows I've made mistakes. I make mistakes all over the place. I've made mistakes here on some of the views taken in previous years. I was just telling one of my class that today. I made a mistake here and then I've complained about mistake I felt people

are making. I've been vocal. I'm not somebody who's shy. I'm willing to tell people here's what I think. Here's what I think is right or wrong. I'm not shy about doing that. On the other hand I've had people explain to me their views and I've changed my views. I think that's an important part of not only serving on a board it's an important life skill and so that would be my general response. Title nine is important. I'm an advocate of title nine everywhere. And you know there's another point that's really important, seventeen GCA in the section three in the area of that title has a section for sex discrimination law also for Guam it mirrors title nine if we read the

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their decision and whether it's the law or rules. It's very important when you have an opinion, especially when your opinions matter. There's a difference between having an opinion and saying you know we need to do something about this. There's a difference between that and making policies which involves government directions to take government actions or not decide to take government action.

I read the stuff that's important and appropriate I try to know it.. I prepare for it and think about so I can make an informed decision. It's important when you have an opinion. There's a difference between having an opinion and making policy to take government action to take action or not take action. That's more than opinion that take a lot of thought and deliberation. That you all know there is one other thing that's important, the school board is none people, it's actually like the legislative caucus... A lot of the things the behaviors you see... is small group behavior... I'll tell you, I think the education board as much as people can be critical of it... and I'm critical of it sometimes, they deserve a lot of credit for doing many many good things. But the thing is having opinions that are contrary... a person can disagree with me me and still get along with me or a person may disagree with me or not like the choices I've made and that's ok. I've made a lot of people mad, having opinions that they don't like... I know I've made people mad at me and on the other hand I've made people happy with me. I think my mandate is to serve the community, serve the students and work with the parents and that's certainly what I would endeavor to do. And what I mean by short timeframe on the board is that really to me I think that I know that there is a lot of work to be done in the space of one year and their might be somebody from the chamber of commerce or women's chamber who might say, I'd like to be on the board and I don't believe I am going to make a nest out of this board position if there are great people in the community who also want to do it. But I do think that we do need to have a full board and take steps to address the things we need to address when we can.

Sen. Tony Ada: Thank you Madam Chair. I like that Dr. McNinch when you talk about wanting to serve the community and people and that's what this is about. You know we don't all have the perfect answers and we all don't have the right questions, but when you go in there with an open mind and getting that knowledge from the back and forth with members or whatever that may be as long as the outcome is always for the good of the people and good of the island then we always accomplish something. I'd like to welcome your wife and daughter here and acting superintendent Sanchez. I wish that all the board members were here to support your nomination. You're right I think the board has a lot of work to do in the next year in front of you and I think that not only you being busy with the education board but also up at UOG; I hopefully with those two interacting with each other you don't have time for election polls. (Laughter) You can stop doing election polls. I'd like to thank you for answering the governor's call for stepping up to the board of education and I look forward to voting on your confirmation. You have my support and

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McNinch: Sure, well the thing that I wanted to mention you Mr. Vice Speaker and also to your colleagues and I want to say this to the community also. I have known and by the way I don't mean this to diminish anyone else. Few people in my lifetime who have cared so much about young people as yourself and I mean that totally sincerely.

Vice Speaker: And that's what I'm hoping that you're going to take that care and concern when you would text me at 11:30 at night and tell me this happened, that kid of passion and determination of filing 45-page briefs and complaints and points of authority to district court, not written by any attorney but yourself... is the same passion that you're going to take in this board

in the implementation of these laws without my specifically asking you about them. I've read all the stuff you sent me so I know that you know what the law is supposed to be and I'm hoping that despite the fact that the governor removed people for doing things that they thought was the correct thing to do... that you will if confirmed to this board, do the same thing, regardless of what the appointing authority feels about it, you will do what the law demands.

McNinch: Sure, I will, as I've said to the best of my ability, I'll make sure I know the law and follow the law and rules and regulations to every extent possible. That certainly is my goal and how I will look at it. But the other point that I think is important is if we don't speak up when there are bad things what does that say about us and if we're real leaders so we have a duty every relative of every child has that duty and it's certainly one that I take seriously and I believe our community takes seriously. but thank you Vice Speaker.

Vice Speaker: I'm satisfied Madame Speaker

Sen. Tom Ada: Just going back to this short timer perspective that you have. Obviously you probably have some things already in mind that you want to go in there and jump and hopefully get accomplished in that 12 month timeframe. I wanted to ask is addressing the issue of Simon Sanchez one of those?

McNinch: No sir, it's not.

Sen. Tom Ada: Can you expand on that?

McNinch: Sure, because the board has a professional staff to deal with things like that and when it comes to the board to deal with it or if we're asked as a board to deal with it, that would be my role. See the key thing is the board doesn't act individually it acts collectively and that's the key thing to the board.



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Sen. Tom Ada: I understand, the board can either sit there or wait until it's asked or it can be proactive and say let's put forth our recommendation to DPW as to how we as a board think they should proceed.

McNinch: So from that perspective, absolutely (indiscernible) you get it done. No Question. I guess what I am saying is as an individual I won't do that, I'll work with my other board members. That's an important thing to remember when we're on a board is that we have to have the full support of our colleagues if we really want to take affirmative and deliberative action.

Sen. Tom Ada: There's usually one in the group that will kind of...

McNinch: Oh yeah, I'll be that.

Sen. Tom Ada: Ok, that's fine.

McNinch: Yeah, I'm Irish. Yeah so.

Sen. Tom Ada: The thing is with the Superintendent right now of course that issue is being played out in court and that may take a while. In the meantime, we have someone who is the acting and we know that normally the dynamics is we don't want to anything that's really permanent because, I'm just acting. Is that something that would be an issue that you would look at closely so that there's some kind of permanence in there, I don't know how we're going to do it. I don't want to pre-judge that he's not going to come back... on the other hand this guys gotta move like I'm the permanent Superintendent.

McNinch: Sure, there's acting and then there's pretending and I think that's the key distinction. If someone's acting in the position, they have full power to do that: good, bad and ugly. That's the reality and I think that's what the law says when you read the law when the position is vacant that's what the fallback is that's what the law says when the position is vacant that's the expectation, because ultimately if you look at all the powers and duties of the board. Number one, A is superintendent and that's what we do. Regardless of who is superintendent, permanent, interim or acting or anything else? I am not going to put up with a pretending superintendent. I will you know definitely put my foot down on that if I'm on the board and make an issue of it. We have to have a leader, DOE has to have a leader, it's certainly not the board, the board's a group of people from the community representing policy consensus. Leadership happens with the superintendent, it happens with the principals of the schools and it happens with the

individual teachers themselves. And it's a deliberative process, and I know, I've got people mad at me. This is one of the many times people were mad at me. When JFK issue happened a few years ago, I got so mad at the school board, that I told them and I wrote a weekly column at the



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you have my vote and anyone who comes before this body that wants to serve on the board and serve the people of Guam always deserves that opportunity. Thank you Madame Chair.

McNinch: Thank you, Senator.

Vice Speaker: I think probably we should make one correction first. You said February 2017, it's February 2018.

McNinch: That's right, I'm sorry.

Vice Speaker: And the reason why it's only that is because you are filling the unexpired term of Mr. Torres' current term.

McNinch: That's correct sir, I apologize.

Vice Speaker: No, it's just Speaker was trying to make it clear and I just wanted to make sure we understood that. You and I have exchanged more emails that I have with any of my colleagues... on this issue of Title IX, the Clery Act and the protection of students. And I probably would have grilled you as much as I did Mark, about but I know from reading the hundreds of pages you filed with the District Court representing yourself in retaliation actions under Title IX and the initial actions that were taken that you understand clearly what Title IX does and can and should do. So I'm not going to grill you and have you state your positions on that though you're free to do so. I am... I am...

McNinch: I would like want to say one thing.

Vice Speaker: I just want to make sure that... the fact the Speaker asked you... would you continue to be that advocate that I've known and supported over the last 3 or 4 years on our joint crusade to protect students at the university then you have my full support and when you stated

that then I felt that I didn't need to get into the minutiae... my questioning of Mark was that he didn't read it when I thought he was going to read it.

McNinch: Sure

Vice Speaker: You may have over read it, but the thing is that at least I know that you that it exists and what the various provisions are and I'm just on good faith hoping that you are going to implement it as the law was written by the federal government.



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time for the Marianas Variety, why don't they form a rat patrol themselves and deal with this issue and ultimately the attorney general had to get involved because the board didn't do anything. Certainly I'm mindful when things fall apart the board has to make an affirmative step and do things and even I have said that publicly when boards fail to do that, but that's not a common occurrence for us. It does happen.

Sen. Tom Ada: Great, thank you.

Vice Speaker: Not dealing with the superintendent issue. But on another issue, I have two issues that I've appears before the Guam Education Board and asked them or assistance with and I'm going to mention them to you so you know. Over a year ago, I went to them because of the fights that were going on in the school and at that time they were going to have a policy adopted on dealing with the violence in schools steel toes that are being used to kick students around... and I'm still waiting. And that never came out. I know there was a recent board meeting where they were talking about it, but it's been 12 months, I mean an elephant could be gestated in this time. So that has to move. You and I worked together to make sure that the university of Guam had a reasonable fraternization policy, I know both of us are not happy with the graduate student provision but we were willing to take at least the preliminary decision to prohibit any fraternization between and undergraduate and any professor and any management and together we were able to get the board to do something about that last March. I had been speaking to the previous, well I guess the incumbent superintendent, in May when I was told he was too busy preparing for FestPac having the same petulance that you have, though I'm not Irish, I went to the board and said, I'm not happy that I've been waiting since March and I've been promised a non-fraternization policy, and I was assured at the May meeting of the board that it would be done before school started. And now the first semester is ending and there is still no prohibition of fraternization of faculty, staff and students. Im looking to your leadership and the same kind of insistence that you and i both had in pushing the university to move in very short order to get this thing done at GDOE before the anniversary of my letter to the superintended saying the university did it, GCC did it, where are you?

McNinch: When we kick them out from the school and send them to some other process. I remember not that long ago, a little over 10 years, I was sitting here and one of the senators wanted to raise the maximum age for public schools to 22 years old. And, they did it. Only two senators spoke up about it at that time, Senator Won Pat and Senator Brown. It was crazy to increase the number to 22. We have an adult high school at GCC, we have an GED program, we have alternatives. I'm just mentioning this to show one of the things I've thought about for a really long time. But the other thing is, parents send their kids to private schools not because of quality of education but because we send them to private schools because social concerns with school children is out of control and they want their children to be in a safer learning



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environment. So you're absolutely on point. It's not just the issue that you have as a senator, as a leader, it's an issue many parents have. And we have a bullying law; the 30th Guam legislature passed the bullying law and updated it to a cyber-bullying law later on. And, the thing is though we need something more and we need absolutely to do something about bullying. It's an important issue and it's an important issue for parents. You do a survey for parents and ask them what's more important; it's their kid's safety. They don't want these things happening to their kids, steel toe shoes stuff like that especially if their doing it for fighting deliberately. I'm very much on dealing with violence in our schools with young people who act that way. On the UOG policy and on the GDOE policy, I'll tell you. This is how I really feel, a young person is in an educational institution to learn and their learning environment is based upon their ability to trust the people their dealing with at all levels. Whether their staffers or teachers or administrators, they can trust them and they can have implicit trust. If I had it my way I'd come to you by March with a bill saying: a teacher, I don't care where they're at, if they have sexual relations with a school student regardless of age, prosecute them. To me, it's a violation of the public trust in a lot of ways. Not only of the student. There are public employees, who are supposed to be held of a higher standard. If I had it my way, I'd throw them in jail. I would borrow them from teaching. I would take by any number of means because by telling people they should do things don't seem to be working. I only think policies works sometimes, but I agree one hundred percent, if I had it my way these would be criminal activities. And, I'm a big advocate of the criminal justice process when people do criminal things. And, that's where I'd have to come to the legislature

and say please make this a criminal and I'd hopefully have the boards full approval on it. They should be criminals. And, I believe somebody was telling me there's a federal law also that might have applied to this very subject. I just need to research it more. This is just right off the top of my head, but one former FBI agent was telling me about it that a public school teacher of violating the trust of the public or doing these shenanigans in laughter. To me, a young person in a classroom should not be able to consent anything but to learn and that should be the reality. And, I feel very strongly about this and I think all of us in this room did. We can't have tolerance and that's part of the issue. And, that's part of the Irish thing; we get fed up with it.

Vice Speaker: Thank you and one of the issues that I had in one of the discussions with them was that they have this concern that there are young employees. And, I try to impress upon the superintendent at the time. I don't care if it's a 19-year-old student aid as long as his title of student aid, they shall not and they are prohibited from having any remorse relationships with students when they're in charge.

McNinch: I 100% agree. I think that any position of trust responsibility any one has and that includes any employee in our school system. These rules should apply to. I've always been very clear on that and I guess part of the problem is if had it my way and I hate to sound as if I'm crazy about this thing, but I would have every single school teacher check through the AFIS



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system to make they don't have any convictions there in the United States. That's how strict I am, but I don't know if I could get everyone to agree to it or get the support to make sure we've

done a sufficient background check on everyone. That came up on me when I was shot with the Mat record issue and it had a hit of criminal record for these teaching schools for many years. We have people who go off island to get education and come finally come here and are not able to check these things, but with the AFIS we can check nationally if people have criminal records. And, that's how strongly I feel about this. If a person has a position of trust, they're going to act as if their position is trust worthy by showing everyone their trust worthy and not doing inappropriate or untrustworthy things.

Vice Speaker: Thank you.

Won Pat: I'd like to also inform you that we did pass legislature already for teachers and schools administration is an ethic certification law and we took all of the laws basically that's in the books and put it in this particular document for educators.

McNinch.: 62 pages long. It's a great document. It has hyperlinks. In fact, I encourage everyone who's an educator to read it. If you're behind those hats off to you, it's certainly a great link.

Won Pat: Yes, it was passed last term

McNinch: Well it is the same one I'm thinking of. I read one 62-page copulation. I read all the rules and regulations for the schools related to these issues before I came into here today.

Won Pat: So I just like to mention that the board is a policy board, not an operations board. The other is to go back to your business license that you noted and I thank you for doing this for all new elected senators to go through an ethics training and all new appointee members. That means you're going to have to go through this yourself. That means you're going to have to find somebody to certify you've gone through the program. And, lastly I do appreciate some of the recommendations you've made in terms of the makeup or the composition of the board members. Unfortunately, it's when it's open to election it's anybody who can run so that means normally the first ones who want to run are educators. I appreciate the fact that yes we need to get those invested in our students and those who are parents, times have changed so we have more FSM students in our schools and there should be a representative for them as well, so you have within next term to be able to make recommendations within you as chairperson on the committee of education, so I hope then that you will reach out to the legislature to update, make better, of course any of the loss applicable added to the department of education. Mr. Santos, I'm sorry, do you want to testify? I wasn't too sure when you walked in. Oh, you just wanted to be present! Ok. Thank you very much. If there aren't any other comments from the body p here and



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there's no one else in the community... Oh Mr. Aguon please come on up. Just state your name and position, support or against, and you may proceed to speak.

Aguon: God evening Speaker, Won Pat and Vice Speaker, Cruz and members of the committee. I just emailed a comment just a few minute before I came so I wasn't able to make some copies

but I won't rehash Dr. McNinch's credentials. You already know him, you deal with him regularly but I do know that we came in at the same time at the University in 1996. I know that he knows the laws and he's very passionate about his opinions. He knows administration. He knows board dynamics. He knows the dynamics between board and management and he knows how to deal with the force fields that he has to work with to accomplish policy, implementing it, carrying it out. What I would like to comment on is his opinions. Ever since 1996 I've been listening to his opinions forever. But I'll tell you what, his opinions are sincere. Not once have I ever sensed something to castigate someone or put someone down. It's always based on what he believes because this is his research, knowledge, what have you. And, we sometimes disagree and sometimes I'll bring him to my side and one thing you need to know is when he came in and we came in at the same time, he was interested in the Chamorro culture. He'll say tell me how the things work in the Chamorro culture and the land and language with the social activities and things with that nature. I wanted to point that out that he had that keen interest in the local culture, but we spend a lot of time together at the Dean's circle and some thought it was a party house because we're by ourselves but basically it's a place of learning and we learned a lot by just sitting down with McNinch and talking about issues. An example would be the review report. We were sitting down one time having an opinion session and we were talking about the governor at that time having so much pressure to grant pardons and we were just having constructive discussion and so why don't we propose to put sort of cushion between the governor and the final decision and have a pardon review board. So we sat down and he proposed the creation of a pardon review board as a buffer to the governor or whoever it may be and in the future. But these are some of the productive sessions that we've had and we've had quite a few

and I just want to validate and tell that his opinions are constructive whether or not there wrong in the end. It's a sincere opinion. He's always more than willing to change his point of view. But, he's an excellent teacher and he knows a lot about the law. He's self-taught, he knows a lot about the administration, and he cares about the students. And seeing that throughout the years I've worked with him, he's advanced their education. The Truman scholars, that's a very prestigious scholarship program and he was able to prep students so that they can be selected for the Truman and I believe we've had 6 or 7 scholars. And, for the most part he was responsible for them, prepping them to be competitive in the national level. He helps students get internships, special internships in the criminal justice system for example. He's helped students get into law school and doctoral schools and what have you. So he has a deep fundamental concern about students and he has a love and dedication to education; the UOG or even the GDOE. So I think I've never



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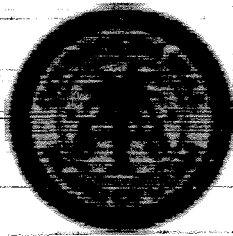
seen a more well-rounded person to sit on the board as a policy mentor and policy maker in the field of education. I whole heartedly support his nomination to the board. That's my testimony.

Won Pat: Thank you very much. Well since I don't see anyone else interested then to provide anymore additional testimonies, I want to thank all of you for coming out to show your support and for testifying. I'd just like to say then that it is 7:30 and testimonies can be submitted as I said earlier to the Guam Legislature 155 Hesler Place Hagatna. You can also email your

testimony to senatorunderwood@guamlegislature.org or you can fax it 969-0975. So it 7:29, this public hearing or confirmation hearing is adjourned.

III. FINDINGS AND RECOMMENDATION

The Committee on Early Learning, Juvenile Justice, Public Education, and First Generation Initiatives here by reports out the nomination of Mr. Ronald L. McNinch to serve as the Business Representative of the Guam education Board to serve at the pleasure of the Governor as defined by by §1301, Article 3, Chapter 1 of Title 5 Guam Code Annotated with the recommendation TO DO CONFIRM.



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

NOV 16 2016

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

153-16-2196
Office of the Speaker
Judith T. Won Pat, Ed.D.

Date: 11-16-16
Time: 1:30 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:

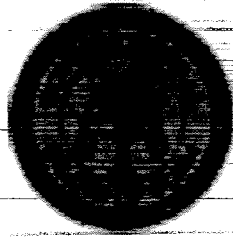
APPOINTEE:	Ronald L. McNinch
POSITION:	Member, Guam Education Board Upper Level Managerial Position in Private Business Representative
TERM LENGTH:	Three (3) years
TERM SERVED:	To serve the unexpired term of Director Ryan Torres from February 20, 2015 to February 19, 2018

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

Senseramente

RAY TENORIO
I Maga'láhen Guåhan, para pa'go
Acting Governor of Guam

2016 NOV 16 11:30 AM



EDDIE BAZA CALVO
Governor

RAY TENORIO
Lieutenant Governor

Office of the Governor Of Guam.

NOV 15 2016

Mr. Ronald L. McNinch
[REDACTED]

Dear Mr. McNinch:

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 Director Ryan Torres's unexpired term indicated below as:

Member, Guam Education Board
Upper Level Managerial Position in Private Business Representative
Length of term: Three (3) years
Term served: February 20, 2015 to February 19, 2018

This appointment is subject to the advice and consent of *I Liheslaturan Guåhan*. Please contact the Office of the Governor at 472-8931 should you have any questions.

Senseramente,

RAY TENORIO
I Maga'låhen Guåhan, para pa'go
Acting Governor of Guam





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 **McNinch** First **Ronald** M.I. **L** Date **1 Nov 2016**
 Address [REDACTED] Apartment/Unit #
 City [REDACTED] State **GU** ZIP [REDACTED]
 Phone [REDACTED] E-mail Address [REDACTED]
 Position to which Appointment is Made **GDOE Board**

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 **CCHS** City/State **Athens, GA**
 From **1978** To **1982** Did you graduate? YES NO Degree **HS**
 College **WGC** City/State **Carrollton, GA**
 From **1982** To **1988** Did you graduate? YES NO Degree **BSCJ**

EDUCATION

Graduate School **GA College** City/State **Milledgeville GA**

From **1991** To **1992** Did you graduate? YES NO Degree **MPA**

Other Degree **GSU** City/State **Atlanta GA**

From **1992** To **1996** Did you graduate? YES NO Degree **PhD**

EMPLOYMENT HISTORY

(1) Present Employer **UOG** Position **Chair, PALS, SBPA**

Address **Mangilao, Guam** Dates Held **1996-present**

(2) Previous Employer **GSU** Position **T/R Assistant**

Address **Atlanta, GA** Dates Held **1993-1996**

(3) Previous Employer **GA Military College** Position **Asst Commandant**

Address **Milledgeville GA** Dates Held **1991-1993**

(4) Previous Employer **China Military College** Position **Instructor**

Address **Fengshan, Taiwan** Dates Held **1988-1991**

(5) Previous Employer **Osaka Dendo-Bu** Position **Missionary**

Address **Osaka, Japan** Dates Held **1985-1987**

PRIOR GOVERNMENT OF GUAM SERVICE

Agency **GUAM POST COMMISSION** Phone

Address

Job Title **Director** From **2007 c.** To **2010**

PRIOR GOVERNMENT OF GUAM SERVICE

Agency *MLK Commission* Phone
Address
Job Title *Director* From *2015* To *present*

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
Numerous related to HR, ethics, emergency management, 1996-present
homeland security, law enforcement, fraud examination,
Title VII, Title IX, the Clery Act, FERPA, ERISA,
Cold Case Homicide, POST Related, FBI CA,
ACS Ambassadors, Rotary PETS, etc...

AWARDS

List all educational, professional, civic awards, and recognition for public service:
Distinguished Professor of Guam (LR 30-72); 3-5 other LRs
MAGPRO Higher Education Award (2x)
Rotary International (numerous awards)
UOG (numerous awards)

PROFESSIONAL INVOLVEMENT

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

NASPAA UG Committee
Chair, Guam Citizen's Corps
POST Director, Guam
MLK Commission Director, Guam
Guam Election Commission Member

COMMUNITY / CIVIC INVOLVEMENT

List organizations, activities, participated in, offices held

ACS Board, President
Rotary International, Board, President, Asst to Gov
Guam Boy Scouts Board (1996-1997)
Guam Organic Act Commission Member
Imagine Guam Commission

PUBLICATIONS AND PRESENTATIONS

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

Numerous ICBEITs
Guam Election Studies (2000-present)
Numerous

MILITARY SERVICE (PLEASE ATTACH FORM DD-214)

Branch Army (GaARNG/Reserves) From 1980 To 1997
Rank at Discharge Captain, IN Type of Discharge Hon

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: **Ronald L. McNinch**

- 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
Ron McNinch research and training	Sole Prop
	Sole Prop
	Sole Prop
	Sole Prop
	Sole Prop
	Sole Prop
	Sole Prop
	Sole Prop
	Sole Prop
	Sole Prop

Ronald McNinch
Signature

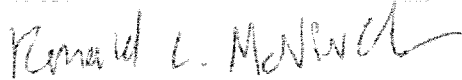
1 Nov 2016
Date

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



Date

1 Nov 2016



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: **RONALD LEWIS JR. MCNINCH**

SS#:

ID#



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 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: 11/03/2016

DANIELLE T. ROSETE
Clerk of Courts

BY:  **JESSE M. LEFEVER**
Deputy Clerk

Prepared By: JLO



The absence of an original Court Seal invalidates this document




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



November 3, 2016

SUBJECT: CRIMINAL HISTORY RECORD

NAME:	Ronald Lewis MCNINCH JR.		
DATE OF BIRTH:	██████████	FINGERPRINT #:	NONE
	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.



The absence of an original GUAM POLICE seal invalidates this police clearance.
REVISED 0506V16

By Direction: rmarceo



JOSEPH L. CRUZ
 Chief of Police

AFFIDAVIT OF MILITARY SERVICE

I, Ronald L. McNinch Jr, affirm the following related to my military service.

1. I enlisted in an Infantry Unit in the Georgia Army National Guard in 1980.
2. I was commissioned as a reserve officer in 1984. I continued to serve in the Georgia Army National Guard.
3. In 1985, I entered the Individual Ready Reserve and was given an Honorable Discharge in 1997. My final rank was Captain (O3).

Signed this 7th Day of November 2016,

Ronald L. McNinch Jr.



DEPARTMENT OF REVENUE AND TAXATION

GOVERNMENT OF GUAM

P.O. Box 23007

Barrigada, Guam 96921

www.guamtax.com

Sole proprietorship

EXPIRES: JUNE 30, 2017

BUSINESS LICENSE

SRL NO: 171953e

R

Service

ACCOUNT NO. 13-200401188-001

ISSUED TO: MCNINCH JR., RONALD LEWIS

DOING BUSINESS AS: MCNINCH JR., RONALD LEWIS

TYPE OF LICENSE: RESEARCH/EDUCATION CONSULTING

BUSINESS LOCATION: 3108 GREEN PARK CONDO

WASHINGTON DR. MANGILAD GUAM

MAILING ADDRESS: PO BOX 5224
MANGILAD GUAM

ZIP: 96913

TELEPHONE: HOME 734-5545

BUSINESS

FEE		
COPY PENALTY	3	00
TOTAL FEE	3	00

PAID

NOV 25 2016

TREASURER OF GUAM

#7

11/25/16

KEEP POSTED IN A CONSPICUOUS PLACE.
LICENSE MUST BE PRODUCED UPON
DEMAND TO ANY AUTHORIZED GOVT
OFFICIAL.

John F. Camacho

DIRECTOR OF REVENUE AND TAXATION

AFFIDAVIT OF MILITARY SERVICE

I, Ronald L. McNinch Jr, affirm the following related to my military service.

1. I enlisted in an Infantry Unit in the Georgia Army National Guard in 1980.
2. I was commissioned as a reserve officer in 1984. I continued to serve in the Georgia Army National Guard.
3. In 1985, I entered the Individual Ready Reserve and was given an Honorable Discharge in 1997. My final rank was Captain (O3).

Signed this 7th Day of November 2016, Ronald L. McNinch Jr.



Mina' trenta Tres Na Liheslaturan Guahan
33rd GUAM LEGISLATURE

Senator Nerissa Bretania Underwood, Ph.D.
Chairperson, Committee on Early Learning, Juvenile Justice, Public Education, and
First Generation Initiative

November 28, 2016

6:00pm

Ronald L. McNinch; Member, Guam Education Board Upper Level Managerial Position in Private Business Representative.
Confirmation Hearing

Sign In Sheet

Name	Address	Phone	Email	Written or Oral	Support of Appointee	
					Yes	No
Ansito WALTER	PO BOX 2626 Hagatna GU 96932	483-0824	ansito@guam.net	✓	✓	
Julian Laycamans	PO BOX 25286 Hagatna GU 96932	788-2699	Laz.kpd@guam.net	✓	✓	
Paffucke Sgambelluri JR	237 Camacho St Hagatna GU 96915	687 3600	psgambj@guam.net	✓	✓	
Bruce-Long V. Nguyen	498 Yseng Song road Dededo, Guam	788-1848	bruce@nguyen.com	✓	✓	
LEONEL LLEGADO	PO BOX 315221 TAMUNING GU 96931	482-9289	LEONEL@TRITON.VOG.EDU	✓	✓	
JOSHUA DIAZ	P.O. Box 3160 Hagatna GU 96932	(670) 483-9657	jsh-diaz4@gmail.com	✓	✓	
Adam Suharto	RA Box 6734 Tamuning Guam 96931	487-2527	adamst@suharto@gmail.com	written	✓	

155 Hesler Place, Hagatna, Guam 96910
Ph. 969-0973/4 Fax. 969-0975
Email: senatorunderwood@guamlegislature.org



Mina' trenta Tres Na Liheslaturan Guahan
33rd GUAM LEGISLATURE

Senator Nerissa Bretania Underwood, Ph.D.
Chairperson, Committee on Early Learning, Juvenile Justice, Public Education, and
First Generation Initiative

November 28, 2016

6:00pm

Ronald L. McNinch; Member, Guam Education Board Upper Level Managerial Position in Private Business Representative.
Confirmation Hearing

Sign In Sheet

Name	Address	Phone	Email	Written or Oral	Support of Appointee	
					Yes	No
KIMBERLY DEJA CRUZ		686-2243	kim-dlcruz@ yahoo.com	ORAL	✓	
Karen Tydingco	Box 537, Agaña	482-4336	koleka5@ yahoo	oral	✓	
JOSEPH TENORIO	PO BOX 21653 Hagatna	489-2422	joe.k.tenorio @gmail.com	Oral	✓	
Ron Aguon	P.O. Box 11941 Hagatna, GU	734/41646	prague1@guam.gov	ORAL	✓	

155 Hester Place, Hagatna, Guam 96910
Ph. 969-0973/4 Fax. 969-0975
Email: senatorunderwood@guamlegislature.org

November 29, 2016

Honorable Nerissa B. Underwood, Ph.D
Chair, Committee on Early Learning, Juvenile Justice, Public Education and First Generation
Initiatives
33rd Guam Legislature
Hagatna, GU 96910

Hafa Adai Dr. Underwood, Speaker Won Pat and Members of the Committee:

This letter is in support of Governor Calvo's appointment of Dr. Ronald L. McNinch to the Guam Board of Education.

I have known Dr. McNinch personally and as a colleague at the University of Guam School of Business and Public Administration (SBPA), since 1996. We both teach in the Public Administration and Legal Studies (PALS) Program, as well as the Master of Public Administration (MPA) Program. He is thoroughly knowledgeable and experienced in the field of education, public policy and administration, as his curriculum vitae will show. He is well-versed in accreditation and laws dealing with public education, personnel, and administrative procedure. This includes his role as a trainer for Boards and Commissions in the government of Guam. Dr. McNinch is also one of the most collegial professors I have ever worked with at SBPA.

Throughout his tenure at the University, Dr. McNinch has helped students advance their education and careers, and was always ready to resolve student concerns and advocate their rights. He often initiates, supports, or participates in activities that would bring together students from diverse cultures to promote respect and understanding.

As Associate Professor in the PALS and MPA Programs, Dr. McNinch frequently interacts with public officials, government agencies, businesses, non-profits, and the general community. He is an exponent of transparency and maintains a good working relationship with the media. We often have discussions on issues or topics of interest; sometimes we disagree on some of these, but I can surely say his views are sincere, and he has always respected my opinions.

Education is a paramount priority. The Department of Education and the Board of Education are critical in effectively developing and implementing policies to secure our Island's future. Dr. Ron McNinch cares about the children, the parents, the teachers, and the hardworking DOE employees. For this reason, and the foregoing, I am confident that Dr. Ron McNinch will be a positive catalyst in the education system as a member of the Board of Education.

Respectfully submitted,
Ron Aguon
Ronald B. Aguon

November 28, 2016

Honorable Judith T. Won Pat, Ed.D.
Speaker
33rd Guam Legislature

SUBJECT: Dr. Ron McNinch Confirmation – Guam Board of Education

Hafa Adai Madam Speaker and members of the 33rd Guam Legislature,

I write this letter in full support of my colleague **Dr. Ronald L. McNinch** for the Guam Board of Education.

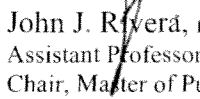
I have worked very closely with Dr. McNinch for the last 3 years in the School of Business and Public Administration; more specifically, as a colleague and division chair in the Public Administration and Legal Studies Department.

In the time I have known him Dr. McNinch has proven himself a true professional and a man of integrity. He genuinely cares for the students he serves and goes out of his way to assist those deserving of a second chance, the disenfranchised, and the physically challenged. Dr. McNinch, on many an occasion, has been a voice and advocate for students who struggle to be heard. He is not afraid of a challenge and is willing to stand up for what is right, even in the face of public scrutiny and ridicule.

Aside from his character, Dr. McNinch has a vast knowledge of policy and public administration. His deep understanding and analytical nature makes him an asset in this regard. He is well versed in the political nature of governments and institutions. Moreover, he is respectful and deliberate in his approach. At the end of the day you can count on the fact that Dr. McNinch will always look out for the best interest of the students.

I firmly believe that Dr. McNinch will bring value to this Board and I hope for a positive response to his nomination.

Professionally,


John J. Rivera, PhD, CFE, CM, SHRM-SCP, SPHR, PHR, CFD, KSS
Assistant Professor of Public Administration
Chair, Master of Public Administration
Chair, Professional Master of Business Administration



School of Business and Public Administration
Public Administration and Legal Studies

Dr. Ron McNinch's Confirmation Hearing for Guam Board of Education
33rd Guam Legislature

Speaker, Honorable Judith T. Won Pat, Ed.D.

Chair, Honorable Nerissa Bretania Underwood, Ph.D.
Committee on Early Learning, Juvenile Justice, Public Education & First Generation Initiatives

November 28, 2016 at 6pm

- Dr. Ron McNinch is ethical. He is a logical thinker. He studies situations before he makes decisions. He does what is right.
- He is a team member. He agrees and disagrees. It helps the team win.
- He commits to the tasks (activity, projects, etc.). He is not a quitter. He tries to find solutions. He will be a positive contribution as a member of the Guam Board of Education.
- I humbly ask for your support. Thank you.

Ansito Walter, Ph.D.
Associate Professor of Public Administration
University of Guam-School of Business and Public Administration

To Whom it may Concern:

I would like to write this letter to recommend that Ron McNinch be confirmed to the school board. Professor McNinch was one of the best instructors at UOG he would do anything to help his students learn and develop.

He taught us the importance of proper research and he encouraged us to expand our minds and viewpoints via careful analysis of facts, and to apply the results to measurable actions, in our daily lives business and personal lives. I have no doubt he will apply the same careful methodology as a member of the school board.

Professor McNinch's qualifications are self evident, he is knowledgeable in many areas and more importantly, understands the importance of proper research and consideration into the problems and solutions so the Department of Education to provide a good education for the Island's young people and future leaders.

In conclusion, I firmly believe that Professor McNinch will help to improve education on Guam and be a positive influence and voice of careful consideration. Allowing him to sit on the school board would benefit the island educational system in more ways that I can enumerate.

Thank you for taking the time to read and consider this.

Sincerely,

Marianne Tincher

Confirmation Hearing Statement

Ron McNinch

11/28/16

Hafa Adai Senators,

My name is Ron McNinch and I have been appointed by Governor Calvo to serve on the Education Board. My preliminary comments will be fairly brief.

- 1) I want to thank Governor Calvo for appointing me and I also want to thank Speaker Wonpat for expediting this confirmation hearing. It was scheduled within a week and I also appreciate that the hearing is after 6pm. This will allow school children, parents and members of the community observe this hearing.
- 2) Other than technical coordination items, I have deliberately avoided talking to senators about my appointment and I also have generally avoided talking to the Governor's Office. I did speak to Mr. Torres at Speaker Wonpat's office and the governor's chief of staff primarily about the DD214 concern.
- 3) Mr. Torres mentioned two items to prepare for.
 - a. 4 GCA 2103.5 requires a DD214 related to military service. As I have stated in other documents, I have ordered this document and it may take 90 days to arrive. I did receive my separation orders which showed I was honorably discharged from the Army Reserves in 1997. To be frank, my military service was during peacetime and my service was common for the era in which I served. I served in both enlisted and officer ranks.
 - b. I am appointed under 17 GCA § 3102.3 (a)(1) contains the section Governor Calvo has appointed me under: (1) one (1) member who is employed in an upper level managerial position in a private business. I believe my bona fides for this category are as follows:
 - I have had a sole proprietorship Guam business license for over 15 years I believe. I have provided the committee with a copy of my Guam Business License. The primary activity in this business is consulting related to research and training.
 - I believe as a sole proprietor and an active member at senior levels of the business community qualify me for upper level managerial status.
 - I have been an active Rotarian for over 20 years. Rotary is a business and professional organization devoted to advocating humanity in our community. I served for at least five years on Rotary Boards, including Special Delegate of the District Governor and I am also a past president of two Rotary Clubs on Guam. Less than 80 professionals on Guam have served as Rotary presidents.
 - I was a member of the Guam Chamber of Commerce from about 2003 to 2013.
 - When the Women's Chamber of Commerce started three years ago, I joined them and have been an active member. I believe I was among the first men in this group. In addition to being a more fun group to work with, the Women's Chamber has an excellent small business support focus.

- I also served for four years on the Guam American Cancer Society Board, including two years as president.
 - I used my personal funds for these activities.
-

4) General background Applicable to this position

- a. I attended public schools for my K-12 education. I also attended four public universities or colleges in my college education.
- b. Both of my parents only went to school until the 8th grade, which was common to their generation. My parents divorced when I was six and about half of children on Guam have parents that are divorced or separated. After I turned 11, I was raised by a single mother.
- c. I was active in Junior ROTC and the science club in high school and I was also active in several sports.
- d. When we first moved to Guam, my 11 year old nephew Michael went to Price Elementary for a year and he loved it.
- e. I began consulting on Guam around 1997 to supplement my university pay. Also, if I recall, a business license was required for certain university related activities at the time.
- f. Part of my consulting is related to technical human resources problems and fraud examination.
- g. Another part is related to training, including board training on a wide variety of organizational topics.
- h. Luckily, the law does not require the private business make a lot of money, much of my activity is done pro bono.

5) Education Crisis Point

- a. I realize there is an education crisis now and I am going to need to act right away on a number of items. The board has a ninth member pending appointment and it is important that all members be seated by January.
- b. While there is an injunction in place, I would like to kindly suggest to everyone that mediation might be an option to consider. This will likely require permission from the court since the injunction is in place.
- c. I believe that having four new members on the board by January will help DOE to refocus on serving our children.

Thank you for this opportunity to speak to you today.

Ron McNinch Testimony



COMMITTEE ON RULES

I Mina'trentai Tres na Liheslaturan Guåhan • The 33rd Guam Legislature
155 Hesler Place, Hagåtña, Guam 96910 • www.guamlegislature.com
E-mail: rmrforguam@gmail.com • Tel: (671)472-7679 • Fax: (671)472-3547

Senator

Rory J. Respicio
CHAIRPERSON
MAJORITY LEADER

Senator

Thomas C. Ada
VICE CHAIRPERSON
ASSISTANT MAJORITY LEADER

Speaker

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

Vice-Speaker

Benjamin J.F. Cruz
Member

Legislative Secretary

Tina Rose Muna Barnes
Member

Senator

Dennis G. Rodriguez, Jr.
Member

Senator

Frank Blas Aguon, Jr.
Member

Senator

Michael F.Q. San Nicolas
Member

Senator

Nerissa Bretania Underwood
Member

V. Anthony Ada
MINORITY LEADER

Mary C. Torres
MINORITY MEMBER

November 17, 2016

MEMORANDUM

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

From: **Senator Rory J. Respicio**
Chairperson of the Committee on Rules

Subject: **Referral of Appointment**

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

Appointee: **Ronald L. McNinch**
Position: **Member, Guam Education Board Upper Level Managerial Position in Private Business Representative**

For a copy of Mr. McNinch's appointment packet, please visit the Guam Legislature's website at www.guamlegislature.com. Under the "Reports" menu select the "Messages & Communications" option and refer to:

"Doc. 33GL-16-2196: Governor's message transmitting the appointment of Dr. Ronald L. McNinch, to serve as a Member, Guam Education Board Upper Level Managerial Position in Private Business Representative."

Please ensure that the subject appointment is referred, in my name, to **Senator Nerissa B. Underwood, Chairperson of the Committee on Early Learning, Juvenile Justice, Public Education, and First Generation Initiatives**. I also request that the same be forwarded to all Senators of *I Mina'trentai Tres Na Liheslaturan Guåhan*.

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

Si Yu'os ma'åse'!

I Mina'Trentai Tres Na Liheslaturan Guahan
Appointment Log Sheet

Date Received	M&C No.	Appointee	Position	Agency	Appt. Date	Term Length	Committee Referred	Date Referred	PH Date	CR Filed	Confirmed	Notes
11/16/16	33GL-16-2196	Ronald L. McNinch	Member	Guam Education Board	11/15/16	Three (3) Years	Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives	11/17/16				



Ibarra Hernandez <ihernandez@guamlegislature.org>

FIRST NOTICE: CONFIRMATION HEARING FOR NOVEMBER 28 2016

2 messages

Ibarra Hernandez <ihernandez@guamlegislature.org>

Fri, Nov 18, 2016 at 2:34 PM

To: PHrg Notice <phnotice@guamlegislature.org>, phmaterials@guamlegislature.org

Cc: govguam@gmail.com, mis <mis@guamlegislature.org>, sgtarms@guamlegislature.org

MEMORANDUM

TO: All Honorable Senators, Media and Stakeholders

FROM: The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives

Subject: 1st Notice - Confirmation Hearing

Buenas yan Hafa Adai!

The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives will be conducting a confirmation hearing on **Monday November 28th, 2016** beginning at **6:00 pm** in the **Public Hearing Room**. Speaker Won Pat, Vice Chair of the Committee, will be presiding over the public hearing. This hearing is scheduled to receive public testimony on the following items:

- Doc 33GL-16-2196 - Office of the Governor - Appointment and Supporting Documents; **Ronald L. McNinch**; Member, Guam Education Board Upper Level Managerial Position in Private Business Representative.

Pursuant to 5 GCA, Chapter 8, Subsection 8107, public hearing notices should be sent on Friday, November 18, 2016, which is five (5) working days prior and a second public notice on Wednesday, November 23, 2016, which is forty-eight (48) hours prior.

Written notices may be submitted prior to, on the day of or up to ten (10) days after the public hearing to The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives, 155

Hesler Place, Hagåtña, Guam 96910, or via email to james.servino@guamlegislature.org or
ihernandez@guamlegislature.org.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or accommodations please contact James Servino, Scott Mendiola, or Ibarra Hernandez from our office at 969-0973

I look forward to your attendance and participation.

Si Yu'os Ma'ásé!

CC: Sgt of Arms

MIS


--
Cheers,

Ibarra "Barry" Hernandez

Policy Analyst

Office of Senator Nerissa Underwood

I Mina'trentai Tres na Liheslaturan Guáhan - 33rd Guam Legislature
671-969-0973

 **mcninchmemo.pdf**
306K

Joe San Agustin <joesa@guamlegislature.org>
To: Ibarra Hernandez <ihernandez@guamlegislature.org>

Fri, Nov 18, 2016 at 3:58 PM

Now posted, Thanks Brutha

[Quoted text hidden]

--
Joe San Agustin

IT Specialist

Office of Management Informational Services

155 Hesler Place Hagatna, Guam 96910

I Mina'Trentai'Tres Na Liheslaturan Guahan (33rd Guam Legislature)



Ibarra Hernandez <ihernandez@guamlegislature.org>

SECOND NOTICE: CONFIRMATION HEARING FOR NOVEMBER 28, 2016

1 message

Ibarra Hernandez <ihernandez@guamlegislature.org>
To: PHrg Notice <phnotice@guamlegislature.org>
Cc: mis <mis@guamlegislature.org>, sgtarms@guamlegislature.org

Fri, Nov 25, 2016 at 7:04 PM

November 25, 2016

MEMORANDUM

TO: All Honorable Senators, Media and Stakeholders

FROM: The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives

Subject: 2nd Notice - Confirmation Hearing

Buenas yan Hafa Adai!

The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives will be conducting a confirmation hearing on **Monday November 28th, 2016** beginning at **6:00 pm** in the Public Hearing Room. Speaker Won Pat, Vice Chair of the Committee, will be presiding over the public hearing. This hearing is scheduled to receive public testimony on the following items:

- Doc 33GL-16-2196 - Office of the Governor - Appointment and Supporting Documents; Ronald L. McNinch; Member, Guam Education Board Upper Level Managerial Position in Private Business Representative.

Pursuant to 5 GCA, Chapter 8, Subsection 8107, public hearing notices should be sent on Friday, November 18, 2016, which is five (5) working days prior and a second public notice on Friday, November 25, 2016, which is forty-eight (48) hours prior.

Written notices may be submitted prior to, on the day of or up to ten (10) days after the public hearing to The Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives, 155 Hesler Place, Hagåtña, Guam 96910, or via email to james.servino@guamlegislature.org or ihernandez@guamlegislature.org.

We comply with Title II of the Americans with Disabilities Act (ADA). Should you require assistance or accommodations please contact James Servino, Scott Mendiola, or Ibarra Hernandez from our office at 969-0973

I look forward to your attendance and participation.

Si Yu'os Ma'ásé!

CC: Sgt of Arms

MIS

--
Cheers,

Ibarra "Barry" Hernandez


Policy Analyst

Office of Senator Nerissa Underwood

1 Mina'trentai Tres na Liheslaturan Guåhan - 33rd Guam Legislature
671-969-0973

2 attachments

 **Appt Ronald L. McNinch HISTORY (1).pdf**
626K

 **2NDNOTICE-MCNINCHMEMO.pdf**
1696K

Public Hearing Notice Listserv
phnotice@guamlegislature.org (Media, All Senators, and Staff)

Updated: October 27, 2016

30thguamyouthcongress@gmail.com	committee@frankaguonjr.com	jason@kuam.com
action@weareguahan.com	communications@frankaguonjr.com	jason@senatormorrison.com
admin@bbmr.guam.gov	communications@guam.gov	jborja@senatorada.org
admin2@guamrealtors.com	cor@guamlegislature.org	jean@tinamunabarnes.com
admin@frankaguonjr.com	coy@senatorada.org	jennifer.lj.dulla@gmail.com
admin@guamrealtors.com	criggell@guamcourts.org	joan@kuam.com
admin@weareguahan.com	cyrus@senatorada.org	joe@toduguam.com
aguon4guam@gmail.com	danireyes@senatorbjcruz.com	joesa@guamlegislature.org
agusto.aflague@gmail.com	dcrisost@guam.gannett.com	john.calvo@noaa.gov
ahernandez@guamlegislature.org	debbieretuyan@judiwonpat.com	john@postguam.com
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alerta.jermaine@gmail.com	divider_j_jimenez@hotmail.com	johntaoconnor@gmail.com
aline4families@gmail.com	dleddy@guamchamber.com.gu	jon.calvo@mail.house.gov
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amandalee.shelton@mail.house.gov	duenasenator@gmail.com	jpmanuel@gmail.com
amcborja@gmail.com	ed@tonyada.com	jstedtaotao@gmail.com
anitaataligmani@gmail.com	edelynn1130@hotmail.com	jtenorio@guamcourts.org
ann@toduguam.com	editor@postguam.com	julian.c.janssen@gmail.com
ataligba@gmail.com	editor@saipantribune.com	juliette@senatorada.org
assist_editor@glimpsesofguam.com	edpocaigne@judiwonpat.com	kai@spbguam.com
av@guamlegislature.org	elena.garcia@senatorbjcruz.com	kcharfauros74@gmail.com
avillaverde@guamlegislature.org	emanaloto@guamlegislature.org	ken.kelly@gmail.com
avon.guam@gmail.com	emqcho@gmail.com	keepinginformed.671@gmail.com
baza.matthew@gmail.com	eo@guamrealtors.com	kelly.toves@mail.house.gov
bdydasco@senatorada.org	etajalle@guamlegislature.org	kennylg@guamlegislature.org
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Public Hearing Notice Listserv
phnotice@guamlegislature.org (Media, All Senators, and Staff)

Updated: October 27, 2016

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I Mina Trentai Tres na Liheslaturan Guåhan

33rd Guam Legislature

Senator Nerissa Bretania Underwood, Ph.D.

Chairperson, Committee on Early Learning, Juvenile Justice,
Public Education and First Generation Initiatives

CONFIRMATION HEARING

Monday November 28, 2016

6:00 PM

Guam Legislature Public Hearing Room

Please be advised that Senator Nerissa Bretania Underwood, Ph.D., Chair of the Committee on Early Education, Juvenile Justice, Public Education, and First Generation Initiatives will be conducting a confirmation hearing on **Monday, November 28, 2016 10:00 a.m.** at *I Liheslaturan Guåhan's* Public Hearing Room.

Agenda

Doc 33GL-16-2196 – Confirmation Hearing on the Appointment of
Mr. Ronald L. McNinch, Business Representative, Guam
Education Board.

In compliance with the Americans with Disabilities Act, individuals requiring special accommodations or services or for further information, please call the Committee on Early Learning, Juvenile Justice, Public Education and First Generation Initiatives at 969-0973/4 or email at senatorunderwood@guamlegislature.org



I Mina Trentai Tres na Liheslaturan Guåhan

33rd Guam Legislature

Senator Nerissa Bretania Underwood, Ph.D.

Chairperson, Committee on Early Learning, Juvenile Justice,
Public Education and First Generation Initiatives

November 16, 2016

Committee on Rules
Honorable Senator Rory Respicio
33rd Guam Legislature
155 Hesler Place
Hagatña, GU 96915

CC: Honorable Speaker Won Pat, Vice Chairperson Committee on Public Education

Hafa Adai Honorable Senator Respicio,

Pursuant to 17 GCA Chapter 3 § 3102.3 the Governor has submitted Dr. Ron McNinch for nomination, "subject to the advice and consent of I Liheslaturan Guåhan... who is employed in an upper level managerial position in a private business."

I am requesting to be recused from presiding over the confirmation hearing for Dr. Ron McNinch, the Governor's business community nominee to the Guam Education Board. Dr. Ron McNinch has one federal lawsuit, 2 EEOC complaints, one unconfirmed Clery Act complaint and one unfair labor practice complaint against the UOG Faculty Union. My husband is the president of the University of Guam and given the current complaints and proceedings filed by Dr. McNinch against the University of Guam, I want to ensure an unbiased hearing by recusing myself from presiding.

I am grateful to the Committee for addressing my request and to the Speaker for considering my request for her to preside over the confirmation hearing. My office and the committee are available to assist as needed and where appropriate.

Sincerely,

Senator Nerissa B. Underwood, Ph.D.