



CONTRACTORS LICENSE BOARD

Inetnon Malisensiayen Kontratista

542 North Marine Corp Drive A. – Tamuning, Guam 96913
649-2211, 649-9676, 649-2210(Fax)

EDDIE BAZA CALVO
GOVERNOR

RAY TENORIO
LIEUTENANT GOVERNOR

EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

APR - 3
PM 1:00

March 27, 2013

MEMORANDUM

Office of the Speaker
Judith T. Won Pat, Ed. D.
Date 4/3
Time 11:00AM
Received by Falk
32-13-1238

To: Honorable Judith Won Pat
Speaker
32nd Guam Legislature
155 Hesler Place
Hagatna, Guam 96910

From: Eduardo Ordonez *E.O.*
Executive Director

Subject: §8113.1, Section 38, Reporting Requirements for Boards and Commissions

Pursuant to Public Law 31-233, §8113.1, Section 38, Chapter 8 of Title 5 Guam Code Annotated, transmitted herewith are copies of the Contractors License Board's meeting agenda to include attachments for March 20, 2013 and approved minutes for January 16, 2013.

Should you have any questions, please contact the office at 649-2211.

Thank you.

0238



Contractors License Board
Guahan Manlisenaiyen Kontratista
Government of Guam

542 N. Marine Corp.-A Tamuning, Guam 96911; 649-9676/2211 (Fax) 649-2210

Regular Board Meeting
March 20, 2013
CLB Conference Room

AGENDA

- I. Call to Order
- II. Roll Call
- III. Approval of Minutes for January 16, 2013
- IV. Public Comment
- V. Executive Director's Report
 - A. Specialty Classifications for Examination
 - B. RME Test score to be changed from 4 years to 2 years
 - C. RME License Ref: Cynthia S. DeCastro
- VI. Work Assignments- Matrix updated from Administration and Investigation Section.
- VII. Investigation Report
 - A. Case #2008-11-06 (M2P vs. Rong Chang/Charles Wang-RME)
 1. Superior Court of Guam Case #CV1450-08
 2. Supreme Court of Guam Case #CVA10-11
- VIII. Old Business
 - A. Case #2009-05-07 (CLB vs DCK Pacific, LLC)
 1. AG's Recommendation
- IX. New Business
 - A. Election of Board Officers
- X. Executive Session
- XI. Announcement – Next Regular Scheduled Meeting, April 17, 2013, 5:30pm, CLB Conference Room
- XII. Adjournment



**Contractor's License Board
Guahan Manlisenaiyen Kontratista
Government of Guam**

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**Regular Board Meeting
CLB Conference Room, Upper Tumon
Minutes of: January 16, 2013**

I. CALL TO ORDER

The regular Board meeting for Board of Directors of Guam Contractors License Board was called to order at 5:40 p.m. by Board Chair, Richard Quiambao.

II. ROLL CALL

Present for the meeting, constituting a quorum were:

Richard Quiambao, Chair (RQ)

Reilly Ridgell, Member (RR)

Christopher Camacho, Member (CC)

Vince Won Pat, Representative for DPW (VW)

Board Member Absent

Marian Pizarro, Vice-Chair

CLB Staff Present

Eduardo Zapanta (Investigator Supervisor)

Margaret Guerrero (WPS II)

Mae Arile (Administrative Aide)

CLB Staff Excused

Eduardo Ordonez, Executive Director

Public Visitor

Nicole Santos – Office of Senator Tom Ada

III. Approval of minutes for October 17, 2012

A Motion to approve meeting minutes of October 17, 2012 pending changes to be submitted by 5:00 p.m. Friday, January 18, 2013.

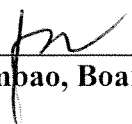
Motion was made by Reilly Ridgell, seconded by Christopher Camacho, and approved by all Board members. Motion Carried.

IV. Public Comment – None

V. Executive Director's Report – None

- VI. **Investigators Report** – To propose a centralized computer to be set up for the investigators to log in all information on daily activities, cases and updates.
- VII. **Old Business**
- A. **Case #2009-05-07 (CLB vs. DCK Pacific, LLC) – Tabled.**
1. **AG's Recommendation**
No recommendation from AG's office as of this time. Board Members are still a waiting for a response. Richard Quiambao, Board Chairman, asked that an email be send to AG's office.
- B. **Work Assignments** – Matrix updates from Administration and Investigation Section.
1. Administration Section – Maria Perez, Administrative Officer pending to submit updates for January 2013.
2. Investigation Section – Ed Zapanta, Investigator Supervisor update - The Board approved the 24 hour vehicle to be use after office hours or on weekends to conduct side investigations.
- VIII. **New Business** –None.
Attachments handed out only for FYI: Contractors License Board Investigation Accomplishments FY 2012; Contractors License Board Investigation's Goals & Objectives for FY 2013; Contractors License Board 2012 Highlights; GCLB Economic Activity Weekly Data & Contractors License Board 2013 Goals.
- IX. **Executive Session** – None
- X. **Announcement** – Next Regular Scheduled Meeting, February 20, 2013, 5:30p.m., CLB Conference Room.
- XI. **Adjournment** – Meeting adjourned at 6:00 p.m.

NOTE: The following report is not intended to be a verbatim transcript of the discussions at the meeting, but is intended to record the significant features of those discussions.



Richard Quiambao, Board Chairman



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EDUARDO R. ORDONEZ
EXECUTIVE DIRECTOR

RAY TENORIO
LIEUTENANT GOVERNOR

Date: February 25, 2013

To: **Contractors Licensing Board**

Subject: **RE: Recommendation to Permanently Revoke the RME and Company License of Cynthia De Castro and CHB International**

Dear Board Members,

After admitting in Federal Court that Cynthia De Castro (RME) for CHB International that she **defrauded the government by using substandard materials for a typhoon shelter project**, I humbly recommend that her **RME and Company License as a contractor be “permanently revoked”**.

Any affiliation of Cynthia De Castro as to the contracting industry also **is recommended barred from performing any construction activities including any other company that she is licensed as the Responsible Management Employee.**

Based on **21 GCA Real Property Chapter 70 §70116 (a) (2), and (5)**. (a) The Contractors License Board may revoke any license issued hereunder, or suspend the right of the licensee to use such licenses, or refuse to renew any such license for: (2) **Any dishonest or fraudulent or deceitful act as a contractor** which causes substantial damage to another; (5) **Willful disregard of plans or specifications** in any material respect without consent of the owner or duly authorized representative, which is prejudicial to a person entitled to have the construction project or operation completed in accordance with such plans and specifications.

Our agency is just acting upon this case based on Federal Court reports that was published on the Pacific Daily News, January 25, 2013.

Thank you.

Respectfully yours,


Eduardo R. Ordonez



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March 20, 2013

To: Richard Quimbao
Board Chairman

From: Maria D. Perez 
Administrative Officer

Subject: Update on Matrix

Dividing Renewal Dates: CLB is requesting for a status quo. This will enable to give a projection as to CLB's revenues.

Update of Website: CLB is working with Department of Administration regarding the website. Kaizen Graphics was able to assist our agency regarding our website. CLB is now updating our 2013 contractors listing.

Update of Examination: CLB will be able to administer three updated examinations which were done by Guam Community College. The following exams are General Building, Welding & Electrical.

Re-Certification of Contractors: CLB is working with Guam Community College with the Re-Certification.

Unlicensed Misdemeanor or Felony: CLB is still following up with Senator Ada's Office. -> update.

Update of Public Law: Staff is working to update Public Law.



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BRIEF SUMMARY OF CASE # 2008-11-06 M2P, INC. vs. RONGCHANG CO. LTD., INC.

- M2P, Inc. filed complaint against Rongchang Company Limited, Inc. on November 13, 2008
- Case was brought to Superior Court of Guam on December 5, 2009
- Notice of Arbitration Award was filed on December 15, 2009
- Rongchang filed a lien on the eight parcels of land o the project sites. On June 18, 2010 Decision and Order from Superior Court resulted in the dismissal of the lien.
- CLB issued a Notice to Appear with Rongchang on June 22, 2010
- July 17, 2010 Rongchang filed a notice of appeal for reconsideration at Superior Court of Guam
- January 12 2011 two motions by Rongchang were denied
- CLB for the second time issued a Notice to Appear with Rongchang
- Rongchang states that they will still bring it to Supreme Court
- On May 4, 2011 judgment was rendered in favor of M2P, Inc. (Writ of Execution)
- March 23, 2012 June Decision and Order/Judgment rendered are Affirmed. The January Decision is Affirmed
- On January 2012 Rongchang was applying for a clearance to do a Government project. CLB denied it due to the fact that they haven't resolved their case with M2P. They were even a consideration to be issued a provisional license to perform construction for 90 days but never complied.
- On January 24, 2013 Rongchang's lawyer wrote a letter to CLB stating that they are trying to settle their case with M2P.
- On February 7, 2013 Rongchang filed bankruptcy and claims that M2P cannot pursue any claims against Rongchang