Gmail

Benjamin J.F. Cruz <senator@senatorbjcruz.com>

Civil Service Commission Decision

4 messages

Joaquin Taitague <taitaguej.rbl@gmail.com>
To: BJ Cruz <senator@senatorbjcruz.com>
Mon, Aug 28, 2017 at 8:14 AM

Hafa Adai,

Please see attached Civil Service Commission Decisions from The Office of Senator Régine Biscoe Lee which were received on August 24, 2017 at 8am for Messages and Communications.

--
Si Yu'os Ma'åse
Joaquin Taitague
Legislative Assistant
Office of Senator Régine Biscoe Lee

Tel: 472-3455

Speaker Benjamin J.F. Cruz

AUG 2 8 2017

Time: 9:41 ✓

Received By

PEARL ANGEL CRUZ vs PORT AUTHORITY OF GUAM_ CASE NO. 14-AA05T.pdf
310K

Joaquin Taitague <taitaguej.rbl@gmail.com>
To: BJ Cruz <senator@senatorbjcruz.com>
Mon, Aug 28, 2017 at 8:14 AM

GL# 34-17-925
34-17-926
34-17-927
34-17-928

Hafa Adai,

Please see attached Civil Service Commission Decisions from The Office of Senator Régine Biscoe Lee which were received on August 24, 2017 at 8am for Messages and Communications.
[Quoted text hidden]

3 attachments

MARK C. CHARFAUROS vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA02D.pdf
429K

MANUEL PEREZ vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA04D & 17-AA08T.pdf
133K

ROGER W. REOGANIS vs DEPARTMENT OF EDUCATION; CASE NO. 17-GRE09.pdf
177K

Benjamin J.F. Cruz <senator@senatorbjcruz.com>
To: Guam Legislature Clerks <clerks@guamlegislature.org>
Cc: "<rennae@guamlegislature.org>" <rennae@guamlegislature.org>, BENJAMIN CRUZ <speaker@senatorbjcruz.com>
Mon, Aug 28, 2017 at 9:47 AM

8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 14-AA05T. *Emailed	34-17-925
8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Decision and Judgement; Adverse Action Appeal Case No. 17-AA02D. *Emailed	34-17-926
8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 17-AA04D and 17-AA08T. *Emailed	34-17-927
8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Grievance Appeal Case No. 17-GRE09. *Emailed	34-17-928

[Quoted text hidden]
--
Speaker Benjamin J.F. Cruz
I Mina trentai Kuåttro Na Liheslaturan Guåhan
T 671-477-2520 | F 671-477-2522
http://www.senatorbjcruz.com

2017 AUG 28 AM 10:02

3 attachments

MARK C. CHARFAUROS vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA02D.pdf
429K

MANUEL PEREZ vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA04D & 17-AA08T.pdf
133K

ROGER W. REOGANIS vs DEPARTMENT OF EDUCATION; CASE NO. 17-GRE09.pdf
177K

0927

Benjamin J.F. Cruz <senator@senatorbjcruz.com>
To: Guam Legislature Clerks <clerks@guamlegislature.org>
Cc: "<rennae@guamlegislature.org>" <rennae@guamlegislature.org>, BENJAMIN CRUZ <speaker@senatorbjcruz.com>
Mon, Aug 28, 2017 at 9:50 AM

Please disregard and replace previous email with the updated information below. Thank You!

8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 14-AA05T. *Emailed	34-17-925
8/28/2017	8/15/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Decision and Judgement; Adverse Action Appeal Case No. 17-AA02D. *Emailed	34-17-926
8/28/2017	8/15/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 17-AA04D and 17-AA08T. *Emailed	34-17-927
8/28/2017	8/24/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Grievance Appeal Case No. 17-GRE09. *Emailed	34-17-928

[Quoted text hidden]

3 attachments

MARK C. CHARFAUROS vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA02D.pdf
429K

MANUEL PEREZ vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA04D & 17-AA08T.pdf
133K

ROGER W. REOGANIS vs DEPARTMENT OF EDUCATION; CASE NO. 17-GRE09.pdf
177K

Gmail

Benjamin J.F. Cruz <senator@senatorbjcruz.com>

Civil Service Commission Decision

4 messages

Joaquin Taitague <taitaguej.rbl@gmail.com>
To: BJ Cruz <senator@senatorbjcruz.com>
Mon, Aug 28, 2017 at 8:14 AM

Hafa Adai,

Please see attached Civil Service Commission Decisions from The Office of Senator Régine Biscoe Lee which were received on August 24, 2017 at 8am for Messages and Communications.

--
Si Yu'os Ma'åse
Joaquin Taitague
Legislative Assistant
Office of Senator Régine Biscoe Lee

Tel: 472-3455

Speaker Benjamin J.F. Cruz

AUG 2 8 2017

Time: 9:41 ✓

Received By

PEARL ANGEL CRUZ vs PORT AUTHORITY OF GUAM_ CASE NO. 14-AA05T.pdf
310K

Joaquin Taitague <taitaguej.rbl@gmail.com>
To: BJ Cruz <senator@senatorbjcruz.com>
Mon, Aug 28, 2017 at 8:14 AM

GL# 34-17-925
34-17-926
34-17-927
34-17-928

Hafa Adai,

Please see attached Civil Service Commission Decisions from The Office of Senator Régine Biscoe Lee which were received on August 24, 2017 at 8am for Messages and Communications.
[Quoted text hidden]

3 attachments

MARK C. CHARFAUROS vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA02D.pdf
429K

MANUEL PEREZ vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA04D & 17-AA08T.pdf
133K

ROGER W. REOGANIS vs DEPARTMENT OF EDUCATION; CASE NO. 17-GRE09.pdf
177K

Benjamin J.F. Cruz <senator@senatorbjcruz.com>
To: Guam Legislature Clerks <clerks@guamlegislature.org>
Cc: "<rennae@guamlegislature.org>" <rennae@guamlegislature.org>, BENJAMIN CRUZ <speaker@senatorbjcruz.com>
Mon, Aug 28, 2017 at 9:47 AM

8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 14-AA05T. *Emailed	34-17-925
8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Decision and Judgement; Adverse Action Appeal Case No. 17-AA02D. *Emailed	34-17-926
8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 17-AA04D and 17-AA08T. *Emailed	34-17-927
8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Grievance Appeal Case No. 17-GRE09. *Emailed	34-17-928

[Quoted text hidden]
--
Speaker Benjamin J.F. Cruz
I Mina trentai Kuåttro Na Liheslaturan Guåhan
T 671-477-2520 | F 671-477-2522
http://www.senatorbjcruz.com

2017 AUG 28 AM 10:02

3 attachments

MARK C. CHARFAUROS vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA02D.pdf
429K

MANUEL PEREZ vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA04D & 17-AA08T.pdf
133K

ROGER W. REOGANIS vs DEPARTMENT OF EDUCATION; CASE NO. 17-GRE09.pdf
177K

0927

Benjamin J.F. Cruz <senator@senatorbjcruz.com>
To: Guam Legislature Clerks <clerks@guamlegislature.org>
Cc: "<rennae@guamlegislature.org>" <rennae@guamlegislature.org>, BENJAMIN CRUZ <speaker@senatorbjcruz.com>
Mon, Aug 28, 2017 at 9:50 AM

Please disregard and replace previous email with the updated information below. Thank You!

8/28/2017	8/4/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 14-AA05T. *Emailed	34-17-925
8/28/2017	8/15/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Decision and Judgement; Adverse Action Appeal Case No. 17-AA02D. *Emailed	34-17-926
8/28/2017	8/15/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Adverse Action Appeal Case No. 17-AA04D and 17-AA08T. *Emailed	34-17-927
8/28/2017	8/24/2017	Civil Service Commission *Office of the Legislative Secretary Senator Régine Biscoe Lee	Civil Service Commission; Judgement of Dismissal; Grievance Appeal Case No. 17-GRE09. *Emailed	34-17-928

[Quoted text hidden]

3 attachments

MARK C. CHARFAUROS vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA02D.pdf
429K

MANUEL PEREZ vs GUAM POLICE DEPARTMENT_ CASE NO. 17-AA04D & 17-AA08T.pdf
133K

ROGER W. REOGANIS vs DEPARTMENT OF EDUCATION; CASE NO. 17-GRE09.pdf
177K

BEFORE THE
GUAM CIVIL SERVICE COMMISSION

BOARD OF COMMISSIONERS

IN THE MATTER OF:

MANUEL PEREZ,

Employee,

vs.

GUAM POLICE DEPARTMENT,

Management.

ADVERSE ACTION APPEAL
CASE NOS.: 17-AA04D and
17-AA08T

JUDGMENT OF DISMISSAL

The Civil Service Commission hereby dismisses the above captioned case with prejudice pursuant to the signed Stipulation of Settlement, attached hereto.

SO ADJUDGED THIS 15th day of August 2017.

EDITH PANGELINAN
Chairperson

LOURDES HONGYEE
Vice-Chairperson

Not Present

PRISCILLA T. TUNCAP
Commissioner

JOHN SMITH
Commissioner

CATHERINE GAYLE
Commissioner

MICHAEL G. TOPASNA
Commissioner

Robert E. Koss, Lay Representative
Guam Federation of Teachers
P.O. Box 2301
Hagatna, Guam 96910
Ph. (671) 735-4390 Fax (671) 734-8085
Email rkoss@gftunion.com

CIVIL SERVICE COMMISSION
RECEIVED
AUG 0 3 2017
GOVERNMENT OF GUAM
3:42
17-641

BEFORE THE CIVIL SERVICE COMMISSION OF GUAM

MANUEL PEREZ, **Employee,** **vs.** **GUAM POLICE DEPARTMENT,** **Management.**	**ADVERSE ACTION APPEALS** **CSC Case No: 17-AA04D & 17-AA08T** **STIPULATION OF SETTLEMENT**

To: The Civil Service Commission of Guam.

THIS STIPULATION OF SETTLEMENT AND AGREEMENT, is by and between **MANUEL PEREZ** (hereinafter "Employee") and the **GUAM POLICE DEPARTMENT** (hereinafter referred to as "Management") as follows:

RECITALS

A. Whereas, the Employee commenced two adverse action appeals with the Civil Service Commission of Guam for Demotion (Ref. CSC Case no. 17-AA04D) and for a subsequent Termination (Ref. CSC Case no. 17-AA08T).

B. The parties desire to enter into this global Settlement Agreement (hereinafter "Agreement") for all matters in order to provide for certain arrangements in full settlement and discharge of both Appeals in fair and equitable means and upon the terms and conditions set forth herein.

C. The terms and conditions of said Agreement shall become operative upon execution of this Agreement evidenced by the signatories of the parties and approval of the Civil Service Commission.

NOW THEREFORE, for and in consideration of the mutual promises set forth herein, the parties agree as follows:

1. Purpose of Agreement. Employee and Management acknowledge and agree that this Agreement is a Settlement and Compromise of both referenced adverse action appeals. It is the intention of the parties by the execution of this Agreement to fully, finally and completely resolve all disputes between them regarding these matters, in the manner more specifically set forth in the terms of this Agreement that follow.

2. Employee's Obligation.

2.1 Employee shall withdraw from the Civil Service Commission and request that the Commission dismiss Adverse Appeal **17-AA04D** with prejudice;

2.2 Employee shall withdraw from the Civil Service Commission and request that the Commission dismiss Adverse Appeal **17-AA08T** with prejudice;

2.3 Employee agrees to resign from his position of police officer effective June 19, 2017 at 11:20 am;

2.4 Employee expressly agrees that this is a global settlement agreement and that no back pay, fees or compensation of any form associated with either the demotion, termination or appeals (of the same) are due either party. Employee expressly agrees that this is the final disposition of both of the above referenced demotion and termination appeals; and

2.5 Employee agrees that he shall not pursue re-employment with the Guam Police Department in the future.

3. **Management's Obligation.**

3.1 Management agrees to rescind its adverse action demoting the Employee at 8:00 am on March 15, 2017;

3.2 Management agrees to rescind its adverse action terminating the Employee on June 19, 2017 at 11:20 am;

3.3 Management agrees to accept the Employee's Letter of Resignation effective June 19, 2017 at 11:20 am;

3.4 Management expressly agrees that this is a global settlement agreement and that no back pay, fees or compensation of any form associated with either the demotion, termination or appeals (of the same) are due either party. Management expressly agrees that this is the final disposition of both of the above referenced demotion and termination appeals; and

3.5 Management agrees that the employee shall not be re-employed with the Guam Police Department in the future.

4. **Performance Accepted.** The parties agree and acknowledge: (a) that it accepts performance of its obligations specified in this Agreement as a full and complete compromise of matters involving disputed issues; (b) that the negotiations for this settlement (including all statements, admissions or communications by the parties of their attorneys or representative) shall not be considered by any of said parties; (c) and that no past or present wrongdoing on the part of the parties shall be implied by such negotiations.

5. **Additional Documents.** All parties agree to cooperate fully and execute any and all supplementary documents and take all additional actions that may be necessary as appropriate to give full force and effect to the basic terms and intent of this Agreement.

6. **Independent Advice of Counsel.** Each party represents and declares that it has received independent advice from its respective attorneys and representative with respect to the advisability of making the settlement provided for herein and with respect to the advisability of executing this Agreement. Each party further represents and declares that it has not relied upon any statement or representation by the other party or of any of its partners, agents, employees, or attorneys in executing this Agreement or in making the settlement provided for herein, except as expressly provided for herein.

7. **Voluntary Agreement.** Each party represents and declares that it has carefully read this Agreement, that it knows the contents of this Agreement, and that it has signed the same freely and voluntarily.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date written by their respective names.

For Employee:	**For Management:**
MANUEL PEREZ, Employee	**JOSEPH I. CRUZ, CHIEF OF POLICE**
Date: 7/13/17	**Date:** 8/2/17

MANUEL PEREZ
PO Box 3949,
Hagatna, Guam 96932

Mr. Joseph Cruz, Chief Of Police,

Please accept my resignation from my position of Police Officer effective June 19, 2017 at 11:20 am. Thank you.

MANUEL PEREZ