Supreme Court of Guam

SUITE 300 GUAM JUDICIAL CENTER
120 WEST O'BRIEN DRIVE, HAGÅTÑA, GUAM 96910-5174
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Hon. Katherine A. Maraman
Chief Justice

Telephone: (671) 475-3589
Facsimile: (671) 475-3337

November 06, 2017

Honorable Benjamin J.F. Cruz
Speaker,
I Mina'trentai Kuåttro Na Liheslaturan Guahan
163 Chalan Santo Papa
Hagåtña, Guam 96910

GL#34-17-1197
Speaker Benjamin J.F. Cruz

NOV 06 2017
Time: 2:07 [ ] AM [ ] PM File No. 34-1163
Received By

Re: Appointment of Magistrate

Dear Mr. Speaker:

Hafa Adai! This letter is to advise that I hereby appoint Jonathan R. Quan to serve as a magistrate pursuant to 7 Guam Code Annotated § 4401 subject to the approval of *I Liheslaturan Guahan*. Attorney Quan was one of three candidates submitted to me for consideration by the Guam Bar Association. I humbly ask that Mr. Quan be given due consideration as required by Guam law.

2017 NOV -6 PM 3:22

You will find that Attorney Quan meets all of the statutory requirements to serve as a magistrate. More than that, Attorney Quan has the character and integrity to serve as a judicial officer. I am certain that Attorney Quan will be fair, impartial, and conscientious if confirmed to serve in this capacity.

Please accept in advance great thanks to you, Vice-Speaker Therese M. Terlaje, the Committee on Culture and Justice and your fellow Senators for your collective consideration of Attorney Quan.

To assist in your consideration, enclosed is Attorney Quan's resume. If you have any questions or would like additional information, please do not hesitate to contact Attorney Quan or me. Attorney Quan can be reached at P.O. Box 3554, Hagåtña, Guam 96932 / (671) 689-0076 / jq13.144@gmail.com.

Sincerely,

Katherine A. Maraman

KATHERINE A. MARAMAN
Chief Justice

Enclosure

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JONATHAN R. QUAN, ESQ.

EDUCATION

LOYOLA LAW SCHOOL, Los Angeles, California (**Academic Scholarship Recipient**)
Juris Doctor - May 1996
Admitted to Practice on Guam (in Superior / Supreme Court) on June 23, 1997
Admitted to Practice on Guam (in District Court) on or about 2007

UNIVERSITY OF PENNSYLVANIA, Philadelphia, Pennsylvania (**Merit Scholarship Recipient**)
Bachelor of Arts (Double Major), International Relations / Asian Middle Eastern Studies - May 1993

WORK EXPERIENCE

OFFICE OF THE ATTORNEY GENERAL OF GUAM

SOLICITORS DIVISION October 3, 2016 – Present
SUPERVISOR: Karl P. Espaldon, Esq. – Deputy Attorney General
ADDRESS: 519 S. Marine Corps Drive, Suite 802, Tamuning, Guam 96913 – (671) 475-3324 Ext. 2130
ASSISTANT ATTORNEY GENERAL – SOLICITOR: Currently assigned as the Assistant Attorney General – Solicitor to the Guam Police Department. Previously assigned to Guam Customs & Quarantine Agency. (Continuing Prosecution Duties: Certain "Cold Case" Homicides, Criminal Appeals & Newly appointed Assistant Attorneys General - Prosecutor Indoctrination / Training.)

PROSECUTION DIVISION July 2008 – October 2, 2016
SUPERVISOR: Phillip J. Tydingco, Esq. / J. Basil O'Mallan III / Dianne H. Corbett – Chief Prosecutor
ADDRESS: 519 S. Marine Corps Drive, Suite 801, Tamuning, Guam 96913 – (671) 475-3406 Ext. 2410
ASSISTANT ATTORNEY GENERAL – SENIOR PROSECUTOR: Responsible (from initial charging to follow up investigation to trial to appeal) for prosecution and supervision of prosecution of felony and misdemeanor cases ranging from aggravated murder, murder, vehicular homicide, criminal sexual conduct, kidnapping, distribution of controlled substances, aggravated assault, illegal gun possession, theft, DUI/DWI, family violence (domestic violence), assault and official misconduct. Supervising Prosecutor for all criminal mental health court cases (Mental Health Criminal Court Unit). Supervisor for the team assigned to the Court of the Honorable Maria T. Cenzon. Acting First Assistant (one of three) for the Prosecution Division of the Office of the Attorney General of Guam (January 5, 2015 to October 2, 2016). Prior Prosecution Division Assignments:

(1) FIRST ASSISTANT – Prosecution Division (September 2012 to January 4, 2015)
(2) SUPERVISOR – Illegal Guns & Drugs Unit (July 2012 to September 2014)
(3) SUPERVISOR – General Felony / Misdemeanor Training Unit (July 2008 to September 2014)
(4) SUPERVISOR – Mental Health Criminal Court (January 2011 to 2016)
(5) SUPERVISOR – Criminal Appellate Unit (January 2010 to February 2012)

Conducted extensive case preparation, case management, legal research, motion writing and argument, witness / victim interviews, expert witness interviews and plea negotiations. Responsible for coordination and

supervision of TWENTY-ONE (21) Prosecutors, TEN (10) Peace Officers / Law Enforcement Officers and approximately TWENTY (20) Administrative Staff. Regularly took criminal cases to trial in the Superior Court of Guam. Regularly handled criminal appeals in the Supreme Court of Guam.

Responsible for the indoctrination and training of all newly appointed Assistant Attorneys General - Prosecutors for the Office of the Attorney General of Guam.

U.S. ARMY / GUAM ARMY NATIONAL GUARD – TRIAL DEFENSE SERVICE August 2011–**Present**
SUPERVISOR: LTC Larry C. Minasian, Regional Defense Counsel - Pacific Region Trial Defense Service
ADDRESS: 430 Army Drive, Building 300, Room 103, Barrigada, Guam 96913-4421 – (671) 735-0475
CAPTAIN / JUDGE ADVOCATE GENERAL'S CORPS: Provides Administrative Defense Services to Service Members as well as Legal Assistance to Service Members, dependents and military retirees. Responsible for all areas of defense case preparation (investigation, witness interviews, expert witness interviews, case management, legal research), evidence acquisition, evidence presentation and oral argument for Administrative Separation Boards and WOFR (Withdrawal of Federal Recognition) Boards. Counsels Soldiers and provides legal defense services for Article 15's, flagging actions, demotions, AGR (Active Guard Reserve) terminations and IDT separations. Provides military legal briefings on the Law of War, Military Anti-Fraternization Policy, Ethics and Trial Defense Services to the Guam Army National Guard and the U.S. Army Reserves.

Received indoctrination training at Fort Lee (Richmond, Virginia), intensive legal training in Personnel Law, Criminal Law, Claims, Legal Assistance, Contract / Fiscal Law and International / Operational Law at The Judge Advocate General's Legal Center and School (University of Virginia, Charlottesville, Virginia) and combat training at Fort Benning (Columbus, Georgia). Completed Defense Counsel 101 (DC101) training in San Antonio Texas.

GUAM COMMUNITY COLLEGE – Dept. of Criminal Justice & Social Sciences January 2003–July 2008
DEPARTMENT CHAIR: Joseph Munoz, M.A.
ADDRESS: Room A-10, A Building, Mangilao, Guam / P.O. Box 23069, GMF, Guam 96921 – (671) 735-5570
ASSISTANT PROFESSOR (TENURED): Instruction and training of regular college students, Guam Police Department Cadets, Port Authority Police Cadets, Guam International Airport Authority Police Cadets, Judiciary Marshal Cadets and Customs & Quarantine Cadets. One of two primary criminal justice professors for the Criminal Justice Academy (formerly known as the Basic Law Enforcement Academy "B.L.E.A."). Responsible for instruction of college level courses focusing on Criminal Justice (Criminal Law (CJ200), Criminal Procedure (CJ150), Juvenile Justice Process (CJ101), Introduction To Criminal Justice (CJ100), Physical Development (CJ145), Introduction to Criminology (CJ204), Police (Technical) Report Writing (CJ205) Concept of Police Operations (CJ209) and Police Organizational Theory (CJ250)) as well as American Government (PS140), Economics (EC110) and Pacific Cultures (HU120). Committee Memberships: Academic Affairs Committee, Faculty Senate Creation Committee, Professional Ethics Committee & Promotions Committee ((Acting) Chairman 2006-2007 / Chairman 2007-2008).

QUAN & LOPEZ, LLP (Hagåtña, Guam) – FIRM IS CLOSED January 2004–July 2008
(Previously named THE LAW OFFICE OF JONATHAN R. QUAN, P.C. est. March 1, 2003)
MANAGING PARTNER – Areas of Practice: Corporate Law, Commercial Transactions, Contracts, Real Property (including, but not limited to, commercial landlord-tenant), Criminal Defense, Juvenile Criminal Defense and Family Law (Guardianship, Adoption, Powers of Attorney, Estate Planning & Divorce). Handled criminal defense in both the Superior Court of Guam and the District Court of Guam. Supervised a staff of seven (7) which included investigators / paralegals, clerical staff and secretaries.

OFFICE OF THE ATTORNEY GENERAL OF GUAM – PROSECUTION DIVISION March 2002–Jan'03
ASSISTANT ATTORNEY GENERAL – PROSECUTOR: Prosecution of misdemeanor and felony cases ranging from assault, aggravated assault, family violence, criminal sexual conduct and attempted murder. Served in the Family Abuse And Sex Crimes (F.A.S.C.) Unit and was primarily responsible for family violence cases for the unit and some criminal sexual conduct cases. Assisted in the research and drafting of appeal to the 9th Circuit Court of Appeals. Trained two paralegals in family violence case procedures and criminal sexual conduct case procedures. Supervised two paralegals in family violence cases.

BROOKS LYNCH TYDINGCO & QUAN, LLP (Hagåtña, Guam) – FIRM IS CLOSED Oct.2000–Jan.'02
SENIOR PARTNER – Areas of Practice: Government Administrative Law, Government Constitutional Law, Government Procurement Law, Corporate Law, Commercial Transactions, Contracts, Real Property Transactions, Criminal Defense and Juvenile Defense. Supervised several attorneys for complex transaction projects, governmental administrative projects, complex negotiations and litigation. Negotiated (with the Federal Government) and finalized the return of 2,800 hectares of excess federal lands to the Guam Economic Development Authority. Negotiated the settlement with Guam Shipyard in reference to the use of AFDB-8.

Legal Counsel – Port Authority of Guam, Government of Guam (Until July 2001).
Conflicts Legal Counsel – Guam Economic Development Authority / B.R.A.C., Government of Guam
Legal Counsel – Department of Chamorro Affairs, Government of Guam
Assistant Legal Counsel – Guam International Airport Authority, Government of Guam

CARBULLIDO BORDALLO & BROOKS, LLP (Hagåtña, Guam) – FIRM IS CLOSED Aug.1998–Oct.'00
(Subsequently Renamed **CARBULLIDO & BROOKS, LLP**)
SENIOR ASSOCIATE ATTORNEY – Areas of Practice: Government Administrative Law, Government Constitutional Law, Government Procurement Law, Corporate Law, Commercial Transactions, Contracts, Real Property Transactions, Criminal Defense, Juvenile Defense and Civil Litigation. Research, drafted and revised briefs and memoranda for appeals to the Supreme Court of Guam, Ninth Circuit Court of Appeals and the **Supreme Court Of The United States**. Served as primary Assistant Legal Counsel to F. Philip Carbullido, Esq. (Legal Counsel to the Port Authority of Guam, now currently Associate Justice of the Supreme Court of Guam) on all Port Authority of Guam legal matters.

Assistant Legal Counsel – Port Authority of Guam, Government of Guam
Assistant Legal Counsel – Department of Chamorro Affairs, Government of Guam
Assistant Legal Counsel – Guam Preservation Trust, Government of Guam
Assistant Legal Counsel – Guam International Airport Authority, Government of Guam

OFFICE OF THE ATTORNEY GENERAL OF GUAM – PROSECUTION DIVISION Jan.–Aug.1998
ASSISTANT ATTORNEY GENERAL – PROSECUTOR: Prosecution of misdemeanor and felony cases, aggravated assault, DUI/DWI, family violence, criminal sexual conduct, theft and burglary crimes.

SUPERIOR COURT OF GUAM (Hagåtña, Guam) October 1996–October 1997
RESEARCH ATTORNEY / SENIOR LAW CLERK: Extensive legal research and writing for the Honorable Katherine A. Maraman, Superior Court Judge (now currently Chief Justice of the Supreme Court of Guam). Drafted Decision and Orders and bench notes in both civil and criminal cases. Analyzed and summarized federal / territorial codes and cases.

LOS ANGELES DISTRICT ATTORNEY'S OFFICE (Inglewood, C.A.) January 1996 – April 1996
Juvenile Crimes Division - Law Clerk / INTERN – PROSECUTOR: Prosecuted three (3) juvenile felony cases and obtained three (3) juvenile felony convictions (at trial), in addition to numerous juvenile misdemeanor convictions. Conducted extensive legal research and prepared memoranda. (Part-Time Externship)

LOS ANGELES CITY ATTORNEY'S OFFICE (Los Angeles, C.A.) August 1995 – November 1995
Police Litigation Unit - Law Clerk / INTERN – CITY ATTORNEY: Extensive Legal Research and writing. Prepared motions for summary judgment, summary adjudication, memoranda of points and authorities and various other court documents and pleadings. Defended Los Angeles Police Department actions in arrests from lawsuits. (Part-Time Externship)

SOFTWARE PROFICIENCY:

High level of proficiency with Microsoft Word
High level of proficiency with Corel WordPerfect
High level of proficiency with Westlaw
Moderate level of proficiency Lexis/Nexis
Moderate level of proficiency with Microsoft Excel
Moderate level of proficiency with MS PowerPoint
Moderate Level of proficiency with JustWare

AWARDS, COMMENDATIONS & OTHER SKILLS:

1993-1996 Pro-Tech Scholarship
1993 Citibank Writers Award: Parental Involvement In Education
1989-1993 Government of Guam Merit Scholarship (Full-Tuition)
1993-1995 Loyola Academic Scholarship
2012-National Defense Service Ribbon / 2012-Army Service Ribbon / 2017-Army Achievement Medal
1st Degree Black Belt – Tae Kwon Do
1st Degree Black Belt – Aikido
5th Dan Black Belt ("Punong Guro" – Lakan Lima) – Kali / Arnis / Escrima

M4 (5.56 / .223 Rifle) – U.S. Army Qualified / Trained
M9 (9mm Pistol) – U.S. Army Qualified / Trained
Sig Sauer P238 (.380 ACP Pistol) – Law Enforcement Qualified (AG's Office Qualification 2012)