Office of the Attorney General of Guam

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December 11, 2017

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

DEC 1 1 2017
Time: 1216 [ ] AM [ ] PM File No.
Received By:

The Honorable Benjamin J.F. Cruz
Speaker, *I Mina'trentai Kuåttro na Liheslaturan Guåhan*
Guam Congress Building
163 Chalan Santo Papa
Hagåtña, Guam 96932

Re: Sexting Compliance

Dear Speaker Cruz:

Hafa Adai. Pursuant to 9 G.C.A. §28.101(b)(2), please find enclosed (4) copies of notification letters which were transmitted to the major telecommunication companies of *IT&E, Docomo Pacific, GTA, and iConnect*. In addition, we have provided a copy of our office's updated sexting informational brochure for your records.

Thank you in advance for your attention and continued support.

Sincerely,

ELIZABETH BARRETT-ANDERSON
Attorney General of Guam

Enclosure

File

2017 DEC 11 PM 12:45 C.S.

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December 6, 2017

Mr. Jonathan Kriegel
President and CEO, Docomo Pacific, Inc.
219 S. Marine Drive
Century Plaza Building, Ste. 206
Tamuning, Guam 96913

Dear Mr. Kriegel:

Hafa Adai. Pursuant to Title 9 Section 28.101(b) of the Guam Code Annotated, please find enclosed (50) copies of updated informational brochures addressing the dangers of sexting for your company's distribution. An electronic copy will be forwarded to your company for further copy production.

As a reminder, those in violation of this law shall be subject to a penalty not to exceed $1,000 per violation, and if applicable, be subject to the sentence imposed for corporations under §80.16 of Title 9 G.C.A. If you have any questions regarding this matter, please contact our office at 475-3324.

Thank you in advance for your attention and cooperation.

Sincerely,

ELIZABETH BARRETT-ANDERSON
Attorney General of Guam

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December 6, 2017

Mr. Robert W. Haulbrook Jr.
President and CEO, GTA
624 North Marine Corps Drive
Tamuning, Guam 96913

Dear Mr. Haulbrook:

Hafa Adai. Pursuant to Title 9 Section 28.101(b) of the Guam Code Annotated, please find enclosed (50) copies of updated informational brochures addressing the dangers of sexting for your company's distribution. An electronic copy will be forwarded to your company for further copy production.

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puntalan@guamag.org

December 6, 2017

Mr. James Oehlerking
Chief Executive Officer, IT&E
P.O. Box 24881
Barrigada, Guam 96921

Dear Mr. Oehlerking:

Hafa Adai. Pursuant to Title 9 Section 28.101(b) of the Guam Code Annotated, please find enclosed (50) copies of updated informational brochures addressing the dangers of sexting for your company's distribution. An electronic copy will be forwarded to your company for further copy production.

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Sincerely,

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December 6, 2017

Mr. Richard C. Yu
President and CEO, iConnect
534A Top Plaza Bldg.
N. Marine Corps Dr.
Tamuning, Guam 96913

Dear Mr. Yu:

Hafa Adai. Pursuant to Title 9 Section 28.101(b) of the Guam Code Annotated, please find enclosed (50) copies of updated informational brochures addressing the dangers of sexting for your company's distribution. An electronic copy will be forwarded to your company for further copy production.

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Thank you in advance for your attention and cooperation.

Sincerely,

ELIZABETH BARRETT-ANDERSON
Attorney General of Guam

5 Ways to be SMARTER than the SMARTPHONE!

01

Be a parent and a resource.
Establish clear guidelines, including time limits and consequences for inappropriate behavior, but be open so your child will come to you with any problems.

02

Set up password protection.
This will keep everyone but you and your child from accessing personal information stored on the phone.



03

Update the operating system.
New versions often contain important security fixes.

04

Approve apps before they are downloaded.
Make sure you understand their capabilities and approve their content.

05

Understand location services.
GPS features are useful when using maps, but you'll want to disable location-tagging when your child posts anything online.

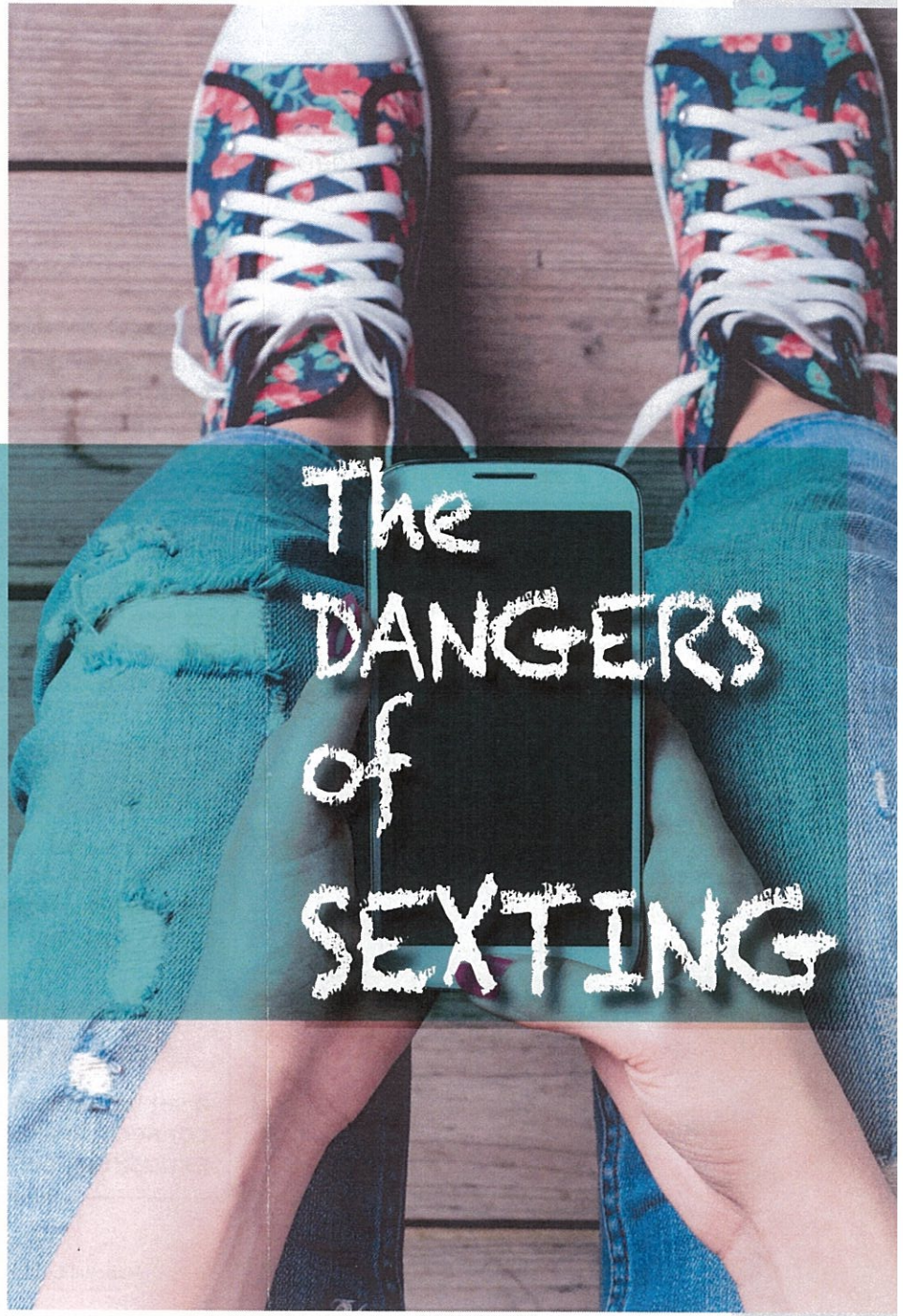
Information provided by the National Center for Missing & Exploited Children

FOR MORE INFORMATION

Contact the Office of the Attorney General, Consumer Protection Division, at 475-3324 ext. 3210.

Physical Address:
Office of the Attorney General of Guam
590 S. Marine Corps Drive
Tamuning, Guam
96913

OFFICE OF THE ATTORNEY GENERAL
GUAM
UFISINAN HINIRAT ABUGAO



Doc. No. 34GL-17-1310.

What is Sexting?

Under Guam Law, 9 G.C.A. Section 28.100, **"Sexting"** means sending photos or videos where a minor is nude or undressed and is a crime.

The law states minors, meaning anyone under the age of 18, are guilty of a crime if the minor:

- Uses a computer or other telecommunications device, and
- Recklessly or knowlingly creates, receives, exchanges, sends, disseminates, transmits, or possesses, and
- A photo, video, depiction, or other material that shows himself or herself, or another minor in a state of nudity



Tips for Teens and Kids

NEVER TAKE

images of yourself that you wouldn't want everyone - your classmates, your teachers, your family, or your employer - to see.

BEFORE HITTING SEND

remember that anything sent or uploaded to the internet is written in stone. It is almost impossible to erase something from the internet.

IF ANYONE PRESSURES

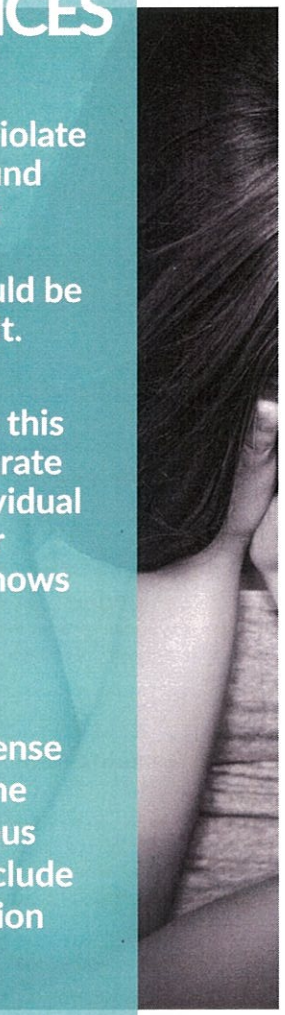
you to send a sexual picture, don't give in and talk to an adult you trust. Don't let anyone pressure you to do things that make you feel uncomfortable.

IF YOU FORWARD

a sexual picture of someone without their consent, you are violating their trust and exposing them to potential ridicule.

Information provided by the
National Center for Missing & Exploited Children

THINK ABOUT THE CONSEQUENCES



Any minor found to violate this law would be found guilty of a delinquent act that would be a misdemeanor if it could be committed as an adult.

A minor who violates this law is guilty of a separate offense for each individual photograph, video, or other material that shows a minor in a state of nudity.

A second or third offense is a more serious crime which has more serious penalties and may include significant incarceration or criminal charge.

Doc. No. 34GL-17-1310.