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Messages and Communications

Edward Pocaigue <epocaigue@senatorbjcruz.com>
To: Guam Legislature Clerks Office <clerks@guamlegislature.org>
Cc: Rennae Meno <rennae@guamlegislature.org>
Wed, Jan 17, 2018 at 12:11 PM

Hafa adai Clerk's see consolidated Minutes 12.19.17 and 1.11.17 and Agenda 1.11.17 and 1.16.17*

1/17/2018	1/17/2018	Civil Service Commission	Minutes 12.19.17 and 1.11.17 and Agenda 1.11.17 and 1.16.17*	34-18-1407

Si Yuus Maase',

Ed Pocaigue
Assistant to Liheslatura
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GL 34-18-1407
Speaker Benjamin J.F. Cruz

JAN 17 2018
Time: 12:11 (✓) AM ( ) PM File No.
Received By

I Ofisinan I Emas Ge'helo Liheslatura
Si Senadot Benjamin J.F. Cruz
Ge'helo Kumiten Manapropiadå Yan Manaprebe
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Gumai pitisión yan konfidensiåt este siha na mensåhi. Solo espesiåtmente para hågu na <intensión pat ina atorisa para umrisibi. Si probåo kumu hågu na atorisa para manrisibi, na'sethe, pat mandespåtcha, Yanggen hacha rinisibu'um na este na mensåhi, pot favor agui guaha gi I numa'huyong gi as epocaigue@senatorbjcruz.com yan despues destrosa todu siha I kopian mensåhi. Si Yu'us ma'åse'

CSC.Mtg.Agenda.Minutes MC 1407.pdf
275K

1407

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BENJAMIN CRUZ <speaker@senatorbjcruz.com>

AGENDA/MINUTES

Julita Santos <julita.santos@csc.guam.gov> Wed, Jan 17, 2018 at 11:56 AM
To: "B.J. CRUZ" <speaker@senatorbjcruz.com>, "TERLAJE, Therese M." <senatorterlajeguam@gmail.com>

(Per your request, Ed.)

Hafa Adai.

Per PL 31-233; attached is the following information for your files.

Have a great day!

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Si Yu'os Ma'åse'

Julita T. Santos
Board Secretary
Civil Service Commission
(671) 647-1856

4 attachments

AGENDA 01-11-18.pdf
22K

AGENDA 01-16-18.pdf
21K

MINUTES 12-19-17.pdf
73K

MINUTES 01-11-18.pdf
57K

Doc. No. 34GL-18-1407.

I GOBIETNON GUAHAN

CIVIL SERVICE COMMISSION
KUMISION I SETBISION SIBIT

MINUTES OF MEETING
TUESDAY
December 19, 2017

The Civil Service Commission met on **December 19, 2017,** in the CSC Board Room, Bell Tower, 710 Marine Corps Dr., Suite 201, Hagatna, Guam 96910.

Commissioners present:	**CSC Employees present:**
Edith Pangelinan, Chairperson	Peter S. Calvo – Executive Director
Lourdes Hongyee, Vice Chairperson	R. Todd Thompson – Administrative Counsel (ALJ)
Priscilla Tuncap	Maria Masnayon – PMA III
John Smith	Vickilynn Sablan – PMA III
Catherine Gayle	Julita Santos – Board Secretary
Michael Topasna	

I. CALL TO ORDER:

The meeting was called to order by Chairperson Pangelinan at 5:54 p.m.

II. APPROVAL OF MINUTES:

The Minutes for December 07, 12 and 14, 2017 were submitted for approval. There was a motion to approve with corrections by Vice Chair Hongyee and seconded by Commissioner Gayle. All present concurred.

III. NEW BUSINESS:

1. Motion Hearing:
Johnny C. Toves vs. Department of Public Works; CSC Case No. 17-AA16T

Present for Management was Assistant Attorney General Debra Lefing and DPW Director, Mr. Glenn Leon Guerrero. Lay Representative Robert Koss represented the Employee, Johnny C. Toves, whom was also present.

The six (6) motions being addressed was:

1. Employee's Motion to Void for Failure to Consider Answer to Notice, A Denial of Due Process, and Management's Opposition to Employee's Motion to Void for Failure to Consider Answer to Notice.

Both parties presented oral arguments.
By a vote of 5-1, the Employee's Motion was denied. Commissioner Tuncap voted in favor of the Employee.

2. Employee's Motion to Void for Serious Procedural Defect; Adverse Action was Taken Without Authority, and Management's Opposition to Void for Serious Procedural Defect.

Both parties presented oral arguments.
By a vote of 5-1, the Employee's Motion was denied. Commissioner Tuncap voted in favor of the Employee.

3. Employee's Motion to Dismiss 4th Charge: (11.303 (N) Failure to comply with the drug-free workplace program), and Management's Opposition to Employee's Motion to Dismiss 4th Charge.

Both parties presented oral arguments. Questions and answers ensued by the Commissioners.
By a vote of 5-1, the Employee's Motion was denied. Commissioner Tuncap voted in favor of the Employee.

4. Employee's Motion to Dismiss 2nd Charge: (11.303 (E) Unlawful Use, Possession, or Sale of Illicit Drugs), and Management's Opposition to Employee's Motion to Dismiss 2nd Charge, Due to (Supposed) Failure of Management to Provide Discovery.

Both parties presented oral arguments. The Commissioners shared some observations.
By a vote of 5-1, the Employee's Motion was denied. Commissioner Tuncap voted in favor of the Employee.

5. Employee's Motion to Dismiss 1st Charge (11.303 (B) Failure to perform prescribed duties), and Management's Opposition to Employee's Motion to Dismiss 1st Charge.

Both parties presented oral arguments. The Commissioners shared some observations.
By a vote of 5-1, the Employee's Motion was denied. Commissioner Tuncap voted in favor of the Employee.

6. Employee's Motion to Dismiss the 5th Charge (11.303 (O) Other misconduct not specifically listed), and Management's Opposition to Employee's Motion to Dismiss 5th Charge.

Both parties presented oral arguments. The Commissioners shared some observations.

By a vote of 5-1, the Employee's Motion was denied. Commissioner Tuncap voted in favor of the Employee.

IV. OLD BUSINESS:

No old business.

V. GENERAL BUSINESS:

Mr. Calvo gave updates regarding CSC matters and reminded the Commissioners of the CSC holiday luncheon on December 29th at 11:30 a.m.
Mr. Thompson gave updates regarding legal matters.

VI. ADJOURNMENT:

Upon a motion made by Vice Chair Hongyee and seconded by Commissioner Tuncap, the Commissioners adjourned at approximately 7:07 p.m.

Submitted for Approval:

JULITA T. SANTOS
Board Secretary

APPROVED:

EDITH PANGELINAN, Chairperson

ORIGINAL

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CIVIL SERVICE COMMISSION
KUMISION I SETBISION SIBIT

MINUTES OF MEETING
THURSDAY
January 11, 2018

The Civil Service Commission met on **January 11, 2018,** in the CSC Board Room, Bell Tower, 710 Marine Corps Dr., Suite 201, Hagatna, Guam 96910.

Commissioners present:	**CSC Employees present:**
Edith Pangelinan, Chairperson	Peter S. Calvo – Executive Director
Lourdes Hongyee, Vice Chairperson	R. Todd Thompson – Administrative Counsel (ALJ)
Priscilla Tuncap	Roland Fejarang – PM Administrator
John Smith	Maria Masnayon – PMA III
Catherine Gayle	

I. CALL TO ORDER:

The meeting was called to order by Chairperson Pangelinan at 5:51 p.m.

II. APPROVAL OF MINUTES:

The Minutes for December 19, 2017 was submitted for approval. There was a motion to approve by Commissioner Smith and seconded by Vice Chair Hongyee. All present concurred.

III. NEW BUSINESS:

1. Grievance Hearing:
   Patrick Artero vs. Department of Agriculture; Case No. 17-GRE19

Present for Management was Director for Agriculture, Mr. Matthew L.G. Sablan. Lay Representative Robert Koss represented the Employee, Patrick Artero, whom was also present.

Both parties advised the Commission that a settlement has been reached; the Commissioners advised Mr. Koss to submit settlement documentation within ten (10) days from this Hearing date.

IV. OLD BUSINESS:

1.Signing: Decision and Order
Raymond C. Benavente vs. Guam Police Department; CSC Case No. 0707-AA16

Mr. Thompson read into record. There was a motion to approve by Commissioner Smith and seconded by Commissioner Tuncap. All present concurred.

2.Signing: Judgment of Dismissal
Robert Garrido vs. Guam Waterworks Authority; CSC Case No. 17-AA12T

Mr. Thompson read into record. There was a motion to approve by Vice Chair Hongyee and seconded by Commissioner Tuncap. All present concurred.

3.Signing: Order After Hearing
Edlyn M. Dalisay vs. Office of Public Accountability; CSC Case No. 17-PA02

Mr. Thompson read into record. There was a motion to approve by Commissioner Tuncap and seconded by Vice Chair Hongyee. All present concurred.

V. GENERAL BUSINESS:

Mr. Calvo gave updates regarding CSC matters.
Mr. Fejarang gave updates regarding CSC calendar schedules.

VI. ADJOURNMENT:

Upon a motion made by Vice Chair Hongyee and seconded by Commissioner Tuncap, the Commissioners adjourned at approximately 6:18 p.m.

Submitted for Approval:

JULITA T. SANTOS
Board Secretary

APPROVED:

EDITH PANGELINAN, Chairperson

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CIVIL SERVICE COMMISSION
KUMISION I SETBISION SIBIT

AGENDA
Thursday, January 11, 2018

I. CALL TO ORDER

II. APPROVAL OF MINUTES

December 19, 2017

III. NEW BUSINESS

1. Grievance Hearing:
   Patrick Artero vs. Department of Agriculture; Case No. 17-GRE19

IV. OLD BUSINESS

1. Signing: Decision and Order
Raymond C. Benavente vs. Guam Police Department; CSC Case No. 0707-AA16

2. Signing: Judgment of Dismissal
Robert Garrido vs. Guam Waterworks Authority; CSC Case No. 17-AA12T

3. Signing: Order After Hearing
Edlyn M. Dalisay vs. Office of Public Accountability; CSC Case No. 17-PA02

V. GENERAL BUSINESS

1. Bills and Laws affecting CSC
2. Pending Litigation
3. Training

VI. ADJOURNMENT

Peter S. Calvo
Executive Director

ORIGINAL

Doc. No. 34GL-18-1407.

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CIVIL SERVICE COMMISSION
KUMISION I SETBISION SIBIT

AGENDA
Tuesday, January 16, 2018

I. CALL TO ORDER

II. APPROVAL OF MINUTES

January 11, 2018

III. NEW BUSINESS

1. Hearing on the Merits:
   Tricia L. Alconaba vs. Department of Education; Case No. 17-GRE16

IV. OLD BUSINESS

1. Signing: Order After Hearing
   Frank Camacho, et al. vs. Guam Power Authority; CSC Case No. 17-PA05

V. GENERAL BUSINESS

1. Bills and Laws affecting CSC
2. Pending Litigation
3. Training

VI. ADJOURNMENT

Peter S. Calvo
Executive Director

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