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Messages and Communications

1 message

Speaker's Office <speaker@guamlegislature.org> Tue, Dec 29, 2020 at 10:39 A
To: Clerks Office <clerks@guamlegislature.org>
Cc: Rennae Meno <rennae@guamlegislature.org>

12/29/20	10:03 AM	12/23/20	Prior Year Obligation Payout.	Guam Police Department	35GL-20-2542

Sinseru yan Minagåhet,

Office of the Speaker • Tina Rose Muña Barnes
Committee on Public Accountability, Human Resources & the Guam Buildup

35th Guam Legislature
I Mina'trentai Singko na Liheslaturan Guåhan

Guam Congress Building | 163 Chalan Santo Papa | Hagatna, GU 96910
T: (671) 477-2520/1
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Gumai pribilehu yan konfedensia este siha na mensåhi. Solo espesiåtmente para hågu ma entensioña pat ma aturisa para unrisibi. Sen prubidu kumu ti un ma aturisa para manribisa, na'setbe, pat mandespåtcha. Yanggen lachi rinisibu-mu nu este na mensåhi , put fabot ago' guatu gi I numa'huyong gi as speaker@guamlegislature.org yan despues destrosa todu siha I kopian mensåhi. Si Yu'os ma'åse'.

GPD-Prior Year Obligation Payout.pdf
1170K

GUAM POLICE DEPARTMENT

DIPÅTTAMENTON POLISIAN GUAHAN

Government of Guam

LOURDES A. LEON GUERRERO
Governor

JOSHUA F. TENORIO
Lieutenant Governor

Bldg. 13-16A Mariner Avenue, Tiyan
Barrigada, Guam 96913-1616
P.O. Box 23909 Barrigada, Guam 96921-3909
Telephone: (671) 475-8473 (Switchboard); (671) 475-8508 / 8509 / 8512
Fax: (671) 475-3222

STEPHEN C. IGNACIO
Chief of Police

MANNY R. CHONG
Acting Police Commander

December 23, 2020

35GL-20-2542
Speaker Tina Rose Muña Barnes

DEC 2 8 2020
Time 10:03 X AM ( ) PM
Received By: Matt

MEMORANDUM

To: The Honorable Tina Muña Barnes
Speaker of the 35th Legislature

From: Chief of Police

Subject: Prior Year Obligation Payout

In accordance with PL 35-36, Section 20, page 162 the following is a breakdown of Prior Year Obligations that the Guam Police Department has paid out:

- Sgt. Kenneth Castro – 44.50 hours of Compensatory Time Off - $2,435.71. This was paid out at the request of Sgt. Castro due to the recent and untimely death of his brother Mr. Vincent R. Castro;
- Xerox Corporation (V# X0012207) - $3,203.11. Payout was made based on the 11/17/2020 AG's memorandum for AG File No. 19.0172 for services rendered by Xerox but not paid timely.

Should you have any questions or need further information, please do not hesitate to contact Ms. AnnMarie Q. Cruz at annmarie.cruz@gpd.guam.gov. *Si Yu'us Ma'ase.*

STEPHEN C. IGNACIO

12/21/20 Display Pay Time History DSPTMHHR

Retro Pay or Negative Rate Adjustment 18:53:32

Employee ID/seq. [redacted] 1 CASTRO, KENNETH JQ

Dept/division. . : 1207 POLICE COMMANDER

PPE date 11 21 2020

--------- Time Hours Summary --------

Regular : Other wrk:

Total gross pay. : $2435.7075 Overtime: 44.50 Night dif:

Leave . : Hazard . :

Work Date	Pay Code	FMLA ?	# Hrs	Retro or Neg	Rate/Adj	Job Order No	Gross $
11 21 2020	25		44.50	R	36.49	120321003112	2435.7075

CTO

F12=Cancel F15=Display Detail

GOVERNMENT OF GUAM
DEPARTMENT OF ADMINISTRATION
FINANCIAL MANAGEMENT SYSTEM

REQUEST FOR DIRECT PAYMENT

DOCUMENT NO.: D21-1200-223
DATE: 14-Dec-20

[X] URGENT - EXPEDITE PAYMENT [ ] KEY & RELEASE - A S A P

PAYEE:	VENDOR NUMBER:
Xerox Corp and the Attorney General's Office 590 S. Marine Dr. Corp Ste 901 TAMUNING, GU 96913	X0012207

PURPOSE:
Government Claim of Xerox Corp vs. Guam Police Department Pursant to 5 G.C.A §§6302 and 6206(d)
Check cannot be mailed; must be released to GPD on AG's Office.

TRAN CODE	ACCOUNT NUMBER	AMOUNT	INVOICE NUMBER / MONTH	INVOICE DATE
190	5100A211201GA001-230	$ 3,203.11	AG File No. 19 0172	11/17/2020
		-		
		-		
		-		
		-		
	TOTAL:	$ 3,203.11		

CHECK APPROPRIATE BOX BELOW:

[X] ACCOUNT NUMBER IS CORRECT
[ ] PRIOR REFERENCE IS CORRECT
[ ] OVERRIDE IS AUTHORIZED
[X] JOB ORDER NUMBER IS CORRECT
[X] VENDOR NUMBER IS CORRECT
[X] SUFFICIENT FUNDS
[ ] INSUFFICIENT FUNDS

[X] I CERTIFY THAT GOODS/SERVICES SPECIFIED HAVE BEEN RECEIVED AND THAT PAYMENT IS PROPER AS PER THE ATTACHED DOCUMENTS

[X] I CERTIFY THAT A VALID LIABILITY EXIST BY REASON OF WITHHOLDING, OVERPAYMENT OR DEPOSIT AND THAT PAYMENT IS PROPER AS PER THE ATTACHED DOCUMENTS

Elaine E. Cabrera, PCI PREPARED BY	E. Cabrera Signature	15-Dec-20 Date
Stephen C. Ignacio, Chief of Police APPROVING OFFICIAL	Stephen Ignacio Signature	15-Dec-20 Date
AnnMarie Q. Cruz, PCIV CERTIFICATION OF FUNDS AVAILABLE	 Signature	15-Dec-20 Date

Form ACC-DPA001 *Revised 12-2012*

Office of the Attorney General of Guam

590 S. Marine Corps Drive, Suite 901 ♦ Tamuning, GU 96913
Phone: 671.475.3324 Ext 5015 ♦ Fax 671.477-4703 ♦ Email: ag@oagguam.org

Hon. Leevin Taitano Camacho
Attorney General of Guam

17 NOV 2020

11-20-2020
Fwd to ASG for

MEMORANDUM

TO: Chief of Police, Guam Police Department

FROM: Deputy Attorney General, Litigation Division

SUBJECT: Government Claim of Xerox Corp. vs. Guam Police Department;
AG File No. 19.0172

Hafa Adai. In your March 11, 2020 memorandum, you acknowledged that the Guam Police Department (GPD) owes Xerox Corp. (Xerox) the amount of $4,853.04 for non-payment of four (4) invoices for the lease of Xerox equipment, maintenance, supplies, and impression charges for the service period of January 2017 to September 2018 (Invoices referenced below). Furthermore, you acknowledged that funding is available to pay the claim.

	Invoice Date	Invoice No.	Invoice Amt	
1	02/13/2018	C92246216	1,649.93	Missed filing deadline
2	07/20/2018	093891531	2,270.57	
3	09/20/2018	094536431	537.33	
4	02/22/2019	096081564	395.21	
		Total of four invoices	$4,853.04	
		Total of three valid invoices	**$3,203.11**	

This office has found that Invoice No. C92246216 has missed the deadline to file a claim against the government of Guam, leaving the balance owed to Xerox for this claim totaling $3,203.11. On September 16, 2020, Xerox has accepted the settlement amount of $3,203.11. Enclosed is a copy of the Attorney General and Governor's approval for settlement of the above-referenced claim.

Therefore, pursuant to 5 G.C.A. §§ 6302 and 6206(d), please have a check prepared for the amount of **$3,203.11** payable to XEROX CORPORATION and the OFFICE OF THE ATTORNEY GENERAL as the claimant must submit an executed claim release in exchange for the check. Hence, please notify us when the check is available so that we can ensure a release is signed.

Thank you for your attention to this matter.

OFFICE OF THE ATTORNEY GENERAL
LEEVIN TAITANO CAMACHO, Attorney General

JAMES L. CANTO II
Deputy Attorney General

Enclosure

Office of the Attorney General of Guam

590 S. Marine Corps Drive, Suite 901 ♦ Tamuning, GU 96913
Phone: 671.475.3324 Ext 5015 ♦ Fax 671.477-4703 ♦ Email: ag@oagguam.org

Hon. Leevin Taitano Camacho
Attorney General of Guam

2020-11952

CONFIDENTIAL COMMUNICATION

Elaine Taisto

October 8, 2020

MEMORANDUM

TO: The Governor

VIA: Legal Counsel

FROM: Attorney General

Y# X0132

SUBJECT: Government Claim of Xerox Corporation vs. Guam Police Department;
AG File No.: AG19.0172;
Amount Claimed: $4,853.04; Recommended Payment for Settlement: $3,203.11

This is a request for approval, pursuant to 5 GCA §6206(a), to settle the subject government claim.

Liability: On October 15, 2019, Xerox Corporation ("Xerox") filed a claim against the Guam Police Department ("GPD") seeking payment for four (4) invoices totaling $4,853.04 for the lease of Xerox equipment, maintenance, supplies, and impression charges for the service period of January 2017 to September 2018.

	Invoice Date	Invoice No.	Invoice Amt	
1	02/13/2018	C92246216	1,649.93	Missed filing deadline
2	07/20/2018	093891531	2,270.57	
3	09/20/2018	094536431	537.33	
4	02/22/2019	096081564	395.21	
		Total of four invoices	$4,853.04	
		Total of three valid invoices	**$3,203.11**	

GPD Chief of Police, Stephen C. Ignacio, acknowledges receiving the services, supplies, and equipment from Xerox on the dates identified in the claim and states that GPD continues to receive such services and supplies. Chief Ignacio also acknowledges that the four invoices remain unpaid and that the amount of $4,853.04 is owed to Xerox. The services were provided to GPD's Recreational Boating Safety Program and Finance Section. The costs were for overages (services beyond the original contract) and GPD could not complete the required amendments before the end of FY2019 because the invoices were not provided to GPD by Xerox in a timely manner. As

ORIGINAL

a result, the invoices became prior year obligations. Chief Ignacio confirms that GPD has the funds to pay $4,853.04 to Xerox. The government is liable for this claim.

Damages: Xerox is seeking a total of $4,853.04 in damages.

Recommendation: Section 6106(a) of the Government Claims Act provides in part that all claims "must be filed within 18 months from the date the claim arose."

This office has found that Invoice No. C92246216 for $1,649.93 (No. 1 on the chart above), has missed the filing deadline to file a claim against the government by two (2) months, leaving the balance owed to Xerox totaling $3,203.11. On September 16, 2020, Xerox has agreed to a settlement of this claim for the amount of $3,203.11. Therefore, since GPD has certified that funding is available for this claim, this office recommends a settlement for the amount of **$3,203.11** in accordance with 5 GCA §6206(d).

If this settlement is approved, please sign below and have this memorandum returned to this Office so that payment may be made.

Thank you for your prompt attention to this matter.

LEEVIN TAITANO CAMACHO
Attorney General

The above Settlement is [X] APPROVED [ ] DISAPPROVED

LOURDES A. LEON GUERRERO
Governor of Guam

Date: 10/23/2020