



BEFORE THE
GUAM CIVIL SERVICE COMMISSION
BOARD OF COMMISSIONERS



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

IN THE MATTER OF:

FRANCINE ROCIO,

Employee,

vs.

PORT AUTHORITY OF GUAM,

Management.

ADVERSE ACTION APPEAL
CASE NO.: 12-AA29T SP

ORDER AFTER HEARING;
RECONSIDERATION OF
MOTION

This matter came on to be heard November 21, 2019, on Management’s motion to reconsider the decision of the Civil Service Commission (Commission) to grant the three motions to dismiss filed by Employee. Commissioners present were Chairman Luis R. Baza, Vice-Chairman Juan K. Calvo, Commissioner Priscilla T. Tuncap, Commissioner John Smith, and Commissioner Emilia F. Rice. Present for Management were Director Rory J. Respicio, and his attorney Joseph B. McDonald. Employee was present with her counsel, Georgette Bello Concepcion.

The Commission heard argument from the parties and then deliberated. Vice-Chairman Calvo opined that the 60-day clock of 4 GCA §4406 started on October 16,

1 2012, as indicated in the Commission's decision and not the later date suggested by
2 Management. Vice-Chairman Calvo also thought the Final Notice of Adverse Action
3 was defective because it lacked specificity. Commissioner Tuncap voted in favor of
4 Management. By a vote of 4 to 1 (Commissioner Tuncap dissenting), the Commission
5 denied Management's Motion.

6 SO ORDERED THIS 30 DAY OF December, 2019.

7 (resigned)
8 LUIS R. BAZA
Chairperson

9 Juan K. Calvo
10 JUAN K. CALVO
Vice-Chairperson

11 Priscilla T. Tuncap
12 PRISCILLA T. TUNCAP
Commissioner

13 John Smith
14 JOHN SMITH
Commissioner

15 Emilia F. Rice
16 EMILIA F. RICE
Commissioner