



BEFORE THE
 GUAM CIVIL SERVICE COMMISSION
 BOARD OF COMMISSIONERS



IN THE MATTER OF:
JOE MARIE SALOMA,
 Employee,
 vs.
DEPARTMENT OF CORRECTIONS,
 Management.

**ADVERSE ACTION APPEAL
 CASE NO.: 19-AA06S**

DECISION AND ORDER

This matter came before the Civil Service Commission (CSC) January 21, 2020, on Management’s motions. Present for the hearing were Employee with his Lay Representative, Robert Koss. Also present were Antone F. Aguon, Department of Corrections Assistant Superintendent, with his counsel, Assistant Attorney General Donna Lawrence. Commissioners present were Chairman Juan K. Calvo, Vice Chairman John Smith, Commissioner Priscilla T. Tuncap, and Commissioner Anthony P. Benavente.

Management moved for the following:

1 1. That CSC issue a declaratory ruling invalidating any and all CSC's practices
2 policies or rules that have not been promulgated under the Administrative Adjudication Law
3 (AAL).

4 2. An order invalidating CSC's currently non-promulgated adjudicatory practices,
5 rules and policies.

6 3. An order that procedural and evidentiary provisions of Article 2 of the AAL will
7 not be applied to CSC hearings.

8 4. An order that Management be allowed to call witnesses, including Employee in
9 any order.

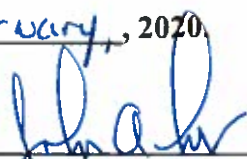
10 5. That there be no time limits on examining witnesses.

11 6. An order that invalidates paragraph 10 of its Case Management Statement.

12 By a vote of 4 to 0 the Civil Service Commission voted to deny all of Management's
13 motions described above.

14 **SO ORDERED THIS** 29th **DAY OF** February, 2020.

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18 **JUAN K. CALVO**
19 Chairman

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18 **JOHN SMITH**
19 Vice Chairman

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20 **PRISCILLA T. TUNCAP**
21 Commissioner

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20 **EMILIA F. RICE**
21 Commissioner

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22 **ANTHONY P. BENAVENTE**
23 Commissioner

24 **DECISION AND ORDER**

24 *Joe Marie Saloma vs. Department of Corrections*
24 Adverse Appeal Case No.: 19-AA06S