BEFORE THE
GUAM CIVIL SERVICE COMMISSION
BOARD OF COMMISSIONERS

IN THE MATTER OF:

JONATHAN CONCEPCION,
Formerly known as Jonathan J. Quenga,

Employee,

vs.

PORT AUTHORITY OF GUAM,
Management.

GRIEVANCE APPEAL
CASE NO.: 16-AA21S

JUDGMENT

Pursuant to the Offer of Judgment by Management, we hereby enter Judgment in favor of the Employee. Employee is entitled to all back pay and benefits for the days of the suspension served during his regularly scheduled work days, up until Employee’s date of resignation.

SO ADJUDGED THIS 3rd DAY OF November 2016.

EDITH PANGELINAN
Chairperson

PRISCILLA T. TUNCAP
Commissioner

LOURDES HONGYEE
Commissioner

DANIEL D. LEON GUERRERO
Vice Chairperson

JOHN SMITH
Commissioner

CATHRYNE GAYLE
Commissioner

Jonathan Concepcion vs PORT
Adverse Action Appeal 16-AA21S Judgment
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Attorneys for Management,
Port Authority of Guam

CIVIL SERVICE COMMISSION
GOVERNMENT OF GUAM

In the Matter of: ) ADVERSE ACTION APPEAL
) CASE NO. 16-AA21S

JONATHAN CONCEPCION,
formerly known as Jonathan J. Quenga,
Employee,

vs.

PORT AUTHORITY OF GUAM,
Management.

COMES NOW Management, Port Authority of Guam ("PAG" or "PORT"), through its attorneys of record, Law Offices of Phillips & Bordallo, P.C., by Michael F. Phillips, and hereby offers an entry of Judgment.

INTRODUCTION

On May 27, 2016, Management served Employee with an adverse action for discourteous treatment of another employee and for threatening, coercing, and harassment. As a result, Management ordered that Employee serve a fifteen (15) day suspension. The suspension began on May 28, 2016; however, Employee resigned from his position as a Port Police Officer II before completing his fifteen (15) day suspension. Employee’s resignation became effective on June 2, 2016. As of the date of this filing, Employee is no longer an employee of the Port Authority of Guam.
CONCLUSION

Considering the Employee’s unforeseen resignation and the time Management, Employee, and the Commission may take to try this matter, Management offers, consents, and requests that the Commission enter judgment in favor of the Employee to revoke Management’s May 27, 2016, adverse action to close this matter. Employee may also receive all back pay and benefits for the days of suspension served during his regularly scheduled work days, excluding non-work days (i.e., applicable weekends and holidays), up until Employee’s date of resignation.

Respectfully submitted this 27th day of October, 2016.

PHILLIPS & BORDALLO, P.C.
Attorneys for Port Authority of Guam

By: [Signature]

MICHAEL F. PHILLIPS