



BEFORE THE
GUAM CIVIL SERVICE COMMISSION
BOARD OF COMMISSIONERS



IN THE MATTER OF:

GRIEVANCE APPEAL
CASE NO. 14-GRE-64 and 14-GRE-63

JULIA G. SALAS and
YVONNE ARCEO,

DECISION AND ORDER

Employee,

LAW vs.

DEPARTMENT OF EDUCATION,

Management.

This case came before the Civil Service Commission at its regularly scheduled meeting on May 7, 2015, at 5:45 p.m., at its office located in Sinajana, Guam.

By a vote of 7-0, the Commission accepted the parties request pursuant to the attached Stipulation and Order Remanding Grievance Appeals to Office of Attorney General for Compliance with DOA RULE 12.802.

SO ADJUDGED THIS 30th day of July 2015.

Luis R. Baza

LUIS R. BAZA
Chairman

Not present

MANUEL R. PINAUIN
Vice-Chairman

Priscilla T. Tuncar


PRISCILLA T. TUNCAR
Commissioner

John Smith

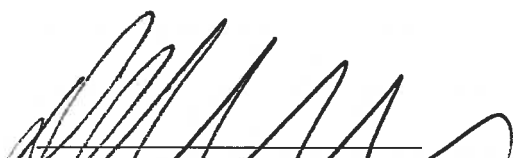
JOHN SMITH
Commissioner

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LOURDES HONGYEE
Commissioner



DANIEL D. LEON GUERRERO
Commissioner

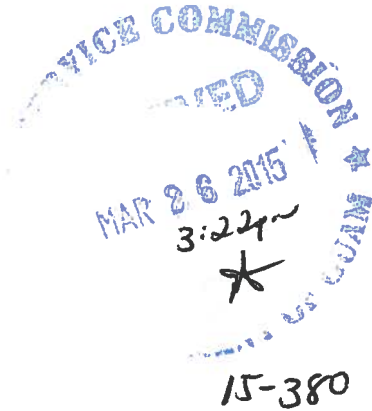


EDITH C. PANGELINAN
Commissioner



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 Attorney General of Guam
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Attorneys for the Government of Guam



**BEFORE THE CIVIL SERVICE COMMISSION
 GOVERNMENT OF GUAM**

IN THE MATTER OF:)	GRIEVANCE APPEAL CASE NOS.
)	14-GRE-64 and 14-GRE-63
JULIE G. SALAS and YVONNE ARCEO,)	
)	STIPULATION AND ORDER
Employees,)	REMANDING GRIEVANCE APPEALS TO
)	OFFICE OF ATTORNEY GENERAL FOR
vs.)	COMPLIANCE WITH
)	DOA RULE 12.802
ATTORNEY GENERAL'S OFFICE and)	
DEPARTMENT OF ADMINISTRATION,)	
)	
Management.)	

It is hereby stipulated between the employee(s) and management that this grievance shall be remanded to the Office of the Attorney General for the conduct of the Step Four Formal Grievance Procedure before a properly constituted Grievance Review Board, as authorized by Title Five, Guam Code Annotated, Section 30121.2, and pursuant to the Department of Administration's Personnel Rules and Regulations Rule 12.800 and 12.802.

The employee(s) and management further stipulate that the Office of the Attorney General has authority to conduct the Step Four Formal Grievance Procedure and neither party

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can later raise the lack of such authority of the Office of the Attorney General in this regard as a basis for overturning a resolution or decision in this matter.

As DOA rule 12.802A provides for appointment of the Grievance Review Board within 10 days of receipt of Step 4, and as Step 4 was filed by employees quite a while ago, the parties agree that the 10 day period will begin upon the date of entry of this Stipulation and Order by the Civil Service Commission.

As DOA rule 12.802D provides for the Grievance Review Board to conclude its investigation within 20 days of its appointment, in the interests of justice, the parties agree that the Grievance Review Board shall conclude its investigation within 40 days of its appointment.

The parties agree that failing mutual agreement on the outcome of the Grievance Review Board process (i.e., Step 4) – the parties will resume Step 5 of the Grievance Review Process at its current stage, i.e., continuation of the appeal before the Civil Service Commission.

For tracking purposes, these matters are scheduled for prehearing conferences in 2016.

So agreed:



JULIE G. SALAS
Employee

Date: 03-25-2015




YVONNE ARCEO
Employee

Date: 3-25-2015

So agreed:

OFFICE OF THE ATTORNEY GENERAL
Elizabeth Barrett-Anderson, Attorney General

By: 

KARL P. ESPALDON
Deputy Attorney General
Management

Date: March 26, 2015

So Ordered.

Dated this ____ day of _____, 2015.

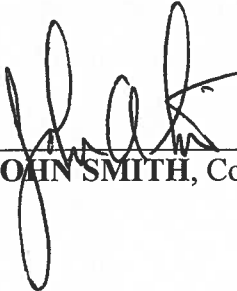
MANUAL R. PINAUIN, Vice Chairman

DANIEL LEON GUERRERO, Commissioner

LOURDES HONGYEE, Commissioner



PRISCILLA T. TUNCAP, Commissioner



JOHN SMITH, Commissioner



EDITH PANGELINAN, Commissioner