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CIVIL SERVICE COMMISSION
JAN 1 4 2025
@ 1:34 p.m.
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**BEFORE THE
GUAM CIVIL SERVICE COMMISSION
BOARD OF COMMISSIONERS**

**IN THE MATTER OF:
EUGENE SUNEGA,**

Employee,
v.
GUAM SOLID WASTE AUTHORITY,

Management.

**ADVERSE ACTION APPEAL
CASE NUMBER: 24-AA09T**

DECISION AND JUDGMENT

INTRODUCTION

The Civil Service Commission (“CSC”), on December 12, 2024, heard Management’s Motion to Dismiss for Lack of Jurisdiction. Commissioners present were Chairman Juan K. Calvo, Vice Chairman Anthony P. Benavente, Commissioner Francisco T. Guerrero, Commissioner Cathy O. Catlin, and Commissioner Rose Marie Morales.

Also present was Mr. Eugene Sunega (“Employee”), *pro se*. Alicia Fejeran, Chief of Administration, accompanied by Attorney Shannon Taitano were present for Guam Solid Waste Authority (“GSWA”).

1 **JURISDICTION**

2 The Jurisdiction of the Civil Service Commission is based upon the Organic Act
3 of Guam, 4 GCA §§4401. *et seq.* and relevant Personnel Rules and Regulations.

4 **DELIBERATIONS**

5 After due deliberations, the Commissioners determined that the Employee was an
6 Unclassified Employee on probationary status at the time of his dismissal. Therefore,
7 by a vote of 5 to 0 the Commission had no jurisdiction to hear the Motion.

8 **CONCLUSION**

9 Due to the fact that the Commission lacks jurisdiction in cases of unclassified
10 employees, this case is dismissed by a vote 5-0.

11 **SO ADJUDGED** this 14th day of January, 2025.

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14 **JUAN K. CALVO**
Chairman

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14 **ANTHONY P. BENAVENTE**
Vice Chairman

15 **- ABSENT -**
16 **FRANCISCO T. GUERRERO**
Commissioner

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16 **CATHY O. CATLING**
Commissioner

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18 **ROSE MARIE A. MORALES**
19 Commissioner