



21-144



**BEFORE THE
GUAM CIVIL SERVICE COMMISSION
BOARD OF COMMISSIONERS**



IN THE MATTER OF:

FRANCES ARRIOLA,

Employee,

vs.

PORT AUTHORITY OF GUAM,

Management.

**ADVERSE ACTION APPEAL
CASE NO.: 12-AA28T SP**

JUDGMENT OF DISMISSAL

The Civil Service Commission hereby dismisses the above captioned case with prejudice pursuant to the signed Stipulated Judgment of Settlement, attached hereto.

SO ADJUDGED THIS 16th day of March, 2021.

Juan K. Calvo

JUAN K. CALVO
Chairman

John Smith

JOHN SMITH
Vice Chairman

Priscilla T. Tuncap

PRISCILLA T. TUNCAP
Commissioner

Emilia F. Rice

EMILIA F. RICE
Commissioner

Anthony P. Benavente

ANTHONY P. BENAVENTE
Commissioner

Robert C. Taitano

ROBERT C. TAITANO
Commissioner

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2 Hagatna, Guam 96910
Telephone: (671) 588-8866
3 Email: pleadings@mcdonald.law

4 Attorney for Employee Frances Arriola



21-79

6 **BEFORE THE CIVIL SERVICE COMMISSION**
7 **OF GUAM**

8 IN THE MATTER OF:) **ADVERSE ACTION APPEAL**
9 FRANCES ARRIOLA) **CASE NO. 12-AA28T SP**
10 Employee,)
11 vs.) **STIPULATED JUDGMENT**
12 PORT AUTHORITY OF GUAM,) **OF SETTLEMENT**
13 Management.)

15 COME NOW Management-Appellee PORT AUTHORITY OF GUAM, through its
16 DEPUTY GENERAL MANAGER Luis R. Baza, duly authorized by Board of Directors to enter
17 into and execute upon settlement, and Employee-Appellant Frances Arriola, through her counsel
18 Charles H. McDonald II of McDONALD LAW OFFICE, LLC, to jointly stipulate that the terms
19 of a private undisclosed Settlement Agreement between the parties shall be entered as the
20 Judgment of Civil Service Commission in the above captioned action, which Settlement fully
21 and with finality resolves the underlying adverse action appeal by Employee against
22 Management and the adverse action taken by Management against Employee. By this reference,

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1 the terms of the undisclosed Settlement Agreement are incorporated into this Judgment, though
2 the Settlement Agreement shall remain undisclosed unless and until either party shall in good
3 faith seek enforcement of the terms of the Settlement Agreement or otherwise is obligated to
4 disclose pursuant to law or lawful order.


5 The Parties herein stipulate to rescission of the adverse action against Employee and to
6 reinstate Employee to employment with the Port Authority of Guam as provided in the Settlement
7 Agreement according to its terms. The Parties further stipulate that the Settlement Agreement
8 fully and with finality resolves the underlying adverse action appeal but that the Commission
9 shall retain jurisdiction to enforce the Parties' respective rights under the Settlement Agreement,
10 should such circumstance arise.

11 SO STIPULATED:

12 Employee: FRANCES ARRIOLA
13 McDONALD LAW OFFICE, LLC

Management: PORT AUTHORITY OF
GUAM

14  2/24/21
15 CHARLES H. McDONALD II

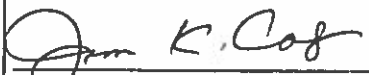

16 LUIS R. BAZA
17 Deputy General Manager

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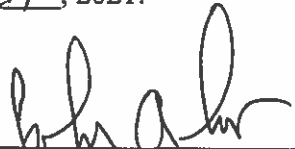
JUDGMENT OF THE CIVIL SERVICE COMMISSION

THIS MATTER coming before the Civil Service Commission based on the agreement of the parties set forth above and good cause therein shown, the Civil Service Commission hereby enters Judgment rescinding the adverse action taken against Employee FRANCES ARRIOLA and incorporating the undisclosed terms of the parties' Settlement Agreement into this Judgment. This Judgment fully and with finality resolves the adverse action appeal filed by Employee. The Civil Service Commission retains jurisdiction to enforce the parties' Settlement should such circumstance arise.

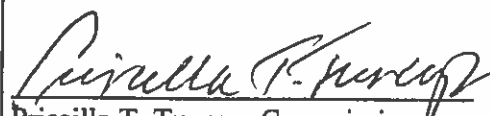
SO ORDERED: THIS ^{23rd} ~~12th~~ day of march, 2021.



Juan K. Calvo, Chairman



John Smith, Vice Chairperson



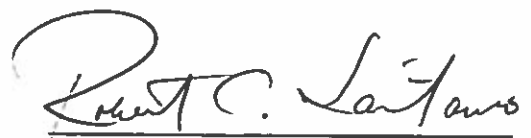
Priscilla T. Tuncap, Commissioner



Anthony Benavente, Commissioner



Emilia Rice, Commissioner



~~Daniel D. Leon Guerrero, Executive Director~~
Robert C. Taitano
Commissioner