

**PUBLIC UTILITIES COMMISSION  
OF GUAM**



Jeffrey C. Johnson

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Lourdes R. Palomo  
Administrator

**RESOLUTION NO. 13-02**

**RE: AUTHORIZATION TO ISSUE REQUEST FOR PROPOSALS FOR LEGAL COUNSEL, ADMINISTRATIVE LAW JUDGE, AND CONSULTANTS FOR FY2014-2015**

**WHEREAS**, the Guam Public Utilities Commission ("PUC") is an autonomous instrumentality within the Government of Guam;

**WHEREAS**, the PUC has the authority to retain consultants, attorneys and administrative law judges;

**WHEREAS**, other autonomous instrumentalities in the Government of Guam, such as the Antonio B. Won Pat International Airport Authority, Guam, the Guam Election Commission, the Guam Memorial Hospital Authority, and the Port Authority of Guam, follow the Guam Procurement Law when retaining consultants, attorneys and other professional services;

**WHEREAS**, Title 5 Guam Code Annotated Section 5030(k) expressly states that the Procurement Laws of Guam shall apply to a "Commission";

**WHEREAS**, Title 5 Guam Code Annotated Section 5004(b) expressly states that the Procurement Laws of Guam "shall apply to every expenditure of public funds irrespective of their source";

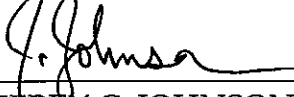
**WHEREAS**, Title 5 Guam Code Annotated Section 5125 expressly states that it is "the intent of I Liheslaturan Guahan [the Legislature] to require all Executive Branch governmental bodies, including autonomous agencies, and other above-named bodies, to be governed to the maximum extent practicable" by the Guam Procurement Law;

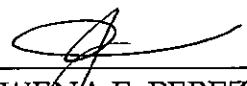
**WHEREAS**, the PUC finds that it is in the public interest to retain consultants, attorneys and administrative law judges in a transparent and fair manner pursuant to the established procedures in the Guam Procurement Law;

**NOW THEREFORE**, in due consideration of the above recitals and for good cause shown, the PUC hereby resolves that:

1. Chairman Johnson is authorized to cause the preparation and publication of procurement documents for the employment of a consultant, attorney and administrative law judge;
2. Chairman Johnson shall take steps to prepare and publish these procurement documents within 30 days after the date of this Resolution;
3. Chairman Johnson and Commissioners Perez, McDonald, Cantoria, Pangelinan, and Montinola shall form a Committee to follow the procedures set forth in Title 2 Guam Administrative Rules and Regulations Section 3114, et seq., for evaluating potential consultants, attorneys and administrative law judges;
4. The Committee shall then select and negotiate with the highest ranking offerors;
5. At the next scheduled meeting of the PUC, the Committee shall make recommendations to the PUC regarding an award to the selected consultant, attorney and administrative law judge;
6. The PUC may then adopt, reject or amend the recommendations of the Committee.

DULY AND REGULARLY ADOPTED ON THIS 28th DAY OF MAY 2013.

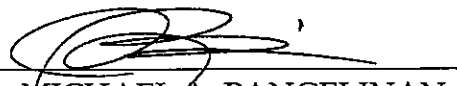
  
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JEFFREY C. JOHNSON  
Chairman

  
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ROWENA E. PEREZ  
Commissioner

  
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FILOMENA M. CANTORIA  
Commissioner

  
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JOSEPH M. McDONALD  
Commissioner

  
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PETER MONTINOLA  
Commissioner

  
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MICHAEL A. PANGELINAN  
Commissioner