

**BEFORE THE GUAM PUBLIC UTILITIES COMMISSION**

**IN RE: ADMINISTRATIVE DOCKET ) PAG Docket No. 09-01**  
**CONTRACT REVIEW PROTOCOL )**  
**FOR THE PORT AUTHORITY OF ) ORDER**  
**GUAM )**  
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**INTRODUCTION**

This matter comes before the Guam Public Utilities Commission (the “PUC”) upon the request of the Administrative Law Judge of the PUC (the “ALJ”) for approval and adoption of the proposed Contract Review Protocol (“CRP”) for the Port Authority of Guam (“PAG”), which is attached to the ALJ Report filed on February 14, 2011.

**DETERMINATIONS**

1. On February 14, 2011, the ALJ issued an ALJ Report regarding the approval and adoption of the CRP for PAG attached to the ALJ Report.
2. In the ALJ Report, the ALJ provided an overview of each provision contained in the proposed CRP.
3. The ALJ found that the provisions contained in the proposed CRP were reasonable and fair. The ALJ further found that the provisions contained in the CRP would promote better efficiency in the regulatory contract review process. Moreover, the ALJ additionally found that because PAG currently lacked a CRP, the adoption of one was crucial at this time, especially in light of the impending military buildup.
4. Thus, the ALJ recommended that the PUC approve and adopt the proposed CRP attached to the ALJ Report.

The Commission hereby adopts the findings made in the ALJ Report and, therefore, issues the following:

**ORDERING PROVISIONS**

Upon consideration of the record herein, the February 14, 2011 ALJ Report, and for good cause shown, on motion duly made, seconded and carried by the affirmative vote of the undersigned Commissioners, the Commission hereby ORDERS that:

1. The Commission approves and adopts the Contract Review Protocol filed by the ALJ, with the exception that the contract review threshold remain at \$1 million, instead of \$1.5 million as proposed by the ALJ. This Contract Review Protocol, which is filed as a separate Order in this docket, shall govern the procedure to identify and review regulated contracts and obligations of PAG.

2. PAG is further ordered to pay the PUC’s regulatory fees and expenses, including and without limitation, consulting and counsel fees, and the fees and expenses associated with conducting the review process. Assessment of the PUC’s regulatory fees and expenses is authorized pursuant to 12 G.C.A. §§ 12002(b) and 12024(b), and Rule 40 of the Rules of Practice and Procedure before the Public Utilities Commission.

SO ORDERED this 20<sup>th</sup> day of June, 2011.

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Jeffrey C. Johnson  
Chairman

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Joseph M. McDonald  
Commissioner

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Rowena E. Perez  
Commissioner

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Filomena M. Cantoria  
Commissioner

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Michael A. Pangelinan  
Commissioner