

# GMHA given 10 days to respond to petition for retirement fund payment

By Louella Losinio  
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The Superior Court has given the Guam Memorial Hospital Authority 10 days to respond or show cause for its inability to make timely payments to the Government of Guam Retirement Fund.

During a hearing Monday on the petition for writ of mandate filed by the retirement fund's trustees, the hospital's legal counsel, Rachel Taimanao-Ayuyu, said, "We would ask that the court consider - as has been requested in the petition - that the alternative writ be issued so that the hospital may have an opportunity to answer or show cause within a few days.

In its petition, the retirement fund board is asking the court to order GMH officials "to perform its legal and ministerial duties by remitting to the fund all contributions" that are owed.

According to Taimanao-Ayuyu, the 10 days would provide an opportunity

for the hospital to provide the court with information on the status of the retirement fund contributions and other information.

Attorney Vincent Camacho, who represents the retirement fund's trustees, objected to the hospital's request.

"As counselsaid,they do not contend or contradict the fact that they do owe this money. They are well informed by the retirement fund as to the status of the payments every single pay period," Camacho said, adding that this includes new and accrued interest to the fund.

Camacho told the court there are GMH employees who are eligible for retirement but are unable to do so because of the hospital's unpaid contributions to the fund. He said most people who are eligible to retire at the end of the fiscal year, which is Sept. 30.

"We do not have a true picture of how many are going to be affected, except for the information that there will be employees who will retire in September. If the court grants us that

10 days it will still be within the month of September," Taimanao-Ayuyu said.

According to the petition for writ of mandate filed by the retirement fund, GMHA owed around \$2.6 million as of the July letter, plus penalties and interest. The amount owed included employer contributions.

GMH remitted around \$1 million to the fund in August. Camacho told the court that the hospital made additional payments of around \$511,000 earlier this month.

"Until they are current, then no one can retire," Camacho told the court.

Public Law 28-38 requires full remittance of defined benefit and defined contribution employee and employer contributions, inclusive of interest and penalties, for the current fiscal year, before the fund can accept retirement applications from a government agency or department.

Judge Vernon Perez granted the 10-day request and ordered all parties to return to court Sept. 27.

# Man accused of damaging vehicles, public drunkenness

By Jamie Ward  
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Guam Police Department officers arrested 25-year-old Masios los, who was charged with two third-degree felony counts of criminal mischief after his alleged involvement in damaging vehicles traveling through Dededo on Saturday.

los is also known as Mas Yaqui or Mas Ypw, court documents state.

According to a Superior Court of Guam's magistrate complaint, two cars were traveling along Lada Avenue when los allegedly stood in the middle of the street. Trying to avoid him, the court document states, the vehicle swerved while los "proceeded to run forward and jump into the vehicle, damaging the front windshield area."

The court documents add that as the car made a U-turn to drive away, los threw rocks at it while a woman he was with threw a metal stick at one of the passengers, allegedly hitting him in the leg.

A driver in a second car traveling in the vicinity also reported around the same time that "he heard a loud bang on the passenger side of his vehicle which made him stop to check for damage," court documents state.

Court documents state that he "noted a dent and some scratches below the front passenger side door that had not been there prior to him operating the vehicle," and that he saw los standing in the road.

When police located los, court documents state, he was "lying on his back without a shirt and wearing dark blue shorts and did not want to stand up."

The officer detected a strong odor of an intoxicating beverage from his breath, court documents state. los was also charged with public drunkenness.

The woman allegedly with los during the first altercation who struck the passenger with a metal stick, Tia Pison, 23, was charged with misdemeanor assault.

# Murder suspect remains held on \$100,000 bail

By Jamie Ward  
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Murder suspect Jonathan Pangelinan will remain held on \$100,000 bail and will not be released to a third-party custodian until his attorney can provide evidence showing he will not flee Guam.

Court documents state the decision "declining to rule" was reached Thursday by Judge Michael Bordallo.

Pangelinan has been jailed since late March after he was taken into custody following a Mes CHamoru celebra-

tion at the Atkins Kroll complex in Tamuning, where he allegedly fatally assaulted a relative and coworker, Leebrick Manglona, 35.

The court document further states that on June 26 Bordallo ruled Pangelinan would not be released, based on the evidence.

"There is too great a possibility of the defendant fleeing Guam if he is released to a third-party custodian."

Pangelinan's attorney and public defender Stephen Hattori asked the court to reconsider two days later and the court said it would "if he could

produce something different to reassure the court that he was not a flight risk, in particular in terms of his relationship with his father."

On July 9, Hattori submitted statements in support of Pangelinan's release to third-party custodians, "but failed to address the flight risk in light of the father's statement to the victim's mother," court documents state.

The court's decision states that Manglona's mother received a phone call from Pangelinan's father on or about May 14 in which she stated that Pangelinan's father apologized for what his son did and stated that the father said if Pangelinan was released, the father would fly Pangelinan to California.

That statement caused Manglona's mother to alert the attorney general's office the next day, the document states.


 Department of Integrated Services for Individuals with Disabilities  
Dipartimento Serbisios Para Individuos con Discapacidad  
Government of Guam  
Division of Vocational Rehabilitation (DVR)


**PUBLIC NOTICE**

The Guam State Rehabilitation Council (SRC) will hold a Quarterly Membership Meeting on Thursday, September 20, 2018 at 10 am at the GSAT House #19 Dean's Circle, University of Guam.

For special accommodations, please call 475-5748, at least 3 days in advance.

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 The Honorable EDDIE B. CALVO  
Governor

 The Honorable RAY TENORIO  
Lt. Governor

**PUBLIC NOTICE**

The Board of Directors of the A.B. Won Pat International Airport Authority, Guam (GIAA) will convene its Regular Board meeting on Tuesday, September 25, 2018 at 3:00 p.m. in Terminal Conference Room No. 3. In addition to regular matters, pursuant to 5 G.C.A. §811 (c)(2), Executive Session will be held to discuss pending litigation to which GIAA is a party. Parking is available in the Public Parking Lot.

For special accommodations or agenda items, please call the Board Office at 642-4717/18.  
(This ad paid for by GIAA)

**GUAM BOARD OF EXAMINERS FOR PHARMACY**

**Regular Session Meeting, Thursday, September 20, 2018 at 7:30 AM**

at the Terlaje Professional Building, 194 Hernan Cortez Avenue, 2nd Floor, Suite 209 Health Professional Licensing Office Board Conference Room, Hagatna, Guam.

For more information please contact the Board office at 735-7405 thru 12. Persons with disabilities needing special accommodations may call Jimmy Sian at 735-7172 or the telecommunication device for the Hearing/Speech Impaired (TDD) at 649-1801. Executive meeting may be called if necessary.

**GUAM BOARD OF MEDICAL EXAMINERS**

**Regular Board Meeting, Thursday, September 20, 2018 at 4:00 PM**

at the Guam Memorial Hospital Authority Educational Training Room 4th floor, 850 Carlos G. Camacho Road, Tamuning, Guam.

For more information please contact the Board office at 735-7405 thru 12. Persons with disabilities needing special accommodations may call Jimmy Sian at 735-7172 or the telecommunication device for the Hearing/Speech Impaired (TDD) at 649-1801. Executive meeting may be called if necessary.

*Resched 2-way*