



JUDICIARY OF GUAM

Administrative Office of the Courts
Guam Judicial Center • 120 West O'Brien Dr • Hagåtña, Gu. 96910
Tel: (671) 475-3544 • Fax: (671) 477-3184



HON. F. PHILIP CARBULLIDO
CHIEF JUSTICE

HON. ALBERTO C. LAMORENA III
PRESIDING JUDGE

KRISTINA L. BAIRD
ADMINISTRATOR OF THE COURTS

Judiciary of Guam issues Sixth Updated Order relative to Court Operations

August 28, 2020

(Hagatna, Guam) - The Judiciary of Guam has issued several administrative orders to protect the public health, the most recent of such orders being ADM20-403.

The court recognizes that the growing number of confirmed COVID-19 cases in Guam and its resulting strain on the island's healthcare system require continued efforts to limit the transmission of the disease. At the same time, the court recognizes that it must expand its services to the extent possible, keeping at the forefront the need to protect the health and safety of court employees, patrons, and the general public. With these considerations in mind, the court issues its SIXTH UPDATED ORDER regarding the suspension of certain court operations to protect the public health by reducing the risk of exposure to COVID-19 and slowing the spread of the disease.

To the extent ADM20-403 conflicts with any other existing administrative order of the court, ADM20-403 shall prevail.

Relative to the Sixth Updated Order ADM20-403, please be aware of the following reminders:

- The Supreme Court of Guam and Superior Court of Guam will continue to be open to conduct court business, but until at least September 9, 2020, all court facilities— including the Guam Judicial Center in Hagåtña, the San Ramon Temporary Courtroom in Hagåtña, the Northern Court Satellite in Dededo, the offices of the Probation Services Division, and the Judicial Education Center—shall be closed to the general public, except where entry is required to address essential matters that cannot be resolved remotely (i.e., by telephone, videoconference, email, or comparable means, or through the electronic filing system) because it is not practicable or would contravene the protection of constitutional rights. Essential court operations shall continue at the Guam Judicial Center in Hagåtña.
- Essential matters shall continue to be scheduled and heard in keeping with the urgency of those matters (see paragraph 3 in ADM20-403) and consistent with statutory requirements, either in person (see paragraph 2 in ADM20-403) or remotely by video conferencing or telephonic appearance, with the court to notify all participants necessary to the proceeding.
- Beginning August 31, 2020, the Northern Court Satellite in Dededo shall be open to the public from 10:00 a.m. to 3:00 p.m., Monday to Friday, for a limited set of transactions, namely:
 - a. Payment of traffic citations;
 - b. Payment of case-related obligations, including bail, restitution, and fines and fees; and
 - c. Requests for traffic and court clearances.
- All other Supreme Court and Superior Court matters scheduled to be heard between August 21, 2020, and September 9, 2020, are postponed and shall not be heard before September 9, 2020.



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These include, but are not limited to, criminal and civil trials, arraignments, appellate arguments, motion hearings, probate proceedings, traffic hearings, child support hearings, and non-criminal warrant returns.

- In-person appointments with the Probation Services Division are postponed until further notice.
- No new grand juries shall be empaneled before September 9, 2020. Grand juries whose terms expire on or before September 9, 2020, shall be extended until that date. No orientation of new jurors shall take place before September 9, 2020. All active petit jurors and grand jurors shall serve to the full extent of the law.
- All grand jury proceedings are suspended until no earlier than September 9, 2020. The time periods for a preliminary examination and for filing an indictment are tolled until November 30, 2020.
- Any temporary restraining order, injunction, civil protection order, or stay set to expire on or after August 21, 2020, in any criminal or civil matter, shall automatically be extended under the same terms for fourteen (14) days or up to September 9, 2020, whichever is longer, unless the Presiding Judge, or the judge who issued the order, terminates or modifies the temporary restraining order, injunction, or stay.
- Orders granting Child Protective Services the custody of any minor shall not expire before September 9, 2020.
- With the exception of the filing of indictments, all filing deadlines—including statutory filing deadlines—shall be tolled from August 16, 2020, until September 21, 2020, unless otherwise specifically ordered by the applicable court. Any court filing due during this period shall be deemed timely filed if filed on September 21, 2020.
- Under Guam law and court rules, the court is deemed always open for filing any proper paper, issuing and returning process, making a motion, and entering an order. Instead of in-person contact, filings will be accepted by the following methods:
 - a. E-filing
 - b. If e-filing is unavailable, pleadings may be filed by email to the respective Clerk's Office: efile@guamcourts.org for Superior Court filings and efile@guamsupremecourt.com for Supreme Court filings
 - c. Facsimile
 - d. Postal mail
 - e. Designated drop boxes at the Judiciary
- Any filing that requires payment of a filing fee should be paid online if available, but if court users cannot do so, filing fees will be deferred until September 9, 2020. Clerk's Office personnel will be available by telephone to answer questions regarding filing methods and fees.
- Members of the public or media who would like to access court proceedings should contact the court's Public Information Officer, Kristina (Tina) Blaz, by email at kblaz@guamcourts.org. To the extent logistically possible, the court shall provide public access by video or audio to court proceedings typically open to the public to maximize the public's ability to observe these proceedings.



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- The following persons shall not enter the Guam Judicial Center in Hagåtña, the Northern Court Satellite in Dededo, or any Judiciary of Guam facility, including, but not limited to, the San Ramon Temporary Courtroom, probation offices, and the Judicial Education Center:
 - a. Persons diagnosed with or have had contact with anyone who has been diagnosed with COVID-19 and have yet to be released from isolation by a medical provider or the Department of Public Health and Social Services (DPHSS);
 - b. Persons with any acute respiratory illness symptoms (i.e., cough, shortness of breath, headaches), flu-like symptoms, fever, or sneezing;
 - c. Persons asked to self-quarantine by any doctor, hospital, board of health, or other medical provider or health agency, or who reside with anyone who has been asked to self-quarantine;
 - d. Persons who have been in a country with confirmed COVID-19 cases within the last fourteen (14) days; and
 - e. Persons who reside or have had close contact with someone who has traveled to these countries in the last fourteen (14) days.

- Anyone trying to enter in violation of this Sixth Updated Order will be denied entry by Judiciary marshals, probation officers, or other security personnel.

- If you are scheduled to appear in person and fall into any of the categories listed regarding persons who shall not enter the Guam Judicial Center in Hagåtña, the Northern Court Satellite in Dededo, or any Judiciary of Guam facility, including, but not limited to, the San Ramon Temporary Courtroom, probation offices, and the Judicial Education Center (see paragraph 22 in ADM20-403), you should proceed as follows:
 - a. If you are represented by an attorney, please contact your attorney.
 - b. If you have no attorney and are seeking emergency relief, please call the Clerk's Office of the court in which you are seeking relief.
 - c. If you are an attorney scheduled to appear before a judge, please contact that section or team directly by telephone.
 - d. If you are scheduled to meet with a probation officer, please contact the probation officer or applicable probation section directly by telephone.
 - e. If in doubt as to whom you should contact, please call the Clerk's Office of the court in which you are scheduled to appear.

- The continuances occasioned by this Sixth Updated Order serve the ends of justice, protect the health and safety of criminal defendants, attorneys, court employees, and those called to jury service, and outweigh the best interest of the public and the defendant in a speedy trial. Therefore, the time periods of such continuances shall be excluded from speedy trial computations under Guam law. All time periods involving the speedy trial procedure in criminal proceedings are tolled until November 30, 2020.

In addition, Supreme Court of Guam Administrative Order No. ADM20-404 is attached. ADM20-404 is the Updated Order authorizing Magistrates to preside over warrant returns in all criminal matters before the Superior Court of Guam under exigent circumstances related to COVID-19 (Coronavirus).

For more information, please email our Public Information Officer Kristina (Tina) Blaz at kblaz@guamcourts.org.