

**DISTRICT COURT OF GUAM
LAWYER REPRESENTATIVE REPORT
2010-2011 Term**

**Rodney Jacob, Esq.
Ninth Circuit Lawyer Representative**

Cristobal C. Dueñas Excellence Award



Joaquin C. Arriola, Jr.

Joaquin “Jay” C. Arriola, Jr. was presented the first ever Cristobal C. Dueñas Excellence Award by Chief Judge Frances Tydingco-Gatewood in December, 2010. Remarked the Chief Judge: “To honor the legacy of the late Retired District Judge Cristobal C. Dueñas, the Excellence Award was presented to Mr. Arriola, who has significantly advanced the administration of justice and the legal profession through his exemplary service to this District and the Ninth Circuit.”

Mr. Arriola was admitted to the District Court of Guam in 1991, served with distinction on the Criminal Justice Act panel, and was appointed by Chief Judge Tydingco-Gatewood in 2007 to serve a three-year term as Guam’s Lawyer Representative to the Lawyer Representative Coordinating Committee for the Ninth Circuit. As a lawyer representative, he assisted the nation’s largest circuit with program planning, conference development, and advocacy initiatives.

2010 District Conference

Over 150 lawyers and judges attended the Annual District Conference of the District Court of Guam on December 7, 2010. The Annual District Conference was sponsored by the District Court of Guam and the Guam Bar Association, whose purpose is to provide contemporary and continuing legal education for Guam's federal legal community.

At the conference, the District Court of Guam marked the 60th Anniversary of the signing of the Organic Act of Guam and formal establishment of the civil Government of Guam and the District Court of Guam. The keynote speaker was local attorney Joaquin C. Arriola. One of Guam's first lawyers, and its longest practicing to date, Arriola is a former Speaker of the Guam Legislature and former Associate Justice of the Supreme Court of Guam. Attorney Arriola presented an oral and video history of the District Court of Guam, celebrating the past 60 years of court activity and progress.



Joaquin C. Arriola



Hon. J. Clifford Wallace

The Honorable J. Clifford Wallace, U.S. Ninth Circuit Senior Judge, presented "*The Insular Cases: Application of the U.S. Constitution on Guam and the Northern Mariana Islands.*" Judge Wallace was joined by local Attorneys Howard Trapp, Pat Mason and Bill Fitzgerald for a discussion on how the U.S. Constitution does or does not apply to Guam and the U.S. Territories.

Ms. Kathleen Sullivan, Law Professor and former Dean of Stanford Law School presented "*Constitutional Law: Developments in the United States Supreme Court.*"

Professor Sullivan is a noted scholar, publisher and speaker throughout the nation, whose expertise in constitutional law was well received at the conference.



Kathleen Sullivan



Howard Cox

Mr. Howard Cox, Assistant Deputy Chief of the Cyber Crime Lab, U.S. Department of Justice, Computer Crime and Intellectual Property Section presented the fascinating topic of "*Cyber Crime and Cyber Ethics,*" where he discussed the latest legal issues and ethical concerns on internet-related crime and cyber legal issues facing lawyers and courts today.

Law Week 2011

In 2011, in conjunction with the Guam Bar Association and the Judiciary of Guam, the District Court again co-sponsored Law Week events from April 25-30, 2011. On April 29, 2011, the Court held its annual Law Day Naturalization ceremony and welcomed 52 new citizens to this great nation. In recognition of the Law Day 2011 theme, "*The Legacy of John Adams: From Boston to Guantanamo,*" the special ceremony featured keynote speaker the Honorable F. Philip Carbullido, the Chief Justice of the Supreme Court of Guam.



Hon. F. Philip Carbullido



**Citizenship Outreach Program
Table**

Immediately after the ceremony, these new citizens participated in the court's Citizenship Outreach Program. Representatives from the Guam Election Commission, the Guam Passport Office, and the Social Security Administration were present after the ceremony to assist the new citizens register to vote, apply for a U.S. passport, and apply for or amend their Social Security information.

Law Week events also included tours of the District Court by local school children, mock trial plays by the island's students held at the local Judiciary of Guam, and the annual Law Fair at the Micronesia Mall, where members of the legal and law enforcement community, non-profit organizations and court related community partners shared information and services with the general public. Participants in the Law Fair included the District Court, the U.S. Probation Office, U.S. Marshals Service, U. S. Attorney's Office and Federal Public Defenders Office.

U.S. Probation Office

The U.S. Probation Office has taken significant steps this year to implement additional evidence-based practices in its supervision of pre-trial and post-conviction defendants and offenders. Throughout the year, the U.S. Probation Office has been working towards certification to use the new Post-Conviction Risk Assessment (PCRA) tool, which they received on June 4, 2011. The PCRA is an actuarial risk and needs assessment tool developed from data collected on federal defendants and offenders. This tool has been designed to target interventions by prioritizing by risk and need. The Probation Office is scheduled to participate in training for the new Pretrial Risk Assessment (PTRA) tool on July 11, 2011.



**A Recent D.O.R.E. Program
Graduation**

The Drug Offender Re-Entry (DORE) Program is in its 3rd year in the district. In September 2010, the DORE team had the opportunity to participate in a re-entry workshop sponsored by the Federal Judicial Center. As a result, changes were made in the court hearing process which has been viewed as positive by both team members and participants. The Program has graduated a total of 15 participants since its inception in August 2008.

Criminal Justice Act (CJA) Voucher Processing Upgrade

The processing of CJA payment vouchers has been improved in the District Court since the implementation of a web-based financial payment system, the *CJA 6.1.5* system, in August 2010. This system is aimed at improving the reliability and performance of processing CJA payment vouchers, while strengthening the program's adherence to internal controls policies. The *CJA 6.1.5* system removes many of the difficulties once associated with the former payment system, and allows authorized court users 24/7 access via the internet.



Case Management and Electronic Case Filing System (CM/ECF) Enhancements



The Court upgraded its Civil, Criminal, and Bankruptcy CM/ECF systems early in 2011 to accommodate the uploading of digital audio recordings of court hearings. These recordings may be made available on the internet on a case-by-case basis through PACER, the court's public access system.