

FILED

IN THE SUPREME COURT OF GUAM

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RE:) ADMINISTRATIVE RULE NO. ADM09-001
)
 ADOPTION OF STANDARDS FOR)
 SENIOR JUDICIAL STATUS JUDGE OR)
 JUSTICE PRO TEMPORE)
)
)
)

Pursuant to 48 U.S.C. §1424-1 and Title 7 G.C.A. §3107, the Supreme Court of Guam hereby ADOPTS and PROMULGATES the following Standards for Senior Judicial Status for Judge or Justice *Pro Tempore* in the Courts of Guam.

Title 7 Guam Code Ann. §6115 provides as follows:

6115. Assignment of retired Judge or Justice to Active Duty. (a) Any retired Judge or Justice may be designated and assigned by the Chief Justice to perform such judicial duties in the Courts of Guam as he or she is willing to undertake, except that retired Judges shall only perform such duties in the Superior Court of Guam.

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(d) A retired Judge designated and assigned by the Chief Justice to perform judicial duties shall be referred to as a Judge *pro tempore*.

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(e) A retired Justice designated and assigned by the Chief Justice to perform judicial duties shall be referred to as a Justice *pro tempore*.

PART I

Section 1. Senior Judicial Status Designation. Any appointed and confirmed Judge or Justice of the Judiciary of Guam may retire from office after meeting the service requirements of the Government of Guam Retirement System, or prior judicial retirement system, and having served at least 10 years on the judicial bench. Such Judge or Justice may be appointed by the Chief Justice to hold office and perform judicial duties as designated and assigned by the Chief Justice in the respective courts. A retired Judge or Justice shall be known as "Senior Judge Pro

1 Tempore” or “Senior Justice Pro Tempore.”

2 *Section 2. Duties.*

3 (a) A Senior Judge or Justice Pro Tempore shall:

- 4 (1) Perform duties not greater than what an active judge or justice would carry
- 5 involving active courtroom participation.
- 6 (2) Perform duties not involving courtroom participation, including settlement
- 7 efforts, motions, decisions, and opinion writing, as designated by the Chief
- 8 Justice.

9 *Section 3. Compensation.* A Senior Judge or Justice Pro Tempore will receive
 10 compensation on a contractual basis equivalent to the base hourly rate of a full time judge or
 11 justice, but will not be eligible to accrue additional years of service, enhanced retirement status
 12 beyond the date of retirement or any other benefits. In order to continue receiving compensation
 13 under senior judicial status the Clerk of Court for the respective courts shall confirm to the Chief
 14 Justice on a periodic basis that the Judge or Justice Pro Tempore has timely completed assigned
 15 tasks.

16 *Section 4. Allocation of Administrative Support Services and Facilities.* Subject to the
 17 availability of such resources, the Administrator of the Courts, in consultation with the Chief
 18 Justice, will allocate such support and facilities reasonably available for a Senior Judge or Justice
 19 Pro Tempore to perform such designated judicial duties.

20 This Administrative Rule is made effective the date of filing of this Order.

21 SO ORDERED this 20th day of March, 2009.

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 25 ROBERT J. TORRES, JR.
 26 Chief Justice

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 F. PHILIP CARBULLIDO
 Associate Justice

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 KATHERINE A. MARAMAN
 Associate Justice