

SUPERIOR COURT MATTERS UNDER ADVISEMENT

June 1, 2013 Report

The goal of this report is to identify all matters pending under advisement (“UA”) before each of the trial court judicial officers. The total number of days each matter has been pending since it was first taken UA by the assigned judge is noted. For matters that are older than the time standards contemplate, the matter is highlighted **in bold** and the number of days the matter is past the relevant time standard is also noted.

[The data relied on was generated on June 1, 2013. The UA ages are relative to that date.]

PRESIDING JUDGE ALBERTO C. LAMORENA III

Motions (90-day target)

1. **CV1211-11** **UA 166 days as of 6-1-13; 76 days beyond target date**
FHB vs. Jessie Lujan
Motion to dismiss
2. **CV758-12** **UA 166 days as of 6-1-13; 76 days beyond target date**
Hemlani-Melwani-Radhi’s Foundation-Radhi Puran Trust
Motion
3. **CV710-12** **UA 145 days as of 6-1-13; 55 days beyond target date**
Donald Davis vs. IHIAC, Inc.
Motion to disqualify law firm
4. DM856-08 UA 89 days as of 6-1-13
Mindy Borja vs. Ben Borja
Motion
5. SP185-12 UA 82 days as of 6-1-13
Joshua Perez
Motion for appointment of counsel re writ of habeas corpus
6. CF680-11 UA 71 days as of 6-1-13
People vs. Thasku Joseph
Motion to dismiss
7. CV1200-11 UA 68 days as of 6-1-13
Mitchell, Wilkinson
Motion
8. DM113-12 UA 68 days as of 6-1-13
Ramon De Plata vs. Bernita De Plata
Motion to strike
9. CF47-13 UA 30 days as of 6-1-13
People vs. Jay Diaz Santos
Motion
10. CM407-12 UA 17 days as of 6-1-13
People vs. Anafanso Nuokus
Motion

11. CV24-04 UA 12 days as of 6-1-13
R&D Investments, Inc., Lawrence Teker, etc.
Motion

Non-Motions (120-day target)

N/A

Under Advisement Matters Disposed of Between Publication of 5-1-13 and 6-1-13 UA Reports

Motions (90-day time standard)

Non-Motions (120-day time standard)

JUDGE MICHAEL J. BORDALLO

Motions (90-day target)

1. **CV781-12** **UA 129 days as of 6-1-13; 39 days beyond target date**
Tricia Candoleta vs. Tamio Clark, et al
- Motion
2. **CV1651-10** **UA 109 days as of 6-1-13; 19 days beyond target date**
May Hannah; Leon Guerrero; etc..
- Motion
3. **JP709-01** **UA 107 days as of 6-1-13; 17 days beyond target date**
[Juvenile matter]
- Motion
4. **CF222-12** **UA 100 days as of 6-1-13; 10 days beyond target date**
People vs. Cecilio Rodriguez
- Motion
5. **SP100-12** **UA 100 days as of 6-1-13; 10 days beyond target date**
Joel Joseph; Guam Board of Allied Health Examiners.
- Motion
6. **CM730-12** **UA 99 days as of 6-1-13; 9 days beyond target date**
People vs. Ulysis Kapwich
- Motion
7. CV1651-10 UA 88 days as of 6-1-13
May Hannah-Lucille Leon Guerrero-et al.
Motion
8. CF576-12 UA 87 days as of 6-1-13
People vs. Christopher Ingalls
Motion
9. CF17-12 UA 87 days as of 6-1-13
People vs. Michele Ungacta
Motion for reconsideration

10. CV442-88 UA 86 days as of 6-1-13
Siegel; Gill; Coral Pit; etc.
Motion
11. SP64-09 UA 66 days as of 6-1-13
Nathan Aguirre; Jose Palacios
Motion
12. CF466-12 UA 60 days as of 6-1-13
People vs. Astero Usefich
Motion
13. CV738-12 UA 52 days as of 6-1-13
Peter Opena-Kumiko Abe-Watabe Guam, Inc., et al.
Motion
14. CM321-12 UA 46 days as of 6-1-13
People vs. Paul P. Francisco, Jr.
Motion
15. CM119-13 UA 45 days as of 6-1-13
People vs. James Apana
Motion
16. CF109-12 UA 45 days as of 6-1-13
People vs. Sean Leon Guererro
Motion
17. CM645-12 UA 43 days as of 6-1-13
People vs. Trent James Mendiola
Motion
18. CF008-13 UA 43 days as of 6-1-13
People vs. Joshua Haesung Do
Motion
19. CM614-12 UA 32 days as of 6-1-13
People vs. Joshua Herrero
Motion
20. CF169-12 UA 32 days as of 6-1-13
People vs. Troy San Nicolas Ogo
Motion
21. CM515-12 UA 29 days as of 6-1-13
People vs. Ronald Benavente
Motion
22. DM675-09 UA 25 days as of 6-1-13
Jung Ye Kang vs. Byong Hi Kang
Motion

23. CM1166-12 UA 24 days as of 6-1-13
People vs. Christopher A.R. Dydasco
Motion
24. CV1537-09 UA 18 days as of 6-1-13
Scott Moylan; Citizen's Security
Motion
25. CV365-03 UA 10 days as of 6-1-13
Taitano; Heirs of Flores; etc.
Motion
26. CF518-12 UA 8 days as of 6-1-13
People vs. Chin-Ho Wang
Motion

Non-Motions (120-day target)

1. CF175-12 UA 89 days as of 6-1-13
People vs. Ronald Castro Crisostomo
Bench trial

Under A

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Motions (90-day time standard)

Non-Motions (120-day time standard)

JUDGE ANITA A. SUKOLA

Motions (90-day target)

1. CV1466-06 UA 75 days as of 6-1-13
Yanfag; Cyfred; etc.
Motion
2. CV1235-12 UA 58 days as of 6-1-13
Gov Guam-Estate of Jose Torres
Motion
3. CV340-12 UA 53 days as of 6-1-13
Gov Guam -DRC Inc.
Motion
4. SP168--05 UA 53 days as of 6-1-13
Priscilla Hartwick-Kenneth Thompson-et al.
Motion
5. CM972-12 UA 45 days as of 6-1-13
People vs. Jason Quinata
Motion

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6. CF637-11 UA 25 days as of 6-1-13
People vs. David Aguon
Motion
7. CM767-12 UA 24 days as of 6-1-13
People vs. Joseph Cruz
Motion
8. CM513-11 UA 24 days as of 6-1-13
People vs. Songas Machusay
Motion
9. CM186-13 UA 19 days as of 6-1-13
People vs. Gabriel Cruz, Jerome Quinata
Motion
10. DM914-94 UA 18 days as of 6-1-13
Arnold Marcus vs. Lori Marcus
Motion
11. CF83-13 UA 17 days as of 6-1-13
People vs. Chad DeSoto
Motion
12. CF20-08 UA 17 days as of 6-1-13
People vs. Cha, Quenga. Manila
Motion
13. CM4-14 UA 10 days as of 6-1-13
People vs. Joseph Ganangyan
Motion
14. CM273-12 UA 3 days as of 6-1-13
People vs. DM Danny Soiter
Motion
15. SP195-11 UA 2 days as of 6-1-13
Kishore Hemlani, Radi Hemlani, Vasudez Hemlani.
Motion

Non-Motions (120-day target)

1. JD296-12 UA 101 days as of 6-1-13
In Re [minor]
Fact finding
2. DM79-12 UA 9 days as of 6-1-13
Frank San Nicolas vs. Laura San Nicolas
Bench Trial

Under Advisement Matters Disposed of Between Publication of 5-1-13 and 6-1-13 UA Reports
Motions (90-day time standard)

1. CM845-12; D&O issued on May 9, 2013; taken UA on April 25, 2013 (UA 14 days)
People v. Weipo Doone ; Mot. for Civil Compromise
2. CF20-08; Oral Decision issued on May 20, 2013; taken UA on May 15, 2013 (UA 5 days) *People v. Cha, Manila, Quenga, et al.*; Defendant Cha's objection of trial court's jurisdiction to arraign on 3rd Superseding Indictment

Non-Motions (120-day time standard)

1. CF637-11; Order issued on May 14, 2013; taken UA on May 7, 2013 (UA 7 days) *People v. David Q. Aguon*; Competency hearing

JUDGE ARTHUR R. BARCINAS

Motions (90-day target)

1. **CV1124-09** UA 183 days as of 6-1-13; 93 days beyond target date
Government of Guam et al.
- Motion for summary judgment
2. **CV1980-10** UA 165 days as of 6-1-13; 75 days beyond target date
Rekha Hemlani vs. Kishore Hemlani
- Motion
3. **CV973-09** UA 164 days as of 6-1-13; 74 days beyond target date
Marianas Drilling, et al.
- Motion
4. **CV1461-10** UA 106 days as of 6-1-13; 16 days beyond target date
Gagne; Charfauros; Chargualaf; etc.
- Motion to intervene & for partial summary judgment
5. **DM842-10** UA 75 days as of 6-1-13
Stahl vs. Stahl
- Motion
6. **CV2038-10** UA 71 days as of 6-1-13
Carbullido, Flickinger; Camacho; etc.
- Motion
7. **CV1110-09** UA 29 days as of 5-1-13
Pacific Presbyterian Church, Choi, Kim, etc.
- Motion

Non-Motions (120-day target)

1. **DM263-11** UA 141 days as of 5-1-13; 21 days beyond target date
Quito vs. Quito
Bench trial

2. **DM207-10** **UA 124 days as of 6-1-13; 4 days beyond target date**
Ptack vs. Ptack
Bench trial
3. CV293-12 UA 94 days as of 6-1-13
John Young; GMHA
Bench trial
4. SP51-12 UA 80 days as of 6-1-13
GMHA; Evangeline Chaco; etc.
Petition
5. CV1394-11 UA 80 days as of 6-1-13
Dorothy Manley; Albert Manley; etc.
Bench trial
6. CV915-08 UA 19 days as of 6-1-13
Guam Sanko Transportation, Pacific Modair Corp.
Bench trial

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Motions (90-day time standard)

Non-Motions (120-day time standard)

JUDGE VERNON P. PEREZ

Motions (90-day target)

1. CF415-09 UA 60 days as of 6-1-13
CF250-09
People vs. Tomas Bernardo
Motion
2. CF305-10 UA 59 days as of 6-1-13
People vs. Justin Cruz
Motion
3. CF33-10 UA 53 days as of 6-1-13
People vs. Charles Scharff- Rose Evangelista – Joaquin Pangelinan
Motion
4. DM816-06 UA 43 days as of 6-1-13
Arthur Paguio vs. Martina Paguio
Motion
5. CM287-12 UA 24 days as of 6-1-13
People vs. Stomu Asanuma
Motion
6. CF173-13 UA 11 days as of 6-1-13
People vs. Jeremy Evaristo, etc.
Motion

7. CF460-12 UA 9 days as of 6-1-13
People vs. Primo Dongon
Motion
8. CF162-12 UA 3 days as of 6-1-13
People vs. Johnny Santos, etc.
Motion

Non-Motions (120-day target)

N/A

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Motions (90-day time standard)

Non-Motions (120-day time standard)

JUDGE JAMES L. CANTO II

Motions (90-day time standard)

1. CF689-12 UA 89 days as of 6-1-13
People vs. Yasuhiro Maeda
2. DM83-12 UA 75 days as of 6-1-13
Payumo vs. Payumo
Motion to vacate entry of default
3. CM157-12 UA 57 days as of 6-1-13
People vs. Hee Choon Park
Motion
4. CM307-12 UA 54 days as of 6-1-13
People vs. Zhao Qiang Yu
Motion
5. CF427-12 UA 50 days as of 6-1-13
People vs. Verna Koto, et al.
Motion
6. CM729-12 UA 50 days as of 6-1-13
People vs. Charmaine Herradura
Motion
7. CF287-12 UA 33 days as of 6-1-13
People vs. Endy Timoti
Motion
8. CM1250-09 UA 33 days as of 6-1-13
People vs. Edward Santiago, Jr.
Motion
9. CM900-11 UA 26 days as of 6-1-13
People vs. Bernard Edward
Motion

3. PR119-07 UA 57 days as of 6-1-13
Chargualak, et al.
Petition
4. DM709-11 UA 31 days as of 6-1-13
Malabanan
Disqualification of Judge JJLCII re 6107

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Motions (90-day time standard)

REFEREE LINDA L. INGLES

Motions (90-day target)

1. CS346-10 UA 66 days as of 6-1-13
Felisan vs. Padios
- Motion for child support arrears

Non-Motions (120-day target)
N/A

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Motions (90-day time standard)

Non-Motions (120-day time standard)

REFEREE BENJAMIN SISON

Motions (90-day target)

1. SD1315-11 UA 17 days as of 6-1-13
Ronnie Movida, Baby Ann Movida, etc.
Motion

Non-Motions (120-day target)

1. **1C00776353** **UA 200 days as of 6-1-13; 80 days past target date**
Saori Shimakura
Bench trial
2. **1C00781662** **UA 172 days as of 6-1-13; 52 days past target date**
Emiliana Concepcion
Bench trial
3. SD1282-05 UA 58 days as of 6-1-13
Balansay vs. Somera
Bench trial
4. SD15-13 UA 36 days as of 6-1-13
Kenneth Quenga-Autozone, Inc.
Bench trial

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5. SD19-13 UA 22 days as of 6-1-13
Estela Calata, Adio Chiropractic
Bench trial

JUDGE PRO TEMPORE RICHARD BENSON

Non-Motions (120-day target)

1. CV21-12 UA 86 days as of 6-1-13
Noella Carter; Naholowaa; American Home Assurance Co.; Worker's Comp Commissioner; etc.
Preliminary Injunction