

**JUDICIAL COUNCIL RESOLUTION NO. JC- 05-001  
RELATIVE TO APPROVING A PROGRAM TO  
PROVIDE DATA ON ADJUDICATED TRAFFIC MATTERS**

**WHEREAS**, 7 GCA § 9502(b), as amended by Public Law 27-55:1, provides that “[s]ubject to approval by the Judicial Council, the Superior Court may charge reasonable fees for providing certain services or programs that the court determines are necessary for the proper administration of justice”; and

**WHEREAS**, the Administrator of the Courts has proposed the creation of a program whereby data related to adjudicated traffic matters within the Superior Court Traffic Division as compiled by the Judiciary may be made available to the Insurance Association and its members through DTN, Inc., in a searchable format, and that various fees shall be charged by the Judiciary for an initial transfer of historical data and updates to such data, and for specific searches of the entire body of data undertaken by DTN, Inc., or its agents; and

**WHEREAS**, 7 GCA § 9502(b), as amended by Public Law 27-55, also provides that “[r]evenue received from such programs may be deposited within revolving accounts set up to support the programs or in the Judicial Building Fund, as the Council may provide”; and

**WHEREAS**, the Administrator of the Courts has determined that the creation of a revolving account within which the fees collected through this program shall be deposited is the recommended manner in which the program should be managed for the proper administration of justice”; and

**WHEREAS**, the Administrator of the Courts has further determined that to the extent such fees collected through this program and deposited in such revolving account are not required to support the program, the proper administration of justice requires that such funds be used by the Judiciary in manner which maximizes such administration of justice; and

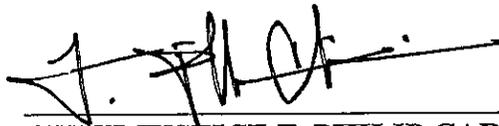
**WHEREAS**, the Administrator of the Courts recommends that such excess funds be available for use by the Office of the Compiler of Laws in fulfilling its statutory mandate;

**NOW THEREFORE IT IS HEREBY RESOLVED**, that a program is hereby created by which the searching of adjudicated traffic data, which shall remain the property of the Judiciary at all times, will be made possible for specific parties as such is deemed necessary for the proper administration of justice.

**BE IT FURTHER RESOLVED**, that the Administrator of the Courts is authorized to enter into a contract with DTN, Inc., a draft copy of which is attached hereto and marked as Exhibit A, and incorporated herein by reference, for the purpose of instituting this program.

**BE IT FURTHER RESOLVED**, that the Administrator of the Courts is authorized to create a revolving account with a local banking institution within which the fees collected through this program shall be deposited in order to support the program, and to the extent that the Administrator of the Courts determines that such funds deposited in the revolving account for the first 12 months of the program's existence are not necessary to support the program such funds may be transferred by the Administrator of the Courts to the Office of the Compiler of Laws in order to assist that office with fulfilling its statutory mandate as such is further deemed necessary for the proper administration of justice.

**DULY ADOPTED** on the 23<sup>rd</sup> day of March, 2005 at a duly noticed meeting of the Judicial Council of Guam.



CHIEF JUSTICE F. PHILIP CARBULLIDO,  
Chairman

Dated: \_\_\_\_\_

5/5/05

ATTEST:



JULIE M. LUJAN-TORRES, Secretary

Dated: \_\_\_\_\_

5/5/05