



November 18, 2010

SENT VIA FACSIMILE AND U.S. POSTAL SERVICE

The Honorable Eddie Baza Calvo
Governor-elect of Guam
Senator, 30th Guam Legislature
155 Hesler Place
Hagåtña, Guam 96910
Fax: (671) 475-8805

Re: Davis-Bacon Wage Determination

Dear Governor-elect Calvo:

Buenas yan Hafa Adai. On Veterans Day, the U.S. Department of Labor included me in a conference call to brief local labor officials about the results of a Davis Bacon wage survey conducted last summer. The survey was done pursuant to the National Defense Authorization Act and the results will determine a wage floor for workers in federal Realignment projects. U.S. DOL will soon be announcing revised Davis Bacon wages which will effectively result in lower wages for local workers than for H2B alien laborers. Accompanying this letter is a copy of the proposed Davis Bacon wages to be promulgated in the next few days.

I delayed bringing this travesty to the public's attention hoping that when U.S. DOL briefed Members of Congress when they returned to D.C. this week that the action would be averted. The lower wages will surely serve as a disincentive for local workers to seek opportunities in the buildup.

In discussing the situation with Congresswoman Madeleine Bordallo's staff, I was informed the power is in the hands of the Governor of Guam since he has the power to approve or deny the Certification Petitions to admit H2B alien laborers. When you assume the Office of Governor of Guam you will be able to exercise this power.

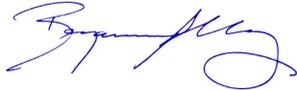
I respectfully recommend that you immediately convene a group of Transition Committee and Subcommittee members to address this issue. Time is of the essence. Maybe the group can provide you suggestions to address with President Obama when you meet next month. Ms. Maria Connelley, Director the Guam Department of Labor, is a member of one of your Transition Committees. She was also briefed on this matter.

Time is of the essence. No local worker will want to be paid less than H2B workers doing the same job. Any hope your Administration had to address the need for good paying jobs on Guam is now in jeopardy. In fact, the much touted "*Mana from Heaven*" Guam would receive from the Military Buildup now looks more like "*More MUD from Washington*".

On a related matter, hundreds may be attending an Employability Workshop at the Guam Community College today to prepare for an Employment Expo on Saturday. The College is sponsoring these events in collaboration with the Guam Contractors Association, the Department of Labor, and the Guam Chamber of Commerce. My desire (as should be yours) is that our people reap the full rewards of this buildup. Clearly, there are those within our island who are eager to work. Let's work to ensure those opportunities are at a wage level they deserve.

Thank you for your time and kind consideration. Your expedited attention to this matter could result in an outcome favorable to our local workers.

Respectfully,

A handwritten signature in blue ink, appearing to read "Benjamin J.F. Cruz", with a stylized flourish at the end.

Benjamin J.F. Cruz