



PRESS RELEASE

JUDICIARY OF GUAM
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FOR IMMEDIATE RELEASE

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CHIEF JUSTICE F. PHILIP CARBULLIDO TO TASK GUAM LAWYERS TO PROVIDE *PRO BONO* LEGAL SERVICES AT GUAM BAR ASSOCIATION AT ANNUAL MEETING

Hagåtña, Guam -- Chief Justice F. Philip Carbullido will deliver the keynote speech at the Annual Meeting of the Guam Bar Association today at noon at Fiesta Resort, Tumon, Guam. The Chief Justice will discuss the desperate need for legal services for people who cannot afford them and call out to the legal community to provide *pro bono* legal services as part of their obligation as officers of the court.

The Chief Justice will express his concern over the overtaxing of indigent legal services provided by the Public Defender Services Corporation and the Alternate Public Defender as well as Guam Legal Services Corporation. The Public Defender attorneys cover approximately **1,450 hearings every** month and similarly, the GLSC reports an average of **10,000 attorney hours a year** for all of its open and active cases.

Although 61 private counsels have provided legal services to the poor as part of the Private Attorney Panel program, the Judiciary's budgetary constraints have prevented the timely payment of even these reduced fees. In an effort to address this severe need, the Chief Justice will put each member of the Bar to task to volunteer up to 50 hours of legal services a year to assist those who cannot afford to pay for an attorney.

For more information regarding this release, contact Maria T. Cenzon, Director of Policy Planning and Community Relations at mcenzon@mail.justice.gov.gu or at 475-3278.

Guam Bar Association Address
by
F. Philip Carbullido
Chief Justice of Guam

Annual Meeting for 2011

March 8, 2011

AREAS OF INTEREST FOR GBA

- Continuing Legal Education
- *Access to Justice: Indigent Defense and Pro Bono* service
- Judicial Efficiency and Time Standards

CLE PLANNING CALENDAR

DATE	SUBJECT	PRESENTER
April 3-7,2011 Koror, Palau	Juvenile Sentencing; Evidence; Writing; Ethics; Search and Seizure	Various Mainland Faculty
June/July 2011	Managing a Law Firm	TBA
Mid-Aug 2011	Writing Seminar	TBA
August/Sept 2011 District Court Conference	Cyber Ethics and Judicial Recusal	TBA

Access To Justice

- Indigent Defense Fund
 - Historically, private attorneys were appointed on a rotating basis; then, ADA
 - Amendment to the process in 2004: Alternate Public Defender and Private Attorney Panel
 - Hourly rate for indigent defense counsel was raised to \$90/hr.
 - Increased the maximum amount that appointed counsel could be paid for certain felony cases

Access To Justice

Impediments

- 13,326 Trial Court Cases filed from 2008 to 2010
 - 7,750 Civil Cases Filed; 5,776 Criminal Cases Filed
 - An average of 4,500 trial court cases filed each year

- Caseload of Public Defender Corporation
 - 17,350 Trial Court Hearings in 2010 [Approx. 1,450 hearings every month]
 - APD similarly taxed
 - Guam Legal Services Corporation reports an average of 10,000 attorney hours a year for all open and active cases

Access To Justice

Impediments

- Approximately 61 Private Counsels have participated in the Private Attorney Panel Program since its inception in 2004
- JOG's Budgetary shortfalls are preventing timely payments to Court Appointed Counsel
- Amounts Payable as of January 31, 2011 exceeded \$300,000

Access To Justice

Solutions to Address Increased Demand

- Self Represented Litigants Kiosks (SRLK)
 - Launched in May, 2010
 - Partnered with Grantee GLSC
 - Located at Law Library, Courthouse, GLSC and on-line at <http://www.guamselfhelp.org/>
 - 683 interviews
 - 259 documents generated
 - 38% of the interviews resulting in documents printed
 - 3 filed*

Access To Justice

Solutions to Address Increased Demand

Pro Bono Program

- Rule 6.1 of Guam Rules of Professional Conduct:

“Every lawyer has a professional responsibility to provide legal services to those unable to pay. A lawyer should aspire to render at least (50) hours of pro bono publico legal services per year. ... In addition, a lawyer should voluntarily contribute financial support to organizations that provide legal services to persons of limited means.”

Access To Justice

Solutions to Address Increased Demand

Pro Bono Program

- Aspire to complete at least 50 hours annually
- Maximum of 5 general CLE credits can be satisfied
- How can you satisfy requirements?
 - Assist with SRL Kiosk “clients”
 - Donate time to Proposed Help Line Service
 - Provide legal assistance free of charge
 - Provide legal assistance at a reduced rate, amount of reduction convertible to pro bono hours
- Possible mandatory reporting requirement

Judicial Efficiency Data

TOTAL CASES ASSIGNED THREE-YEAR PERIOD (Jan 2008-Dec 2010)			
JUDGE	CIVIL CASES	CRIMINAL CASES	TOTALS
Presiding Judge Lamorena	1215	1044	2259
Unpingco, Steven S.	1241	507	1748
Bordallo, Michael J.	699	896	1595
Barrett-Andersen, Elizabeth	737	1381	2118
Sukola, Anita A.	881	760	1641
Barcinas, Arthur R.	2240	360	2600
Perez, Vernon P. (9/18/08)	537	828	1365
TOTALS	7,550	5,776	13,326

Judicial Efficiency Data

CLOSURE RATES FOR CASES ASSIGNED MID-2005 TO MID-2007			
JUDGE	AVG. CASES ASSIGNED	CASES OPEN AS OF 10-08-08	AVG. CLOSURE RATE
Presiding Judge Lamorena	1506	23	98%
Unpingco, Steven S.	1164	55	95%
Bordallo, Michael J.	1062	44	96%
Barrett-Andersen, Elizabeth	1412	14	99%
Sukola, Anita A.	1094	56	95%
Barcinas, Arthur R.	1732	42	97%
TOTALS	7970	234	97%

Judicial Efficiency Data

CASES REMAINING PAST TIME STANDARD DEADLINE* AS OF 3-1-11 (Specialty Court Cases Omitted)			
JUDGE	CIVIL CASES	CRIMINAL CASES	TOTALS
Presiding Judge Lamorena	45	17	62
Unpingco, Steven S.	13	5	18
Bordallo, Michael J.	26	5	31
Barrett-Andersen, Elizabeth	18	12	30
Sukola, Anita A.	5	30	35
Barcinas, Arthur R.	31	3	34
Perez, Vernon P. (9/18/08)	25	34	59
TOTALS	163	106	269

Judicial Efficiency Data

**TRIAL COURT MATTERS UNDER ADVISEMENT
AS OF JANUARY 6, 2011
90 DAY TIME STANDARD FOR MOTIONS
120 DAY TIME STANDARD FOR OTHER MATTERS**

JUDGE	MATTERS UNDER ADVISEMENT	PAST TARGET DATE
Presiding Judge Lamorena	5	1
Unpingco, Steven S.	2	0
Bordallo, Michael J.	8	0
Barrett-Andersen, Elizabeth	5	2
Sukola, Anita A.	0	0
Barcinas, Arthur R.	13	4
Perez, Vernon P. (9/18/08)	8	3
TOTALS	41	10

Thank You!