



Public Defender Service Corporation

Kotperasion Setbision Defensot Publeku

Citizen-Centric Report for Fiscal Year 2016



Stephen Hattori
Executive Director



Cathy Gogue
Administrative Director

The **Public Defender Service Corporation (PDSC)** originally existed under the Judicare Program that was initiated on September 25, 1968 with the Department of Public Health and Social Services. PDSC represents clients who are not able to afford an attorney in private practice that renders legal advice and counseling to indigents in civil, criminal, and juvenile proceedings.

Mission Statement

As public servants, the Public Defender Service Corporation exists to provide effective legal assistance to those unable to afford private counsel, thereby ensuring equal protection of their lawful rights, in accordance with prescribed ethics, laws, rules and regulations.

Vision Statement

To maintain a dynamic, efficient, client-focused environment for both our clients and employees while defending justice and equality for the People of Guam.

2011 HHS Poverty Guidelines

Persons in Family	48 Contiguous States and D.C.	\$10/hr.	Hourly Wage
1	\$10,890	\$20,800	\$10.00
2	14,710	24,620	11.83
3	18,530	28,440	13.67
4	22,350	32,260	15.51
5	26,170	36,080	17.35
6	29,990	39,900	19.18
7	33,810	43,720	21.02
8	37,630	47,540	22.86
For each additional person, add	\$3,820	\$3,820	Annual Wage/2080 Hours

Additionally, household assets (i.e., cars, land, bank accounts, stocks and/or bonds, etc.) may not exceed \$2,500 per person and \$1,500 for each additional household member.

Demographics

Description	2014	2015	2016
Population	161,001	161,785	162,742
Unemployment Rate	7.6%	4.5%	5.4%
Per Capita Income	\$12,864	\$12,864	n/a

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Board of Trustees

Chief Justice Robert Torres, Chairman
 Hon. Alberto Lamorena III, V. Chairman
 Atty. Jehan'ad Martinez, Member
 Atty. Donna Cruz, Member
 Mrs. Annette Ada, Member

Office Location

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 Sinajana, Guam 96910
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Core Values

- Respectful
- Responsive
- Efficient
- Innovative
- Collaborative

Strategic Goals

- ✚ Enhance governance and independence
- ✚ Enhance and expand services
- ✚ Improve internal operations and efficiency
- ✚ Strengthen public relation and public policy
- ✚ Strengthen employee development and satisfaction

"There can be no equal justice where the kind of trial a man gets depends on the amount of money he has."
 ~US Supreme Court Justice Hugo Black

PERFORMANCE MEASURES

PERFORMANCE MEASURES	2014	2015	2016	% Change	Trend
Total Cases Appointed or Received					
Received	1,880	2,033	1,798	(11.56%)	↓
Appointed	1,728	1,900	1,725	(9.21%)	↓
Withdrawn	146	204	151	(25.98%)	↓
Open	1,880	2,033	1,798	(11.56%)	↓
Closed	1,068	759	465	(38.74%)	↓
Types of Cases					
Civil Cases					
Withdrawn	2	4	1	(75.00%)	↓
Open	127	140	16	(88.57%)	↓
Closed	106	73	10	(86.30%)	↓
Criminal Cases					
Withdrawn	119	153	109	(28.76%)	↓
Open	1,462	1,584	1,403	(11.43%)	↓
Closed	709	479	288	(39.87%)	↓
Domestic Cases					
Withdrawn	0	0	0	0.00%	--
Open	20	15	0	(100.00%)	↓
Closed	6	3	0	(100.00%)	↓
Juvenile Cases					
Withdrawn	25	47	41	(12.77%)	↓
Open	271	294	379	28.91%	↑
Closed	247	204	167	(18.14%)	↓



Quick Facts

- Only 33% of teens who were in an abusive relationship ever told anyone about it.
- Teen victims of dating violence are more likely to abuse drugs, have eating disorders, and attempt suicide.
- A recent survey of schools found there were an estimated 4,000 incidents of rape or other types of sexual assault in public schools across the country.
- In a study of gay, lesbian and bisexual adolescents, youths involved in same-sex dating are just as likely to experience dating violence as youths involved in opposite sex dating.
- One-third of high school students have been or will be involved in an abusive relationship.
- Dating violence is the leading cause of injury to young women.
- Nearly one quarter of girls who have been in a relationship reported going further sexually than they wanted as a result of pressure.
- About 40% of teenage girls ages 14 to 17 say they know someone their age who has been hit or beaten by a boyfriend.
- Approximately 70% of young rape victims knew their rapist either as a boyfriend, friend or casual acquaintance.

In Fiscal Year 2016, the PDSC received a total of 1,798 new cases, 235 cases less than the amount of cases received in FY2015. This indicates a decrease in the amount of cases being represented by the PDSC by about 12% from the previous fiscal year. Court appointed cases to PDSC constitute approximately 96% of the case assignments.

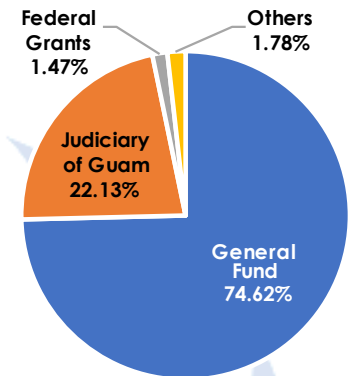
Out of the 1,798 new cases received in FY2016, approximately 8% of those were determined to have conflicting issues to where the PDSC was not able to represent the client and the case was forwarded to another source for legal representation.

GUAM PDSC FINANCIALS

APPROPRIATIONS AND EXPENDITURES

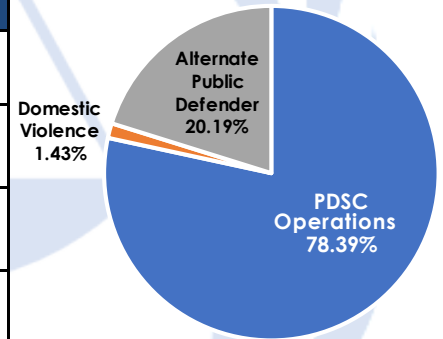
APPROPRIATIONS AND OTHER SOURCES

Funding Source	FY 2014	FY 2015	FY 2016	% Change	Trend
General Fund	\$3,613,941	\$4,156,223	\$3,735,122	(10.13%)	↓
Judiciary of Guam	912,116	918,412	1,107,730	20.61%	↑
Federal Grant	33,524	56,263	73,671	30.94%	↑
Other Sources	8,380	70,309	89,188	26.85%	↑
Total Appropriations and Other Sources	\$4,567,961	\$5,201,207	\$5,005,712	(3.76%)	↓

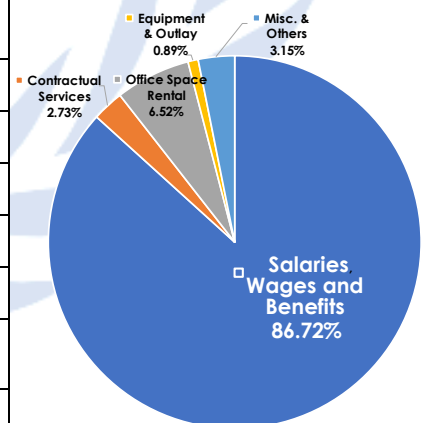


EXPENDITURES AND ENCUMBRANCES

Programs	FY 2014	FY 2015	FY 2016	% Change	Trend
PDSC Operations	\$3,693,242	\$4,846,618	\$4,055,880	(16.32%)	↓
Domestic Violence Program	33,725	56,364	73,768	30.88%	↑
Alternate Public Defender	850,764	1,162,931	1,044,397	(10.19%)	↓
Total Expenditures and Encumbrances	\$4,577,731	\$6,065,913	\$5,174,045	(14.70%)	↓



Expenditures and Encumbrances	FY 2014	FY 2015	FY 2016	% Change	Trend
Salaries, Wages and Benefits	\$3,997,576	\$5,307,713	\$4,486,965	(15.46%)	↓
Contractual Services	102,170	123,198	141,005	14.45%	↑
Office Space Rental	335,698	335,697	337,190	0.44%	↑
Supplies & Material	33,002	23,321	45,777	96.29%	↑
Equipment <\$5,000.00	13,368	98,866	19,237	(80.54%)	↓
Utilities	39,599	28,800	28,864	0.22%	↑
Miscellaneous and Others	34,715	88,462	74,770	(15.48%)	↓
Capital Outlay >\$5,000.01	0	0	26,765	-	-
Encumbrances	21,604	59,856	13,472	(77.49%)	↓
Total Expenditures and Encumbrances	\$4,577,731	\$6,065,913	\$5,174,045	(14.70%)	↓



PDSC is included in the Government-Wide annual audit. An independent audit for fiscal year 2016 is still ongoing. The audit for fiscal year 2015 resulted in a clean audit opinion. Complete financial information can be found at <http://www.guampdsc.net/pdsc/category/financials/>



Law Week Celebration, co-sponsored by the Judiciary of Guam, the District Court of Guam, and the Guam Bar Association.

Challenges PDSC is facing:

Acquiring money from funding resources needed to lift the postponement on civil matters. Back in 2005, PDSC's Board of Trustees placed a suspension on civil matters. The only cases handled are criminal, and attorneys are able to provide effective legal representation for the defendants as a result of the moratorium. However, PDSC, if provided the funds requested through its FY2017 budget for civil matters, would be able to provide legal representation for all clients who are unable to afford an attorney in private practice.

Future Outlook

- ✚ Provide fair and equal representation without potential conflicts of interests with the Judiciary
- ✚ Collaborate with partners to improve referral services and provide needed services (e.g., treatment, counseling, housing, education)
- ✚ Update and communicate roles, responsibilities, and expectations of attorneys and staff
- ✚ Advocate on general issues that affect and improve conditions for clients
- ✚ Maximize career growth for employees



Legislative Resolution commending Public Defender for being the 2016 Husticia Award Recipient.

WE WANT TO HEAR FROM YOU...

We welcome any feedback you may have regarding this publication. Is there any other information you would like to see included? Please let us know by contacting Cathy Gogue, Administrative Director, at 475-3100 or email cgogue@guampdsc.net. PSCD wishes to acknowledge Royelle Carter, Pamela Decasa, Jomelee Ordanez and Michelle Santos for their contribution to this CCR under the guidance of Dr. Doreen Crisostomo, School of Business & Public Administration, University of Guam.