



OFFICE OF THE GOVERNOR
HAGÁTÑA, GUAM 96910
U. S. A.

EXECUTIVE ORDER NO. 2003- 19

**DECLARING A STATE OF EMERGENCY CONCERNING THE
PROCUREMENT OF LEGAL SERVICES FOR THE DEPARTMENT OF
AGRICULTURE OF THE GOVERNMENT OF GUAM**

WHEREAS, District Court of Guam Civil Case No. 00-00060, *Marianas Audubon Society, et al. vs. Gail Norton, et al.*, concerns the designation of 8,000 acres of federal land on Guam as critical habitat; and

WHEREAS, the government of Guam had intervened as a defendant in the suit and had been represented by a Washington, D.C. firm, but that firm no longer acts as counsel to the government in this matter; and

WHEREAS, the potential designation as critical habitat threatens the general public's welfare because the residents of Guam will then be deprived of the beneficial use of these 8,000 acres of federal land; and

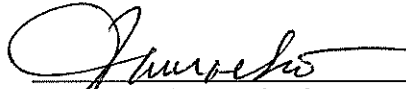
WHEREAS, the government of Guam would request a deferment of the prudency determination, but it must be filed by June 1, 2003; and

WHEREAS, the Attorney General's office determined that they could not provide these specialized legal services on short notice.

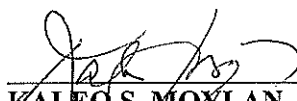
NOW, THEREFORE, I, FELIX P. CAMACHO, I Maga'lahaen Guåhan, Governor of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, and the laws of Guam, do order as follows:

1. **Declaration of State of Emergency.** A state of emergency exists as of May 29, 2003, in light of the facts surrounding this situation.
2. **Emergency procurement and emergency expenses.** Pursuant to 5 G.C.A. § 5215, authorizing emergency procurement upon executive order, this Executive Order shall authorize the immediate procurement of legal services to represent the Government of Guam's interests in District Court of Guam Civil Case No. 00-00060, entitled *Marianas Audubon Society, et al. vs. Gail Norton, et al.* The Department of Agriculture may retain interim counsel on an emergency basis for a thirty (30) day period following the procurement.
3. **Documentation of expenses.** Appropriate documentation on all expenses pertaining to such emergency procurement must be kept for inspection by the Executive and Legislative Branches and by the Public Auditor of Guam.

SIGNED AND PROMULGATED at Hagåtña, Guam this 29th day of May 2003.


FELIX P. CAMACHO
I Maga'Lahaen Guåhan
Governor of Guam

COUNTERSIGNED:


KALEO S. MOYLAN
I Segunda Maga'Lahaen Guåhan
Lieutenant Governor of Guam

