



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

EXECUTIVE ORDER NO. 2005- 09

**RELATIVE TO DECLARING A CONTINUING STATE OF
EMERGENCY RELATIVE TO THE RENTAL OF OFFICE SPACE FOR
THE OFFICE OF THE ATTORNEY GENERAL OF GUAM**

WHEREAS, on or about April 23, 2004, the Office of the Attorney General received a notice from the Administrator of the Courts stating that the Office of the Attorney General has failed to pay rent under the Lease Agreement, the Office of the Attorney General is in default of the Lease Agreement and must pay its unpaid rent or vacate the Judicial Center Building within (30) days of service of the notice; and

WHEREAS, on or about May 28, 2004, the Office of the Attorney General received from the Administrator of the Courts a five (5) day Notice to Pay Rent, for the one-year period of June 2003 through May 2004 in full, or Quit, together with a thirty (30) day Notice to Terminate Tenancy as of 5:00 p.m. Wednesday, June 30, 2004 requiring the Office of the Attorney General to surrender to the Superior Court of Guam possession of the premises described as 14,355 square feet of office space on the second floor of the new Judicial Building located in Hagatna, Guam; and

WHEREAS, on or about July 9, 2004, the Judicial Council filed an unlawful detainer action in the Superior Court of Guam; and

WHEREAS, the Superior Court of Guam denied the Attorney General's Motion to Stay Execution and thereby the Attorney General vacated the premises on February 28, 2005; and

WHEREAS, to ensure that the Office of the Attorney General remains operational *I Maga'låhen Guåhan* promulgated Executive Order Nos. 2005-04 and 2005-05 declaring a state of emergency for the rental of office space for the Office of the Attorney General and the procurement of any goods or services related to the emergency relocation of the Office of the Attorney General of Guam; and

WHEREAS, the Attorney General has not acquired a permanent operating facility therefore a continuing state of emergency relative to the rental of office space still exists in order to ensure that the Office of the Attorney General remains operational

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

1. **Extended Declaration of State of Emergency.** A state of emergency has continued to exist since the advent of events stated above requiring the Attorney General to lease certain space for the Office of the Attorney General.
2. **Emergency Procurement.** Pursuant to 5 G.C.A. § 5215, authorizing emergency procurement upon executive order, this executive order shall continue authorizations of emergency procurement for rental of space for the Office of the Attorney General, as provided for under the laws of Guam.



3. **Documentation of Expenses.** Appropriate documentation on all expenses pertaining to such emergency must be kept for inspection by the Executive and Legislative Branches and by the Public Auditor of Guam.
4. **Department Ordered to Submit Cost Estimates.** Upon execution of this Executive Order, the Office of the Attorney General of Guam and the Bureau of Budget and Management Research shall provide a written report of the expenditures of such funds and their source to *I Liheslaturan Guåhan* and the Public Auditor within five (5) days of such transactions.

SIGNED AND PROMULGATED at Hagåtña, Guam this 31st day of March 2005

FELIX P. CAMACHO

I Maga'lahen Guåhan
Governor of Guam

COUNTERSIGNED:

KALEO S. MOYLAN

I Segundo Maga'lahen Guåhan
Lieutenant Governor of Guam

