

GOVERNMENT OF GUAM
Office of the Governor
Agana, Guam

EXECUTIVE ORDER NO. 63-23

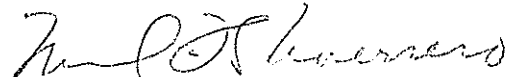
AMENDMENT NUMBER 1 TO RULES AND REGULATIONS
OF THE COCKPIT LICENSE BOARD

WHEREAS, Section 26102, Government Code of Guam, authorizes the Cockpit License Board to recommend to the Governor reasonable rules and regulations for the purpose of supplementing the provisions of law dealing with cock-fighting; and

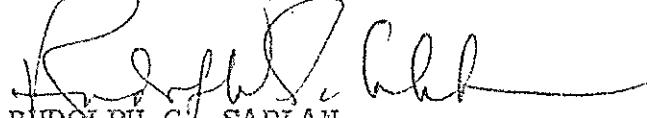
WHEREAS, said Section 26102, Government Code of Guam, authorizes the promulgation of such rules and regulations by Executive Order;

NOW, THEREFORE, by virtue of the foregoing, the attached Amendment Number 1 to Rules and Regulations of the Cockpit License Board are hereby approved and promulgated to be effective the date hereof, and Executive Order No. 19-59 is amended as indicated herein.

Dated at Agana, Guam, this 4th day of ~~September~~ ^{October}, 1963.


MANUEL F. L. GUERRERO
Governor of Guam

COUNTERSIGNED:


RUDOLPH G. SABLAN
Acting Secretary of Guam

AMENDMENT NUMBER 1
TO
RULES AND REGULATIONS
OF THE
COCKPIT LICENSE BOARD

1. Subparagraph 2.0. of Paragraph B. of Executive Order No. 19-59, Rules and Regulations of the Cockpit License Board, is hereby amended to read as follows:

"2.0. Licenses; Eligibility of Bidders;
Persons and Corporations.

(a) No person is eligible to bid for a cockpit license, or to be awarded or issued any such license or renewal thereof, who:

- (1) Is not a citizen of the United States;
- (2) Has not reached the age of twenty-one (21) years;
- (3) Has been convicted of a felony or any crime involving moral turpitude; or
- (4) Has previously been issued a cockpit license which license has been revoked for violation of the laws of Guam or rules and regulations of the Board.

(b) No corporation is eligible to bid for a cockpit license, or to be awarded or issued any such license or a renewal thereof, which:

- (1) Is not a corporation duly organized and existing under the laws of the territory of Guam;
- (2) Has directors, officers, agents or employees, any of whom have been convicted of a felony or any crime involving moral turpitude; or
- (3) Has previously been issued a cockpit license which license has been revoked for violation of the laws of Guam or rules and regulations of the Board.

(c) As used herein, the terms 'bidder' and 'licensee' include a corporation when the context so requires."

2. Subparagraph 2.2. of Paragraph B. of Executive Order No. 19-59, Rules and Regulations of the Cockpit License Board, is hereby amended to read as follows:

"2.2. Real Parties in Interest. All bids for licenses shall be submitted by, and all licenses, including renewals thereof, shall be issued to, the real party or parties in interest. Whenever the term bidder or licensee is used in these rules and regulations, it shall also apply to each member of a partnership, group, syndicate, or other association of individuals, except a corporation, that may be a bidder or licensee with regard to qualifications, requirements and obligations."

3. Subparagraph 2.3. of Paragraph B. of Executive Order No. 19-59, Rules and Regulations of the Cockpit License Board, is hereby amended to read as follows:

"2.3. Bid Requirements. Each bid shall be submitted in a sealed envelope, using either the prescribed Bid Form attached hereto as Appendix No. 2, for individuals, or the prescribed Bid Form attached hereto as Appendix No. 2A for corporations, and shall be accompanied by the following, which shall be submitted separately:

- (a) A deposit of \$10.00, in cash or certified check, which shall not be returned if the bidder is not awarded the license;
- (b) A deposit of \$490.00, in cash or certified check, which amount with the deposit under (a) hereof constitutes the minimum bid which can be received, which shall be applied to the amount of the bid if the bidder is awarded the license, and which shall be returned if the bidder is not awarded the license;
- (c) A bid bond in the sum of \$500.00, using the form attached hereto as Appendix 3, guaranteeing payment of the amount of the bid within five days after award of a license; or, in lieu of such bond a deposit of \$500.00, in cash or certified check;

- (d) Satisfactory proof of United States citizenship of the individual bidder or satisfactory proof of due incorporation under the laws of the territory of Guam of the corporate bidder;
- (e) A sworn Statement of Eligibility, using the form attached hereto as Appendix 4 for an individual bidder, or the form attached hereto as Appendix 4A for a corporate bidder."

4. Subparagraph 2.16. of Paragraph B. of Executive Order No. 19-59, Rules and Regulations of the Cockpit License Board, is hereby amended to read as follows:

"2.16. Transfer of Licenses. Licenses may be transferred, either in whole or in part, and whether absolutely or otherwise, only after prior approval by the Board and only to persons who or corporations which are eligible to bid for and be issued a license. All transfers must be registered with the Board. No transfer shall be of any force and effect until compliance with this section. In the event of the death of a licensee, his executor or administrator, if otherwise authorized according to the Probate Code, may continue operation until the termination of the license, but no renewal will be granted. In the event of the dissolution or other termination of existence of a corporate licensee, the license shall terminate."

5. Subparagraph 2.22. of Paragraph B. of Executive Order No. 19-59, Rules and Regulations of the Cockpit License Board, is hereby amended to read as follows:

"2.22. Taxes. All licensees must keep current in the payment of all taxes due the Government of Guam arising out of the operation of cockpits. No license will be issued to any person or corporation delinquent in any such taxes. No renewal of a license will be granted to any licensee delinquent in any such taxes."

6. A new Appendix 2A is hereby added to Executive Order No. 19-59, Rules and Regulations of the Cockpit License Board, to read as follows:

"APPENDIX 2A
BID FOR COCKPIT LICENSE
(CORPORATE)

_____, 19____

Cockpit License Board
Department of Finance
Government of Guam

In compliance with your invitation to bid dated _____, 19____, the undersigned corporation proposes to pay the sum of _____ Dollars (\$_____) for a cockpit license in the municipality of _____, said sum to be paid in full in cash or by certified check within five (5) days after award is made.

The undersigned corporation further certifies that no person or persons have any interest in this bid or will have

any interest in this bid or will have any interest in or control of said cockpit, the undersigned corporation being the sole party in interest in this bid and in said cockpit.

Corporation

By _____
President

ATTEST:

Secretary

(CORPORATE SEAL)

TERRITORY OF GUAM)
) ss.
CITY OF _____)

On this _____ day of _____, 19____, before me, a Notary Public in and for the territory of Guam, personally appeared _____, known to me to be the President of the corporation that executed the within instrument and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

Notary Public in and for the
territory of Guam

My commission expires _____.

7. A new Appendix 4A is hereby added to Executive Order No. 19-59, Rules and Regulations of the Cockpit License Board, to read as follows:

"APPENDIX 4A
BIDDER'S STATEMENT OF ELIGIBILITY
(CORPORATE)

Cockpit License Board
Department of Finance
Government of Guam

The undersigned corporation, being desirous of submitting a bid this date for a cockpit license in the municipality of _____, hereby states as follows:

1. That it is a corporation duly organized and existing under the laws of the territory of Guam;

2. That none of its officers, directors, agents or employees have ever been convicted of a felony or other crime involving moral turpitude;

3. That it has never held a cockpit license which has been revoked for violation of law or of applicable rules and regulations.

In view of the foregoing, the undersigned corporation, acting by and through its duly authorized officers, believes and does therefore state that it is an eligible bidder as set forth in the rules and regulations of the Cockpit License Board.

Corporation

By _____
President

ATTEST:

Secretary

(CORPORATE SEAL)

TERRITORY OF GUAM)
) ss.
CITY OF _____)

On this _____ day of _____, 19_____,
before me, a Notary Public, in and for the territory of Guam,
personally appeared _____, known to
me to be the President of the corporation that executed the
within instrument and acknowledged to me that such corporation
executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year first above written.

Notary Public in and for the
territory of Guam

My commission expires _____.

Pursuant to the authority vested in the Cockpit License
Board by Chapter 2, Title XXVII, Government of Guam, the fore-
going amendment number 1 to the Rules and Regulations of the
Cockpit License Board are forwarded herewith to the Governor of
Guam, with the recommendation that they be promulgated by
executive order.

Dated this 20th day of September, 1963.

COCKPIT LICENSE BOARD

[Signature]
HAROLD MAYO, Chairman

[Signature]
VICENTE G. MUNOZ, Member

[Signature]
JOSE S. N. QUENGA, Member