

**From:** committeerules@guamlegislature.org  
**Sent:** Wednesday, June 19, 2024 3:23 PM  
**To:** 'Speaker Therese M. Terlaje'  
**Cc:** clerks@guamlegislature.org  
**Subject:** Messages & Communications Doc. No. 37GL-24-2215.  
**Attachments:** 061924 COMM Doc. No. 37GL-24-2215.pdf

*Håfa Adai* Clerk's Office,

Please see attached, **Messages & Communications Doc. No. 37GL-24-2215** for processing:

37GL-24-2215	Supreme Court of Guam	<b>Appointment of Magistrate Judge - Sean E. Brown</b> Appointment and Supporting Documents for Attorney Sean E. Brown, Magistrate Judge, Supreme Court of Guam*
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Kindly reply to this email.



*si Yu'os ma'åse',*  
Beatrice Cruz  
Committee on Rules Assistant  
**COMMITTEE ON RULES**  
Senator Chris Barnett, Chairperson  
*I Mina'trentai Siette Na Liheslaturan Guåhan*  
*37<sup>th</sup> Guam Legislature*

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37th Committee On Rules <committeeonrules@guamlegislature.org>

## Messages and Communications for 37GL-24-2215

2 messages

Speaker **Therese M. Terlaje** <speaker@guamlegislature.org>

Wed, Jun 19, 2024 at 2:52 PM

To: 37th Committee On Rules <committeeonrules@guamlegislature.org>, Legislative Secretary Amanda Shelton <officeofsenatorshelton@guamlegislature.org>

*Håfa adai,*

Please see attached M&C Doc. No. 37GL-24-2215

37GL-24-2215	Supreme Court of Guam	Appointment of Magistrate Judge - Sean E. Brown
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*Si Yu'os ma'åse',*

**Patsy Cruz**

Office Manager



### Office of Speaker Therese M. Terlaje

Committee on Health, Land, Justice, and Culture

I Mina'trentai Siette na Liheslaturan Guåhan 37th Guam Legislature

Guam Congress Building, 163 Chalan Santo Papa, Hagåtña, Guam 96910

☎ (671) 472-3586

✉ senatorterlajeguam@gmail.com

🌐 www.senatorterlaje.com

----- Forwarded message -----

From: **Jessica Perez-Jackson** <jperezjackson@guamcourts.gov>

Date: Tue, Jun 18, 2024 at 3:47 PM

Subject: Appointment re Magistrate Judge

To: speaker@guamlegislature.org <speaker@guamlegislature.org>, Therese Terlaje <senatorterlajeguam@gmail.com>

Cc: Sean Edward Brown <[REDACTED]>, Honorable Robert J. Torres <rjtorres@guamcourts.gov>, Honorable Robert J. Torres (Hotmail) <guamjustice@hotmail.com>, Sarah G. Elmore-Hernandez <sehernandez@guamcourts.gov>

Hafa adai Speaker Terlaje:

Please find attached a letter and its attachments, from Chief Justice Torres.

Kind regards,

**Jessica J. Perez-Jackson**

Chamber Administrator for the **Honorable Robert J. Torres**

Chief Justice of the Supreme Court of Guam

Guam Judicial Center, Suite 300

120 West O'Brien Drive

Hagåtña, Guam 96910

Telephone: +1(671) 475-3300 | Facsimile: +1(671) 475-3140

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2 attachments

 **20240618 CJRJT Letter to STMT Re Appointment of Magistrate Judge.pdf**  
316K

 **37GL-24-2215.pdf**  
250K

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**committeeonrules@guamlegislature.org** <committeeonrules@guamlegislature.org>  
To: "Speaker Therese M. Terlaje" <speaker@guamlegislature.org>, Legislative Secretary Amanda Shelton  
<officeofsenatorshelton@guamlegislature.org>

Wed, Jun 19, 2024 at 2:53 PM

*Håfa Adai!*

Received and thank you.



*si Yu'os ma'åse',*

Beatrice Cruz

Committee on Rules Assistant

**COMMITTEE ON RULES**

Senator Chris Barnett, Chairperson

*I Mina'trentai Siette Na Liheslaturan Guåhan*

*37<sup>th</sup> Guam Legislature*

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97K

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Speaker Therese M. Terlaje <speaker@guamlegislature.org>

## Appointment re Magistrate Judge

Jessica Perez-Jackson <jperezjackson@guamcourts.gov>

Tue, Jun 18, 2024 at 3:47 PM

To: "speaker@guamlegislature.org" <speaker@guamlegislature.org>, Therese Terlaje <senatorterlajeguam@gmail.com>

Cc: Sean Edward Brown <[REDACTED]>, "Honorable Robert J. Torres" <rjtorres@guamcourts.gov>, "Honorable Robert J. Torres (Hotmail)" <guamjustice@hotmail.com>, "Sarah G. Elmore-Hernandez" <sehernandez@guamcourts.gov>

Hafa adai Speaker Terlaje:

Please find attached a letter and its attachments, from Chief Justice Torres.

Kind regards,

Jessica J. Perez-Jackson

Chamber Administrator for the **Honorable Robert J. Torres**  
Chief Justice of the Supreme Court of Guam  
Guam Judicial Center, Suite 300  
120 West O'Brien Drive  
Hagåtña, Guam 96910  
Telephone: +1(671) 475-3300 | Facsimile: +1(671) 475-3140

Doc Type: 37GL-24-2215  
OFFICE OF THE SPEAKER  
THERESE M. TERLAJE

Jun 18, 2024

Time: 3:47 PM

Received:

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**20240618 CJRJT Letter to STMT Re Appointment of Magistrate Judge.pdf**  
316K



# Supreme Court of Guam

GUAM JUDICIAL CENTER SUITE 300  
120 WEST O'BRIEN DRIVE | HAGÁTÑA, GUAM 96910-5174  
Tel: (671) 475-3162/80 • Facsimile: (671) 475-3140



HON. ROBERT J. TORRES  
CHIEF JUSTICE

HANNAH G. ARROYO  
CLERK OF COURT

June 18, 2024

Transmitted via Electronic Mail  
[senatorterlajeguam@gmail.com](mailto:senatorterlajeguam@gmail.com)

The Honorable Therese M. Terlaje  
Speaker, 37th Guam Legislature  
Guam Congress Building  
163 Chalan Santo Papa Street  
Hagåtña, Guam 96910



**37GL-24-2215**  
Messages and Communications

RECEIVED

Committee on Rules  
June 19, 2024

2:52 p.m.

*Beatrice Cruz*

## Re: Appointment of Magistrate Judge

Dear Speaker Terlaje:

As you may know, the Honorable Benjamin C. Sison, Jr.'s second term as magistrate judge will conclude this October. After careful consideration, I am appointing **Attorney Sean E. Brown** to serve as the new magistrate pursuant to 7 GCA § 4401, subject to the approval of *Liheslaturan Guåhan*.

Attorney Brown was one of three candidate names provided by the Guam Bar Association (GBA) as required under 7 GCA § 4401(a)(2). For your records and convenience, enclosed are copies of the GBA's first two recommendations for the magistrate position, the GBA's request to verify the eligibility of a third candidate, and the Supreme Court's decision on the matter. After receiving the names, I convened a panel of three judicial officers and one attorney to review resumes and conduct interviews. The panel unanimously recommended the selection of Attorney Brown. I request that he be given the due consideration mandated by Guam law.

Attorney Brown satisfies the requisite statutory qualifications and has the competence, integrity, experience, and temperament to be successful as a magistrate. He earned his Juris Doctor from California Western School of Law in 2010 and has since worked as an associate attorney at the Office of Louie J. Yanza and as an Assistant Attorney General at the Office of the Attorney General of Guam for the past decade. As a prosecutor, he has participated in over fifty felony trials, has represented the Attorney General's office in federal court, and has served as the lead for violent crimes, property crimes, and DWI offenses.

In addition to his extensive litigation experience in criminal, civil, and domestic law, Attorney Brown has been a proactive member of the Board of Trustees for the Guam Law Library. He has also contributed to the community as a volunteer judge for mock trial competitions, a volunteer at the Boys & Girls Club, and an adjunct professor at the University of Guam for several years.

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Speaker Terlaje

June 18, 2024

Page 2 of 2

To ensure a smooth transition in the magistrate's duties, it is imperative that the confirmation process be conducted and completed prior to Judge Sison's departure. I appreciate your and your fellow senators' attention to this matter and urge expeditious approval of my appointment of Attorney Brown as a magistrate for the Judiciary of Guam.

If you have any questions or would like additional information, please do not hesitate to contact me.

*Senseramente,*



Robert Torres  
CHIEF JUSTICE

**Cc: Sean E. Brown**

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Secretary

JOSEPH (Jojo) A. PEREZ  
Member-At-Large



May 22, 2024

**VIA EMAIL DELIVERY** [rjtorres@guamcourts.gov](mailto:rjtorres@guamcourts.gov)

**Honorable Robert J. Torres**  
Chief Justice of the Supreme Court of Guam  
Guam Judicial Center, Suite 300  
120 W O'Brien Drive  
Hagåtña, Guam 96910

Re: Recommendations for the Position of Magistrate

Chief Justice Torres,

The Board of Governors is in receipt of your letter dated April 12, 2024, titled Request for Recommendations for the Position of Magistrate in which you request that the Guam Bar Association ("GBA") begin "soliciting interest for the position of magistrate and [provide] a list of three candidates in accordance with 7 G.C.A. § 4401(a)...."

On April 25, 2024, and then on May 16, 2024, to respond to your request and comply with our statutory mandate, the Board of Governors solicited interest by listserving all active members of the GBA. Additionally, to proactively solicit interest, the Board of Governors directly communicated with various members.

Five members expressed interest in the magistrate position. Accordingly, the Board of Governors convened a special meeting on May 20, 2024, to review the eligibility of all five applicants. The Board of Governors deemed the five applicants as follows: two eligible, two ineligible (lack residency requirement and/or requisite years of active practice in Guam prior to nomination), and one withdrawal.



**GUAM BAR**  
ASSOCIATION

Mailing: 284 W. Chalan Santo Papa, Hagåtña, GU 96910  
Physical Location: 392 W. O'Brien Drive, Hagåtña  
(671) 989-4227 | [info@guambar.org](mailto:info@guambar.org) | [www.guambar.org](http://www.guambar.org)

In accordance with our mandate set forth in 7 G.C.A. § 4401(a)(1) and (2), the Board of Governors submits the names of those eligible candidates, Attorney David Rivera and Attorney Sean Brown. Their formal letters of interest and resumes are enclosed for your review.

Senseramente,

  
**JACQUELINE TAITANO TERLAJE**  
President

Enclosure:

David Rivera – Letter of Interest and Resume

Sean E. Brown – Letter of Interest and Resume

cc: Jessica Perez-Jackson, [jperezjackson@guamcourts.gov](mailto:jperezjackson@guamcourts.gov)



**GUAM BAR**  
ASSOCIATION



BOARD OF GOVERNORS

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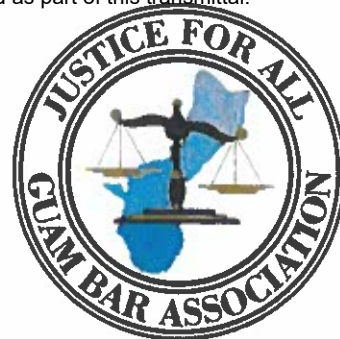
JOAQUIN (Jay) C. ARRIOLA, JR.  
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Vice President

JANICE M. CAMACHO-PEREZ  
Secretary

JOSEPH (Jojo) A. PEREZ  
Member-At-Large



June 5, 2024

**VIA EMAIL DELIVERY** [rjtorres@guamcourts.gov](mailto:rjtorres@guamcourts.gov)

**Honorable Robert J. Torres**  
Chief Justice of the Supreme Court of Guam  
Guam Judicial Center, Suite 300  
120 West O'Brien Drive  
Hagåtña, Guam 96910

Håfa Adai Chief Justice Torres,

The Board of Governors, upon receiving your April 12, 2024 letter, provided a list of two eligible candidates after soliciting interest for the position and determining eligibility in accordance with 7 G.C.A. § 4401(a) and (b). The Board of Governors, however, did not reach a conclusion as to the eligibility of Attorney J. Basil O'Mallan, as our records reflect that he went inactive from December 6, 2023 to May 16, 2024, and then active again on May 17, 2024, after paying the required dues. Whether that inactive status affects his eligibility, we humbly submit that this determination be made by the Court, as Attorney O'Mallan is still interested in the magistrate position.

Based on the foregoing, we are forwarding Attorney O'Mallan's letter of interest and resume for your review.

Senseramente,

  
JACQUELINE T. TERLAJE  
President

cc: Jessica Perez-Jackson, [jperezjackson@guamcourts.gov](mailto:jperezjackson@guamcourts.gov)



**GUAM BAR**  
ASSOCIATION

Mailing: 284 W. Chalan Santo Papa, Hagåtña, GU 96910  
Physical Location: 392 W. O'Brien Drive, Hagåtña  
(671) 989-4227 | [info@guambar.org](mailto:info@guambar.org) | [www.guambar.org](http://www.guambar.org)

## Sean Edward Brown



May 17, 2023

Chief Justice Robert J. Torres, and  
Guam Bar Association Board of Governors  
284 West Chalan Santo Papa, Hagåtña, Guam 96910

Subject: Magistrate Judge Position: Letter of Interest

Chief Justice Torres, via the Guam Bar Association,

I am greatly interested in the Magistrate Judge Position. I went to law school with the dream of becoming a judge. I even began my legal career as an attorney law clerk for Judge Perez at the Superior Court of Guam after law school and interned for the Courts while in law school. While clerking for Judge Perez I saw a need to assist the Office of the Attorney General when they appeared short of young attorneys to help move the office forward. I transferred to the Office of the Attorney General in 2013 and spent more than ten years as a prosecutor. While I enjoy trying criminal cases, I think there is not much more I can do as a prosecutor for that office. I believe there is more I can do for the Island and for my family as a Magistrate Judge.

Throughout the last ten years, I have worked on every case possible and have been assigned to everything from minor alcohol related offenses to homicides. I have also been assigned to many of the treatment courts. My time with the variety of courts and cases has helped show me that a strong judicial presence is necessary to rehabilitate people and provide justice. The Judiciary is key to keeping the Island safe and the voices of the community heard. I would love to be able to accomplish my dream by joining the bench and adding to its esteemed history.

I hope for an opportunity to become a Magistrate Judge because I have a unique enthusiasm for law and a strong desire to be involved with the administration of justice for the Island of Guam. I would like to thank you for your consideration.

Sincerely,



Sean Brown

**Sean Edward Brown**



**EDUCATION**

**CALIFORNIA WESTERN SCHOOL OF LAW, San Diego, CA**

J.D., December 2010

Dean's Honor List, Spring 2010

Public Interest Law Foundation Treasurer, October 2009-December 2010

Pro Bono Honors Society, Member

Intra-School Negotiation and Moot Court Competition Participant

**UNIVERSITY OF CALIFORNIA, RIVERSIDE, Riverside, CA**

B.S., *cum laude*, Sociology: Law and Society, Minor: Political Science, June 2008

Omicron Delta Kappa Honor Society, Member

Golden Key Honor Society, Member

Dean's Honors List, Fall 2005; Spring and Fall 2006; Winter, Spring, and Fall 2007; Winter 2008

Chancellors Honor List, 2006-2007

Resident Advisor, August 2006-June 2007

**EXPERIENCE**

**Office of the Attorney General of Guam, Tamuning, Guam (USA)**

*Assistant Attorney General(Prosecutor)*, April 2013-March 2023, October 2023-present

Participated in over 50 felony trials. Trained and supervised over a dozen attorneys. Prepared appellate briefs and argued before the Guam Supreme Court. Appeared on behalf of the Office of the Attorney General of Guam in Federal Court. Acted as the lead of violent crimes, property crimes and DWI offenses. Obtained multiple convictions of murder, first degree criminal sexual conduct and other offenses that carry life sentences.

**Office of Louie J. Yanza, Tamuning, Guam (USA)**

Associate Attorney, March 2023-October 2023

Worked in Civil Matters to include a Bench Trial, Contract and Settlement Negotiations and represented Clients in Federal Court. Carried out advanced legal research on complex civil, insurance and federal regulations. Represented criminal defendants in District Court for pre-trial matters and negotiations.

**Superior Court of Guam, Agana, Guam (USA)**

*Law Clerk*, July 2011-April 2013

Conducted impartial research on an array of legal issues. Created legal memoranda in preparation for court hearings and trials. Prepared judge issued Decision and Orders after motion hearings and Judgments after trials. Informed and discussed updates in the law with Judge Perez in anticipation of upcoming issues. Fashioned Court Orders, Findings of Facts and Conclusions of Law, Jury Instructions and Verdict Forms on behalf of the Court.

**Commander Navy Region Southwest, Office of General Counsel, San Diego, CA**

*Legal Intern, August 2010-December 2010*

Performed legal research on issues regarding environmental and employment law. Attended and observed meetings with two star Admiral. Observed administrative hearings on environmental law relating to Navy activity. Prepared legal memoranda on a variety of legal issues including employee discrimination and naval land transactions. Advised Navy Region Southwest, Office of General Counsel on updates to environmental and employment law.

**San Diego City Attorney's Office, San Diego, CA**

*Certified Legal Intern, May 2010-August 2010*

Prepared and submitted trial briefs on a variety of criminal legal issues. Assisted city prosecutors with trial preparation. Performed legal research for distinct issues relating to criminal law. Engaged in discussions with dismissed jurors to discover weaknesses or successes in cases. Appeared on behalf of the People.

**U.C. Riverside Police Department, Community Service Officer Program, Riverside, CA**

*Administrative Supervisor, Field Training Officer, and Community Service Officer, December 2004-June 2008*

Ensured health and safety of students and nearby community. Trained new Community Service Officers (CSO). Oversaw proper operation of CSO program. Provided campus escorts for students and faculty.

**In-N-Out, Hacienda Heights, CA**

*Cashier, January 2003-December 2003*

**INTERESTS AND COMMUNITY SERVICE**

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Adjunct Professor, University of Guam, 2013-2020; Volunteer Judge for Mock Trial Competition, 2012; Boys and Girls Club Volunteer, 2009; Board of Trustees, Guam Law Library, 2019-Present



# Supreme Court of Guam

GUAM JUDICIAL CENTER SUITE 300  
120 WEST O'BRIEN DRIVE | HAGÂTÑA, GUAM 96910-5174  
Tel: (671) 475-3162/80 • Facsimile: (671) 475-3140



HON. ROBERT J. TORRES  
CHIEF JUSTICE

HANNAH G. ARROYO  
CLERK OF COURT

June 18, 2024

Transmitted via Electronic Mail  
[jacque.terlaje@terlajelaw.com](mailto:jacque.terlaje@terlajelaw.com)

Attorney Jacqueline T. Terlaje  
President  
Guam Bar Association  
392 W O'Brien Dr  
Hagåtña, 96910, Guam

**Re: Qualification of Attorney O'Mallan**

Dear Attorney Terlaje:

Thank you for your letter of June 5, 2024 forwarding **Attorney James Basil O'Mallan, III**'s letter of interest and resume for the position of Magistrate. You indicated the Board of Governors did not reach a conclusion on the eligibility of Attorney O'Mallan because he was inactive from December 6, 2023, to May 16, 2024 and then active again on May 17, 2024.

The Supreme Court of Guam reviewed the statutory requirements and determined that the statute does not require that an individual be in the active practice of law immediately prior to becoming a candidate for magistrate. Attorney O'Mallan's lengthy active service in good standing satisfies the seven-years in the active practice of law in Guam required by 7 GCA § 4401(b)(3) and 7 GCA § 3109(c).

*Senseramente,*

A handwritten signature in blue ink that reads "R. Torres".

Robert J. Torres  
CHIEF JUSTICE

Cc: Basil O'Mallan