

***Government of Guam Retirement  
Fund***

***MEMBERS' AND BENEFITS  
COMMITTEE***

***SEPTEMBER, 2005  
END OF MONTH REPORT***



**George A. Santos**  
Members' & Benefits Committee, Chairman

**Katherine T.E. Taitano**  
Members' & Benefits Committee, Vice-Chairperson

**Gerard A. Cruz**  
Trustee

October 14, 2005

**MEMORANDUM**

**TO:** Chairman, Board of Trustees  
Government of Guam Retirement Fund

**FROM:** Chairman, Members' and Benefits Committee  
Government of Guam Retirement Fund

**SUBJECT:** September, 2005 - End of Month Report

Please find attached the Members' and Benefits Committee's September, 2005 - End of Month Report. This report accurately highlights the significant activities and action items reviewed and administered to during the September period.

Should you require further information concerning this report, feel free to contact me at your earliest convenience.

  
**GEORGE A. SANTOS**

I. TOTAL MEMBERS SERVED:

A. No. of Active Members

1.	Defined Benefits	4,571	
2.	Defined Contributions	<u>5,597</u>	10,168

B. No. of Retirees

1.	Defined Benefits	6,802	
2.	Defined Contributions	<u>128</u>	<u>6,930</u>

17,098

II. TOTAL STAFFING:

A. Benefit Services Department

1.	Budget 2005	10	
	Actual		10

B. Members' Services Division

1.	Budget 2005	10	
	Actual		6

III. TOTAL CASES PENDING

A.	Section 8119 Applicants	Pre 10/01/81	20/25/60	
	Section 8120 Applicants	Post 10/01/81	25/30/60	
	Section 8120.1 Applicants	Post 08/22/84	25/30/65	
1.	Age Retirement	A. Regular	12	
		B. ERIP	0	
		C. Optional	1	13
2.	Service Retirement	A. Regular	28	
		B. ERIP	0	28
B.	Section 8123 Applicants	Medical Disability		11
C.	Section 8126 Applicants	Medical Disability Appeals		1
D.	Section 8130 Applicants	Deferred Age		1
E.	Section 8134 Applicants	(a) Surviving Spouse		2
		(a).3 Minor Children		1
		(a)4C Disabled Adult Survivor		0
F.	New Retirees	(Nos. 659-667)		<u>9</u>
		<b>TOTAL CASES REVIEWED</b>		<b>66</b>

#### IV. REVIEW AND FINDINGS

Based on our review and findings during our meeting of September 14, 2005, and subsequent meetings thereafter, the following applications are recommended for **APPROVAL** to the Board of Trustees:

##### A. SECTION 8134 - SURVIVING SPOUSE ANNUITY APPLICANTS

1. Surviving Spouse Annuity (a)
  - a. Name: Pedro G. Borja  
Date of Death: July 15, 2005  
Annuity due Decease: \$13,988.16  
Surviving Spouse: Angelina S. Borja  
Survivor's Annuity: \$ 6,994.08  
Percentage Earned: 50%  
Effective Date: July 15, 2005
  - b. Name: Josefino V. Fama  
Date of Death: November 11, 1997  
Annuity due Decease: \$23,076.48  
Surviving Spouse: Alma Nita F. Fama  
Survivor's Annuity: \$11,538.24  
Percentage Earned: 50%  
Effective Date: November 11, 1997
  - c. Name: Anthony SB Guerrero  
Date of Death: January 18, 2002  
Annuity due Decease: \$10,848.00  
Surviving Spouse: Rita P. Guerrero  
Survivor's Annuity: \$ 5,424.00  
Percentage Earned: 50%  
Effective Date: January 18, 2002
  - d. Name: Joaquin J. Guerrero  
Date of Death: December 25, 2001  
Annuity due Decease: \$16,667.52  
Surviving Spouse: Barbara A. Guerrero  
Survivor's Annuity: \$ 8,333.76  
Percentage Earned: 50%  
Effective Date: December 25, 2001

- e. Name: Natividad S. Layao  
Date of Death: July 01, 2005  
Annuity due Decease: \$14,172.24  
Surviving Spouse: Feliciano D. Layao  
Survivor's Annuity: \$ 7,086.24  
Percentage Earned: 50%  
Effective Date: July 01, 2005
- f. Name: Agustin I. Mendiola  
Date of Death: August 20, 2005  
Annuity due Decease: \$29,590.56  
Surviving Spouse: Ana Q. Mendiola  
Survivor's Annuity: \$14,795.28  
Percentage Earned: 50%  
Effective Date: August 20, 2005
- g. Name: Vicente N. Palomo  
Date of Death: July 02, 2005  
Annuity due Decease: \$18,323.04  
Surviving Spouse: Maria C. Palomo  
Survivor's Annuity: \$ 9,161.52  
Percentage Earned: 50%  
Effective Date: July 02, 2005
- h. Name: James A. Pereira  
Date of Death: January 09, 2003  
Annuity due Decease: \$16,674.72  
Surviving Spouse: Hilda C. Pereira  
Survivor's Annuity: \$ 8,337.36  
Percentage Earned: 50%  
Effective Date: January 09, 2003
- i. Name: Luis G. Perez  
Date of Death: June 26, 2005  
Annuity due Decease: \$21,552.96  
Surviving Spouse: Rosa C. Perez  
Survivor's Annuity: \$10,776.48  
Percentage Earned: 50%  
Effective Date: June 26, 2005

j. Name: Joan S. Quichocho  
 Date of Death: August 11, 2005  
 Annuity due Decease: \$21,951.12  
 Surviving Spouse: Vicente R. Quichocho  
 Survivor's Annuity: \$10,975.68  
 Percentage Earned: 50%  
 Effective Date: August 11, 2005

k. Name: Felipe G. Soria  
 Date of Death: October 04, 2004  
 Annuity due Decease: \$23,663.04  
 Surviving Spouse: Maria Victoria Soria  
 Survivor's Annuity: \$11,831.52  
 Percentage Earned: 50%  
 Effective Date: October 04, 2004

2. Minor Child Survivor Benefits Application (a).3

a. Marcialyn Monique Camacho

B. Supplemental Listing of New Retirees and Finalized Retirement Annuities

659 Name Florencia M. Mesa  
 Date of Birth  
 Department Guam Public School System  
 Effective Date October 01, 1999

660 Name Barbara A. Guerrero  
 Surviving Spouse of Joaquin J. Guerrero  
 Department Department of Revenue & Taxation  
 Effective Date December 25, 2001

661 Name Hilda C. Pereira  
 Surviving Spouse of James A. Pereira  
 Department Guam Fire Department  
 Effective Date January 09, 2003

662 Name Juan N. Reyes  
 Date of Birth  
 Department Guam Public School System  
 Effective Date March 18, 2003

663 Name Aurea B. Neal  
 Surviving Spouse of Terrence K. Neal  
 Department Guam Public School System  
 Effective Date March 13, 2005

664	Name Surviving Spouse of Department Effective Date	Jon G. Chaffin Ann Marie C. Chaffin Guam Public School System July 31, 2005
665	Name Date of Birth Department Effective Date	Vicente R. Quichocho  Guam Public School System August 11, 2005
666	Name Date of Birth Department Effective Date	Angelina M. Malubag  Guam Public School System August 13, 2005
667	Name Date of Birth Department Effective Date	Arlene G. Sablan  Guam Public School System August 13, 2005

Furthermore, the Committee recommends **DISAPPROVAL** for the following Applications:

A. SECTION 8123 (MEDICAL DISABILITY APPLICANTS - For interview/Review)

1.	Name Date of Birth Department Length of Service Date of Application	Nancy J. Hawkins  University of Guam 08 Years 11 Months 15 Days September 16, 2004
2.	Name Date of Birth Department Length of Service Date of Application	Joseph C. Mendiola  Department of Public Works 08 Years 04 Months 00 Days April 28, 2005
3.	Name Date of Birth Department Length of Service Date of Application	Thelma E.M. Sarmiento  University of Guam 22 Years 04 Months 00 Days April 21, 2005



4. Name Elnora B. Sicad  
 Date of Birth  
 Department Agency for Human Resources Development  
 Length of Service 17 Years 05 Months 15 Days  
 Date of Application June 16, 2005
5. Name Anthony WC Taijeron  
 Date of Birth  
 Department Guam Police Department  
 Length of Service 13 Years 07 Months 00 Days  
 Date of Application June 27, 2005

V. **REVIEW AND FINDINGS (CORRESPONDENCES)**

1. COR 05-1 RE: Emily R. Cruz

Request: To claim years of previously excludable service under special contract with the Department of Education.

Service History: **Retired - 1989**

Special Contract Teacher for the department of Education for the academic school years as follows:

1.) August 1989 - June, 1990; 2.) August 1990 - June 1991; 3.) August 1991 - June 1992; 4.) August 1992 - June 1993; 5.) August 1993 - June 1994; 6.) August 1994 - June 1995; 7.) August 1996 - June 1997; 8.) August 1997 - June 1998; 9.) August 1998 - June 1999; 10.) August 1999 - June 2000; 11.) August 2000 - June 2001; 12.) August 2001 - June 2002; 13.) August 2002 - June 2003; 14.) August 2003 - June 2004; 15.) August 2004 - June 2005; 16.) August 2005 - \_\_\_\_\_.

Service Claim: Letter dated July 28, 2005

Discussion: Pursuant to PL 26-19:2, enacted June 01, 2001 which amended 8121.(b) to now read;

*A retired member who subsequently becomes an employee eligible for membership under § 8106 of this Title on or after January 1, 1999 shall, upon becoming so employed, have that member's right to receive payment of that member's annuity suspended for the duration of that member's employment, and shall be ineligible for readmission to the defined benefit Plan, but all other rights pertaining to that member's annuity provided by this Article,*

*including automatic increases therein, shall be retained by that member; except, that the retired member shall forfeit any enhanced benefits for which that member was eligible pursuant to the early retirement provisions of §8121.1.*

Findings: Ms. Cruz is ineligible for enhanced benefits for previously excludable service subject to the statutory provisions above, therefore, we recommend **DISAPPROVAL** of this request.

2. COR 05-2 RE: Joseph B. Cruz

Request: To review services claimed prior to optional retirement in 1992 and to make whole his 25 years of Government Service.

Service History: 22 Years 01 Month 15 Days

Date of Retirement: July 03, 1990.

Additional service credit claims:

1. §8109. Credit for Excluded Service =  
Commercial Port 5 Years.
2. §8112. Same: Credit for Service =  
Federal Civil Service 5 Years.
3. PL-18-46. Educational Credit = College, 2 Years

Service Claim: Letter dated August 11, 2005.

Discussion: A review of member's retirement folder has verified that computations of payment obligations were accomplished in order to obtain such service credits. The member did not exercise this option at the time of retirement.

Furthermore, pursuant to the Retirement Fund **Regulations Concerning Claims To Obtain Service Credits**; effective September 23, 1989 and **Title 4, Chapter 8 GCA** respectively.

*Chapter IV, §4.6 Credit Restrictions. No credit shall be recognized for retirement purposes until full payment of the total amount due has been completed and all other applicable provisions under Chapter 8, 4 GCA, have been satisfied. No payroll rules may be accepted after the retirement date of a member, except as is specifically authorized by the board or statutes.*

*§8121.1(b) A retired member who subsequently becomes an employee eligible for membership under §8106 of this title on or after January 1, 1999 shall, upon becoming so employed, have that member's right to receive payment of that member's annuity suspended for the duration of that member's employment, and shall be ineligible for readmission to the Defined Benefit Plan, but all other rights pertaining to that member's annuity provided by this Article, including automatic increases therein, shall be retained by that member; except, that the retired member shall forfeit any enhanced benefits for which that member was eligible pursuant to the early retirement provision of §8121.1.*

Findings: Mr. Cruz is ineligible for additional Service Credit Claims subject to the statutory provision discussed above, therefore, we recommend **DISAPPROVAL** of this request.

