

WORKER'S COMPENSATION COMMISSION (WCC)
Regular Board Meeting
Third Floor – DOL Conference Room
April 25, 2019, Thursday, 4 pm to 5pm

A G E N D A

I. CALL TO ORDER

II. ROLL CALL

Commissioner David M. Dell'Isola
Mayor Doris F. Lujan
Ms. Candise Nacole Aragon
Joseph P. Claveria, CPA
Mr. Sanjay Sharma

III. APPROVAL OF SUMMARY MINUTES FOR MARCH 14, 2019

IV. OLD BUSINESS

Compensation Order No. 2018-002719 - Approval of Lump Sum Payment for Fatality and Attorney Fees – Motion Carried

Approval for Commissioner David M. Dell'Isola to hear the following case alone in accordance with the authority permitted in the discretion of the agency by 5 GCA § 9221:

Victor P. Zamora WCC2015-002450 - Motion Carried

V. NEW BUSINESS

Request for Commissioner David M. Dell'Isola to hear the following cases alone in accordance with the authority permitted in the discretion of the agency by 5 GCA § 9221:

Therese F.N. Sanchez WCC2015-002421
Romeo Hadap WCC2019-000761

VI. ADJOURNMENT

**Workers' Compensation Commission
Board Meeting Summary
April 25, 2019**

Call to Order

Meeting called to order by Commissioner David M. Dell'Isola at 4:10pm; awaiting Mayor Lujan's arrival.

Roll Call

Mayor Doris F. Lujan
Joseph Claveria, CPA
CandiseNacole M.L. Aragon
Sanjay Sharma
All members present

Commissioner Dell'Isola introduced the new WCC Board Member Joseph Claveria, CPA. He was just sworn in two days ago and will fill the Accountant slot.

Commissioner announced that the two vacant slots (doctor and attorney) are at the Guam Medical Society and the Guam Bar Association – each group must present three nominations - and are currently being worked on as we speak - pending.

Commissioner recognizes Mayor Doris F. Lujan's arrival.

Approval of Summary Minutes for March 14, 2019

Sanjay Sharma motion to approve Minutes of March 14, 2019
Candise Nacole M.L. Aragon seconded
Minutes of March 14, 2019 approved – Motion Carried

Old Business

Compensation Order No. 2019-0004 – Approval of Lump Sum Payment for Fatality and Attorney Fees – Motion Carried

Approval for Commissioner David M. Dell'Isola to hear the following case alone in accordance with the authority permitted in the discretion of the agency by 5 GCA § 9221:

Victor P. Zamora WCC2015-002450 - Motion Carried

Commissioner will present each case request to the WCC Board for their approval to allow him to hear the cases during a formal hearing alone without the WCC Board Members. No quorum is needed and he assured the WCC Board Members that they are welcomed to attend and that they will also receive the documents provided for each case.

The Commissioner stressed that this would allow him to hold formal hearings quickly and he was also providing this information for the benefit of the newest WCC Board Member, Mr. Claveria.

Commissioner also mentioned that the public notices for this April 25, 2019 WCC Board Meeting was published in the Guam Daily Post (April 18 and 23, 2019) in accordance with open government law.

New Business

Request for Commissioner David M. Dell’Isola to hear the following cases alone in accordance with the authority permitted in the discretion of the agency by 5 GCA § 9221:

Therese F.N. Sanchez WCC2015-002421
Romeo Hadap WCC2019-000761

Sanjay Sharma motioned for the Commissioner to hold the Therese F.N. Sanchez WCC2015-002421 case alone. Candise Nacole M.L. Aragon seconded the motion. Motion Carried.

Candise Nacole M.L. Aragon motioned for the Commissioner to hold the Romeo Hadap WCC2019-000761 case alone. Mayor Doris F. Lujan seconded the motion. Motion Carried.

Joseph Claveria requested background information on the Therese F.N. Sanchez case. The Commissioner said that he would get all the information on this case and also on the Romeo Hadap case.

Commissioner asked if there were any questions about him being the formal hearing officer.

Joseph Claveria – having consult with us to ensure that the policies are in fact in accordance of law and not like what happened with our power and water agencies. We like to remain noncontroversial.

The Commissioner said that he would judicially and fairly hear it and come up with the conclusion and bring formally to the WCC Board, and also with the Zamora case.

There is Attorney Bell for the claimant and there is an attorney for the insured side. So somebody will be ruled for and against and that party has the right to move forward to a court of law if they choose not to accept our ruling.

Commission thanked all members.

Commissioner adjourned the meeting at 4:22 pm.