BEFORE THE
GUAM CIVIL SERVICE COMMISSION

BOARD OF COMMISSIONERS

IN THE MATTER OF:	**ADVERSE ACTION APPEAL**
YOLANDA DIGOMON,	**CASE NO.: 20-AA02T**
Employee,	
vs.	**DECISION AND**
	JUDGMENT
DEPARTMENT OF PUBLIC HEALTH AND SOCIAL SERVICES,	
Management.	

This matter came before the Civil Service Commission ("Commission")

for a Hearing on the Merits on both September 5, 2023 and September 7, 2023

at 9:00 a.m. Present for the Commission were Chairperson Juan K. Calvo, Vice

Chairperson Anthony P. Benavente, Commissioner Robert Taitano and

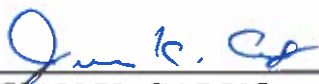Commissioner Francisco T. Guerrero.

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Present were the Employee and her counsel, Darlene Hiton; and Deputy Attorney General Graham Botha, and the Deputy Director of the Department of Public Health and Social Services, Peter John Camacho.

The Commission heard oral testimony, examined documentary evidence, and then deliberated. A motion was made for the Modification of the Adverse Action, but the motion was not upheld on a 1-3 vote. After reviewing the parties' exhibits, the record, and after listening to the testimony of the witnesses and the arguments of counsel at the adverse action hearings held on September 5, 2023 and September 7, 2023, the Commissioners voted 4-0 to uphold Management's decision to terminate Employee after finding that Management met its burden of proof to prove its allegations by clear and convincing evidence.
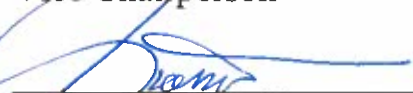
Management's counsel was directed to prepare the Decision and Judgment.

SO ORDERED this 2nd day of January, 2024.

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JUAN K. CALVO
Chairperson

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ROBERT C. TAITANO
Commissioner

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ANTHONY P. BENAVENTE
Vice Chairperson

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FRANCISCO T. GUERRERO
Commissioner