

(GOVERNMENT RESTRAINED FROM REMOVING ST. PIERRE) 718

SAIPAN, MAY 30 (MNS)---TRUST TERRITORY CHIEF JUSTICE HAROLD W. BURNETT HAS ISSUED A TEMPORARY RESTRAINING ORDER, PREVENTING THE TT GOVERNMENT FROM REMOVING CHIEF PUBLIC DEFENDER ROGER L. ST. PIERRE FROM HIS POSITION PENDING A HEARING INTO A MOTION FILED THURSDAY (MAY 30) BY ATTORNEY BEN ABRAMS. JUDGE BURNETT SET 10:00 A.M. TUESDAY, JUNE 4 FOR A HEARING INTO THE MOTION. A74

THE ACTION BY ABRAMS SEEKS TO ENJOIN HIGH COMMISSIONER EDWARD E. JOHNSTON FROM REMOVING ST. PIERRE. THE HICOM INFORMED THE PUBLIC DEFENDER LAST WEEK THAT HE WOULD BE REMOVED FROM HIS POSITION EFFECTIVE FIRDAY, MAY 31. 11

ABRAMS, AN ASSISTANT PUBLIC DEFENDER ON SAIPAN, LISTED THE REASONS BEING ADVANCED BY ST. PIERRE TO FIGHT THE ACTION. HE SAID IN THE COMPLAINT THAT ST. PIERRE IS AN EMPLOYEE OF THE TRUST TERRITORY RATHER THAN OF THE DEPARTMENT OF THE INTERIOR OR THE UNITED STATES GOVERNMENT AND, THEREFORE, IS NOT SUBJECT TO INTERIOR DEPARTMENT REGULATIONS. ABRAMS CITED THE FOLLOWING PORTION OF THE INTERIOR DEPARTMENT MANUAL WHICH SAYS, "THE TERRITORIAL GOVERNMENTS, UNDER THE JURISDICTION OF THE SECRETARY OF THE INTERIOR, ARE NOT AGENCIES OR INSTRUMENTALITIES OF THE EXECUTIVE BRANCH OF THE FEDERAL GOVERNMENT."

ADMINISTRATIVE LAW JUDGE ROBERT C. SNASHALL, RULING ON ST. PIERRE'S ORIGINAL APPEAL, SAID THAT HIS "EMPLOYMENT STATUS IS ABUNDANTLY CLEAR. THE RECORD IS REplete WITH EVIDENCE OVERWHELMINGLY SUBSTANTIATING THE GOVERNMENT'S POSITION THAT HE IS A FEDERAL CIVIL SERVICE EMPLOYEE, EMPLOYED BY THE UNITED STATES DEPARTMENT OF THE INTERIOR, AND AS SUCH IS FULLY AMENABLE TO ITS REGULATIONS GOVERNING EMPLOYEE CONDUCT."

THE COMPLAINT HOWEVER, CITED A DECEMBER 9, 1969 LETTER FROM THE CIVIL SERVICE COMMISSION WHICH DETERMINED THAT ST. PIERRE WAS NOT A CIVIL SERVICE EMPLOYEE. ST. PIERRE, THE COMPLAINT HELD, HAS BY "THIS CONTRARIETY OF AUTHORITY ...BEEN DENIED EQUAL PROTECTION UNDER THE LAW."

IN HIS LETTER OF MAY 20, 1974, HIGH COMMISSIONER JOHNSTON SAID TO ST. PIERRE HIS POSITION, "MORE THAN ANY OTHER SINGULAR FEDERAL GOVERNMENT POSITION IN THE TRUST TERRITORY, LENDS ITSELF TO THE MOST WIDESPREAD AND INTIMATE APPRAISAL OF THE AMERICAN PRESENCE BY THE CITIZENS OF MICRONESIA." THE COMPLAINT ATTEMPTS TO REFUTE THIS BY CITING "THE OVERWHELMING FLOOD OF SUPPORT FROM MICRONESIANS" FOR ST. PIERRE.

SUPPORTING THIS POSITION WAS REPRESENTATIVE HERMAN Q. GUERERRO OF THE MARIANAS WHO SAID IN A LETTER TO THE HICOM ON MAY 28 THAT, "I AM ONLY ABLE TO CONCLUDE THAT YOUR ACTION WAS THE FINAL STEP IN A PERSONAL VENDETTA DIRECTED PERSONALLY AGAINST MR. ST. PIERRE. YOUR ACTION," GUERRERO CONTINUED, "WAS PETTY AND RETRIBUTIVE AND DOES NOT SPEAK WELL FOR THE ADMINISTRATION."

U.S. SENATOR PHILLIP BURTON, CHAIRMAN OF THE SUBCOMMITTEE ON TERRITORIAL AND INSULAR AFFAIRS, SAID IN A LETTER TO INTERIOR SECRETARY ROGERS C.B. MORTON THAT, "I MUST REITERATE AND PLACE EVEN STRONGER EMPHASIS ON THE CERTAINTY OF MY CONVICTION THAT ST. PIERRE'S DISMISSAL, OR EVEN THE NINETY DAY SUSPENSION RECOMMENDED BY THE ADMINISTRATIVE JUDGE, FILES IN THE FACE OF THE FACTS AND IS TOTALLY WITHOUT JUSTIFICATION."

THE ST. PIERRE CASE HAS CONTINUED FOR MORE THAT 13 MONTHS SINCE HE WAS FIRST NOTIFIED IN APRIL, 1973, OF THE GOVERNMENTS INTENTION TO REMOVE HIM. 09788

(SUMMER WORK PROGRAM SET)

SAIPAN, MAY 30 (MNS)---SOME \$43,800 WILL BE MADE AVAILABLE TO THE TRUST TERRITORY THIS SUMMER FOR A

"WORK-EXPERIENCE-PROGRAM" FOR YOUTH IN MICRONESIA, IT WAS ANNOUNCED THIS WEEK BY DEPUTY HIGH COMMISSIONER PETER T. COLEMAN.

COLEMAN SAID THE FUNDS WILL BE USED TO EMPLOY NEARLY 100 DISADVANTAGED AND UNEMPLOYED YOUTH BETWEEN THE AGES OF 14 AND 22 IN MICRONESIA IN ACCORDANCE WITH PROVISIONS OF TITLE III OF THE U.S. COMPERHENSIVE EMPLOYMENT AND TRAINING ACT. THE MONEY WILL BE GIVEN TO THE TT THROUGH THE U.S. LABOR DEPARTMENT, ACCORDING TO COLEMAN.

THE DEPUTY HICOM EXPLAINED THAT THE PURPOSE OF THIS PARTICULAR PROGRAM IS TO ENHANCE FUTURE DEVELOPMENT OF DISADVANTAGED YOUTH AND IMPROVE THEIR POTENTIAL FOR FUTURE EMPLOYMENT, AS WELL AS ENHANCING THEIR OCCUPATIONAL GOALS. COLEMAN ADDED THAT THE TT IS VERY FORTUNATE TO BE INCLUDED UNDER CETA AND SAID THAT SUCH A GRANT WILL NOT ONLY HELP THE YOUTH IN MICRONESIA, BUT WILL ALSO IMPROVE MANPOWER DEVELOPMENT TO MEET LABOR NEEDS IN THE FUTURE.

CHIEF OF THE TT TRAINING DIVISION PEDRO HARRIS, WHO IS ALSO CO-ORDINATOR FOR CETA IN THE TT, SAID THE PROGRAM IS SCHEDULED TO BEGIN JUNE 12TH AND RUN THROUGH OCTOBER 1ST THIS SUMMER THROUGHOUT THE TRUST TERRITORY. HE SAID PLANS ARE NOW BEING PREPARED BY THE TT TRAINING DIVISION IN CLOSE COOPERATION AND COORDINATION WITH THE DISTRICT ADMINISTRATORS, THE DEPARTMENT OF EDUCATION AND COMMUNITY DEVELOPMENT DIVISION FOR LAUNCHING THE PROGRAM.

HARRIS SAID ALL INPUTS AND GRANT APPLICATIONS MUST BE SUBMITTED TO THE U.S. LABOR DEPARTMENT BEFORE JUNE 7TH, BEFORE GRANT FUNDS COULD BE OBTAINED. HARRIS ADDED THAT THE EDUCATION DEPARTMENT, TRAINING DIVISION AND COMMUNITY DEVELOPMENT ARE WORKING VERY HARD ON THE PROJECT SO AS TO MEET THE DEADLINE.

ACCORDING TO HARRIS, WHEN THE FUNDS ARE RECEIVED THE PROGRAM WILL BE LAUNCHED, THE NYC COORDINATORS WILL BE INVOLVED IN THE ACTUAL IMPLEMENTATION OF THE PROGRAM AT THE DISTRICT LEVEL. FURTHER DETAILS ABOUT THE PROGRAM WILL BE PROVIDED BY THE TRAINING DIVISION TO THE DISTRICTS.

(COURT REJECTS TRANSPAC SUIT)

GUAM, MAY 30 (FROM THE DAILY NEWS)---THE U.S. COURT OF CLAIMS HAS DISMISSED A \$31 MILLION BREACH-OF-CONTRACT SUIT BROUGHT BY TRANSPACIFIC LINES SHAREHOLDERS AGAINST THE U.S. FEDERAL GOVERNMENT, ACCORDING TO GUAM'S PACIFIC DAILY NEWS.

THE COURT, IN DECLINING JURISDICTION, SAID THAT THE EVIDENCE IN PERSUASIVE THAT THE TRUST TERRITORY GOVERNMENT IS NOT AN AGENCY OF THE UNITED STATES FOR CONTRACT PURPOSES DESPITE CONTROLS EXERCISED BY THE U.S. INTERIOR DEPARTMENT, THE NEWSPAPER STORY SAYS.

"SINCE DEFENDANT (THE U.S.) WAS NOT A NAMED PARTY CONTRACTING WITH TRANSPACIFIC," THE CLAIMS COURT SAID, "THE COURT CAN HAVE JURISDICTION OVER THIS CLAIM ONLY IF, AS A MATTER OF LAW, THE TRUST TERRITORY GOVERNMENT WAS AN AGENCY OR INSTRUMENTALITY OF THE UNITED STATES."

IN A RELATED MATTER, THE COURT ALSO SAID THAT THE TT ATTORNEY GENERAL AND CHIEF OF THE TRANSPORTATION DIVISION DO NOT HAVE AUTHORITY TO ACT ON BEHALF OF THE UNITED STATES.

16 TRANSPAC SHAREHOLDERS FILED THEIR SUIT ON MARCH 30, 1973 ON BEHALF OF SOME 800 OWNERS OF 500,000 SHARES OF COMMON STOCK. THE \$31 MILLION FIGURE IS THE PROJECTED MARKET VALUE OF THE CLAIMANTS' STOCK IN 1978, THE END OF THE 10 YEAR TRANSPAC FRANCHISE. THE COMPANY IS NOW INSOLVENT AND UNDER A COURT - ADMINISTERED RECEIVERSHIP.

08789

(FHA OFFICIALS TO VISIT TT)

SAIPAN, MAY 30 (MNS)---TWO OFFICIALS OF THE FEDERAL HOUSING ADMINISTRATION WILL SHORTLY VISIT THE TRUST TERRITORY, ACCORDING TO WILLIAM ALLEN, CHAIRMAN OF THE TERRITORIAL HOUSING COMMISSION.

"AS A RESULT OF DISCUSSIONS AND INTEREST RAISED AT THE TT HOUSING COMMISSIONERS' WORKSHOP IN HONOLULU LAST MONTH," ALLEN SAID, "THE FHA THROUGH ITS DIRECTOR AND STAFF OF THE INSURING OFFICE IN HAWAII INDICATED A READINESS TO COME IMMEDIATELY TO MICRONESIA TO BECOME FAMILIAR WITH OUR HOUSING AUTHORITIES, THEIR OPERATIONS, AND THE HOUSING MARKET AND ENVIRONMENT."

ALVIN PANG, DIRECTOR OF THE FHA'S HONOLULU INSURING OFFICE, AND HIS CHIEF UNDERWRITER, DONALD PHILLIPS, WILL ARRIVE IN MAJURO ON JUNE 3RD AND WILL VISIT EACH DISTRICT, CONCLUDING THEIR MISSION ON SAIPAN, JUNE 16TH.

ALLEN DECLARED HE WAS OPTIMISTIC ABOUT THE POSSIBILITY OF FHA PROGRAMS BECOMING AVAILABLE TO THE CITIZENS OF MICRONESIA. "IF THE VISIT GOES WELL AND IF THE FEDERAL GOVERNMENT CAN ADAPT CERTAIN REQUIREMENTS TO MEET OUR UNIQUE CULTURAL AND ENVIRONMENTAL NEEDS, THEN WE WILL HAVE REACHED THE FIRST STAGE IN THE PROCESS OF APPLYING FOR FEDERAL HOUSING PROGRAMS," ALLEN ADDED.

THE FHA IS A BRANCH OF THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

(CHEW OFFICIAL HERE)

SAIPAN, MAY 30 (MNS)---HEALTH, EDUCATION AND WELFARE STATE COORDINATOR MARY LORD IS MEETING ON SAIPAN THIS WEEK WITH TRUST TERRITORY HEADQUARTERS PERSONNEL TO BECOME ACQUAINTED WITH TT EDUCATION, COMMUNITY DEVELOPMENT, HEALTH SERVICES, AND TERRITORIAL PLANNING PROGRAMS.

"I'M HERE TO GET A SENSE OF THE PROGRAMS BEING CONDUCTED BY THE DEPARTMENT," SHE SAID. IN ADDITION TO THE TRUST TERRITORY, MS. LORD IS ALSO RESPONSIBLE FOR SUPERVISING FEDERAL PROGRAMS IN HAWAII, AMERICAN SAMOA AND GUAM.

SHE SAID SHE WANTS TO EXAMINE "THE POSSIBLE IMPLEMENTATION OF THE H.E.W. - INTERIOR DEPARTMENT TASK FORCE RECOMMENDATIONS FOR THE TT" WHICH WERE RELEASED IN EARLY JANUARY OF THIS YEAR.

THE TASK FORCE RECOMMENDATIONS INCLUDED THE POSSIBILITY OF A FORMAL AGREEMENT WITH A U.S. UNIVERSITY TO TRAIN MEDICAL PERSONNEL AND THE CONTINUED DEVELOPMENT OF A MICRONESIAN EDUCATIONAL CURRICULUM. THE REPORT ALSO SAID THAT LESS THAN 10 PER CENT OF THE PEOPLE OF THE TRUST TERRITORY ARE SERVED BY ADEQUATE OR SANITARY WATER SUPPLY, SEWAGE AND SOLID WASTE DISPOSAL FACILITIES. THERE IS ALSO AN INCREASING NEED, THE TASK FORCE NOTED, FOR ALCOHOL REHABILITATION PROGRAMS.

MS. LORD, COMMENTING ON HER FIRST VISIT TO THE TT, SAID SHE HAS FOUND SAIPAN "INTERESTING AND EXCITING," SHE WILL BE UNABLE TO VISIT THE OTHER DISTRICTS DURING HER STAY.

(SAIPANESE ORDAINED PRIEST)

SAIPAN, MAY 30 (FROM THE DAILY NEWS)---FATHER JOSE GARRIDO VILLAGOMEZ OF SAIPAN HAS BECOME THE THIRD SAIPANESE TO BE ORDAINED A PRIEST, ACCORDING TO A STORY CARRIED IN THURSDAY'S (MAY 30) PACIFIC DAILY NEWS. FR. VILLAGOMEZ WAS ORDAINED THURSDAY MORNING AT SAIPAN'S MOUNT CARMEL CHURCH.

THE OTHER TWO SAIPANESE PRIESTS ARE MONSIGNOR JOSE GUERRERO, WHO IS PRESENTLY A PASTOR AT ASAN IN GUAM AND REV. THOMAS CANACHO, RECTOR OF THE AGANA CATHEDRAL. 08790
FR. VILLAGOMEZ IS THE FIRST SAIPANESE TO BECOME A PRIEST OF THE FRANCISCAN ORDER, THE DAILY NEWS SAID.

BISHOP FELIXBERTO FLORES, WHO OFFICIATED AT THE CEREMONIES, SAID FR. VILLAGOMEZ, ORDINATION WILL BRING TO 18 THE NUMBER OF NATIVE PRIESTS IN THE AGANA DIOCESE, WHICH INCLUDES THE MARIANAS AND WAKE ISLAND. THE BISHOP SAID THE DIOCESE HAS 52 PRIESTS DOING PASTORAL WORK ON GUAM, TINIAN, ROTA AND WAKE ISLAND.

FR. VILLAGOMEZ, WHO WAS DESCRIBED BY THE BISHOP AS BEING IN HIS "LATE 20S," STUDIED AT FATHER DUENAS MEMORIAL HIGH SCHOOL ON GUAM, SAN JOSE SEMINARY IN MANILA AND THE CAPUCHIN THEOLOGATE IN GARRISON, NEW YORK. HE HAS A MASTERS DEGREE IN THEOLOGY FROM THE STATE UNIVERSITY OF NEW YORK.

THE BISHOP, ACCORDING TO THE DAILY NEWS, SAID FR. VILLAGOMEZ WILL BECOME ASSISTANT PASTER OF THE SAIPAN PARISH, BRINGING THE TOTAL OF PRIESTS ON SAIPAN TO FIVE. THE REV. ARNOLD BENDOWSKI, A CAPUCHIN, IS PASTOR.

A HUGE FEAST WAS HELD AT MOUNT CARMEL AUDITORIUM FOLLOWING THE ORDINATION CEREMONIES. HUNDREDS OF PEOPLE ATTENDED.

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