

FILED
SUPERIOR COURT
OF GUAM

2025 APR 28 PM 1:33

CLERK OF COURT

BY: bm

IN THE SUPERIOR COURT OF GUAM

**LOURDES A. LEON GURRERO, I
MAGA'HÁGAN GUÁHAN, GOVERNOR OF
GUAM, in her official capacity,**

Plaintiff,

vs.

**DOUGLAS B. MOYLAN, ATTORNEY
GENERAL OF GUAM, in his official capacity,
and the OFFICE OF THE ATTORNEY
GENERAL OF GUAM,**

Defendants.

CIVIL CASE NO. CV0290-25

**ORDER GRANTING EX PARTE
APPLICATION FOR
TEMPORARY RESTRAINING
ORDER AND ORDER TO SHOW
CAUSE FOR PRELIMINARY
INJUNCTION**

This matter came before the Honorable John C. Terlaje on April 28, 2025, for a Motion Hearing on Plaintiffs' Motion for a Temporary Restraining Order and Preliminary Injunction. Present at the hearing were Attorney Leslie A. Travis for Plaintiff Lourdes A. Leon Guerrero, and Attorney General Douglas Moylan representing Defendants.

In addressing this matter, the Court looks first to GRCP 65 and Guam case law interpreting Rule 65. In considering an application for Temporary Restraining Order the Court need only consider whether Plaintiff has satisfied "either or both of the 'interim harm' and 'likelihood of prevailing on the merits' factors." *Sule v. Guam Bd. of Examiners for Dentistry*, 2011 Guam 5 ¶¶ 9-13 (2011). The Court finds that Governor Leon Guerrero has satisfied both elements for a temporary restraining order. Governor Leon Guerrero has presented sufficient evidence of interim


irreparable harm and a likelihood of prevailing on due merits on her Complaint to warrant the issuance of a temporary restraining order and an order directing the Defendants to appear and show cause why a preliminary injunction should not be issued as prayed for in Governor Leon Guerrero's TRO Motion. Accordingly, Governor Leon Guerrero has satisfied the factors of GRCP 65 and the Court will grant her motion for a Temporary Restraining Order.

WHEREFORE, DEFENDANTS ARE HEREBY ORDERED TO APPEAR in this Court on **May 8, 2025 at 9:00 am**, which is within **ten (10) days** following the issuance of the temporary restraining order set forth below, to show cause why a preliminary injunction ordering the following should not be issued:

1. Restraining and enjoining Defendants and their agents, servants, employees, assigns and attorneys from taking any action to perform on, incur debt on, or utilize public funds to pay for services rendered under the Agreement between the Office of the Attorney General and Tropical Palm Hotel for services including the provision of guest room accommodations and common facilities, meals, and security services, purportedly executed by Defendant Douglas B. Moylan, Attorney General of Guam, on behalf of the Office of the Attorney General on April 15, 2025.

Pending the hearing on the Order to Show Cause, IT IS HEREBY ORDERED THAT Defendants are hereby restrained, prohibited and enjoined individually and as trustees, and their agents, servants, employees, assigns and attorneys, from the aforementioned actions.

SO ORDERED, this 4/28/25.



HON. JOHN C. TERLAJE
Judge, Superior Court of Guam