

EXHIBIT 1

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

Note to Exhibit 1

The following table provides an overview of the dates of Del. Bordallo's travel to Guam since March 11, 2008. Del. Bordallo declined to provide the OCE with a list of each of her trips to Guam since March 11, 2008 or with corresponding information about her lodging during each trip. Del. Bordallo also declined to provide records related to reservations and payments at the Outrigger Guam Beach Resort (the "Resort"). Del. Bordallo provided the OCE with selected portions of her schedule reports that detail her activities during travel in Guam between March 11, 2008 and November 14, 2016.¹

To determine the dates of Del. Bordallo's travel to Guam, the OCE used Del. Bordallo's schedule reports,² the invoices and detailed annual guest reports from 2015 and 2016 produced by Outrigger Enterprises Group,³ and the congressional delegation reports of expenditures reported in the congressional record. The details in the schedule reports include specific evidence of whether Del. Bordallo stayed at the Resort during particular dates or at another hotel in Guam. The schedule reports also help clarify whether Del. Bordallo was part of an officially funded congressional delegation trip during specific dates during her travel to Guam. In some cases, Del. Bordallo participated in a congressional delegation for a portion of a longer trip to Guam, and those segments are listed separately in the table below. The OCE also found that for certain stays, Del. Bordallo's expenses at the Resort were transferred to invoices for her congressional staffers.

The OCE found that MRA funds likely paid for Del. Bordallo's lodging in two circumstances: (1) congressional delegation travel; and (2) expenses transferred to staff invoices.

To determine the approximate number of nights that Del. Bordallo stayed at the Resort for free, the OCE separated dates of lodging at the Resort likely paid for with MRA funds and dates when Del. Bordallo stayed at other hotels, from the total number of nights Del. Bordallo stayed at the Resort.

The table below includes a timeline of Del. Bordallo's travel to Guam since March 11, 2008 and of the trips during which Del. Bordallo likely stayed at the Resort for free.

¹ As noted below, the OCE found that at least one congressional delegation trip was missing from the schedule reports.

² Del. Bordallo's Schedule Reports, March 11, 2008 – Nov. 14, 2016 ("Del. Bordallo's Schedule Reports") (Exhibit 9 at 17-1147_0142-0597).

³ Del. Bordallo 2016 Resort Detailed Annual Guest Report (Exhibit 13 at 17-1147_0661); Del. Bordallo's 2016 Resort Invoices (Exhibit 20 at 17-1147_0713-0726); Del. Bordallo 2015 Resort Detailed Annual Guest Report (Exhibit 21 at 17-1147_0728-0729); Del. Bordallo 2015 Resort Invoice (Exhibit 22 at 17-1147_0731-0732).

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

| Dates of Del. Bordallo's Travel to Guam | Evidence of Lodging at Outrigger Resort | Evidence of Lodging at Other Hotel or No Evidence Provided of Lodging Location | Number of Nights at Outrigger Resort | CODEL Trip (MRA Funded) | Lodging Expenses Transferred to Staff Invoice (MRA Funded) | Number of Outrigger Resort Nights Likely Free of Charge |
|---|---|--|--------------------------------------|-------------------------|--|---|
| 2008 | | | | | | |
| 3/14/2008 - 3/20/2008 | x | | 6 | | | 6 |
| 3/26/2008 - 3/27/2008 | x | | 1 | | | 1 |
| 5/24/2008 - 6/2/2008 | x | | 9 | | | 9 |
| 7/18/2008 - 7/22/2008 | x | | 4 | | | 4 |
| 9/1/2008 - 9/9/2008 | x | | 8 | | | 8 |
| 10/16/2008 - 11/6/2008 | x | | 21 | | | 21 |
| 2008 Total: | | | 49 | | | 49 |
| 2009 | | | | | | |
| 4/26/2009 - 5/2/2009 | x | | 6 | | | 6 |
| 5/28/2009 - 6/1/2009 | x | | 4 | | | 4 |
| 7/17/2009 - 7/22/2009 | x | | 5 | | | 5 |
| 10/10/2009 - 10/14/2009 | | x | 0 | | | 0 |
| 12/11/2009 - 12/15/2009 | x | | 4 | | | 4 |
| 2009 Total: | | | 19 | | | 19 |

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

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|---|---|--|--------------------------------------|-------------------------|--|---|
| 2010 | | | | | | |
| 2/13/2010 - 2/18/2010 | x | | 5 | | | 5 |
| 2/18/2010 - 2/21/2010 | x | | 3 | x | | 0 |
| 3/22/2010 - 4/11/2010 | x | | 20 | | | 20 |
| 4/16/2010 - 4/20/2010 | x | | 4 | | | 4 |
| 5/29/2010 - 6/7/2010 | x | | 9 | | | 9 |
| 7/7/2010 - 7/11/2010 | x | | 4 | | | 4 |
| 7/19/2010 - 7/25/2010 | x | | 6 | | | 6 |
| 8/12/2010 - 8/21/2010 | x | | 9 | | | 9 |
| 9/2/2010 - 9/8/2010 | x | | 6 | | | 6 |
| 10/30/2010 - 11/9/2010 | x | | 10 | | | 10 |
| 12/10/2010 - 12/13/2010 | x | | 3 | | | 3 |
| 2010 Total: | | | 79 | | | 76 |

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

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|---|---|--|--------------------------------------|-------------------------|--|---|
| 2011 | | | | | | |
| 1/27/2011 - 2/1/2011 | x | | 5 | | | 5 |
| 3/19/2011 - 3/26/2011 | x | | 7 | | | 7 |
| 4/17/2011 - 4/21/2011 ⁴ | x | | 4 | | | 4 |
| 5/28/2011 - 5/31/2011 | x | | 3 | | | 3 |
| 6/7/2011 - 6/12/2011 | x | | 5 | | | 5 |
| 7/18/2011 - 7/25/2011 | x | | 7 | | | 7 |
| 9/25/2011 - 10/3/2011 | x | | 8 | | | 8 |
| 10/16/2011 - 10/24/2011 | x | | 8 | | | 8 |
| 11/17/2011 - 11/19/2011 | x | | 2 | | | 2 |
| 12/9/2011 - 12/12/2011 | x | | 3 | | | 3 |
| 2011 Total: | | | 52 | | | 52 |

⁴ There was a congressional delegation visit to Guam by Senator Mitch McConnell and Senator Harry Reid on April 18, 2011, but based on Del. Bordallo's schedule reports, there was no evidence that Del. Bordallo was part of the delegation. Del. Bordallo's Schedule Reports (Exhibit 9 at 17-1147_0300-0301).

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

| Dates of Del. Bordallo's Travel to Guam | Evidence of Lodging at Outrigger Resort | Evidence of Lodging at Other Hotel or No Evidence Provided of Lodging Location | Number of Nights at Outrigger Resort | CODEL Trip (MRA Funded) | Lodging Expenses Transferred to Staff Invoice (MRA Funded) | Number of Outrigger Resort Nights Likely Free of Charge |
|---|---|--|--------------------------------------|-------------------------|--|---|
| 2012 | | | | | | |
| 1/26/2012 - 2/2/2012 | x | | 7 | | | 7 |
| 2/18/2012 - 2/25/2012 | | x | 0 | | | 0 |
| 3/11/2012 - 3/19/2012 | x | | 7 | | | 7 |
| 4/2/2012 - 4/15/2012 | x | | 13 | | | 13 |
| 5/20/2012 - 5/29/2012 | x | | 9 | | | 9 |
| 6/10/2012 - 6/13/2012 | x | | 3 | | | 3 |
| 6/16/2012 - 6/18/2012 | x | | 2 | | | 2 |
| 7/1/2012 - 7/10/2012 | x | | 9 | | | 9 |
| 7/18/2012 - 7/23/2012 | x | | 5 | | | 5 |
| 8/7/2012 - 8/9/2012 ⁵ | | x | 0 | x | | 0 |
| 8/16/2012 - 9/2/2012 | x | | 17 | | | 17 |
| 9/21/2012 - 9/23/2012 | | x | 0 | | | 0 |
| 9/23/2012 - 11/9/2012 | x | | 47 | | | 47 |
| 2012 Total: | | | 119 | | | 119 |

⁵ This trip to Guam as part of a congressional delegation was reported in the congressional record, but this period of time during which Del. Bordallo was in Guam was not included in the schedule reports that Del. Bordallo produced to the OCE. CONG. REC. H6463 (daily ed. Nov. 27, 2012) (Report of Expenditures for Official Foreign Travel, Committee on Armed Services, House of Representatives, Expended between July 1 and Sept. 30, 2012).

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

| Dates of Del. Bordallo's Travel to Guam | Evidence of Lodging at Outrigger Resort | Evidence of Lodging at Other Hotel or No Evidence Provided of Lodging Location | Number of Nights at Outrigger Resort | CODEL Trip (MRA Funded) | Lodging Expenses Transferred to Staff Invoice (MRA Funded) | Number of Outrigger Resort Nights Likely Free of Charge |
|---|---|--|--------------------------------------|-------------------------|--|---|
| 2013 | | | | | | |
| 2/16/2013 - 2/19/2013 | x | | | | | 3 |
| 2/19/2013 - 2/21/2013 | x | | 2 | x | | 0 |
| 2/21/2013 - 2/26/2013 | x | | 5 | | | 5 |
| 5/25/2013 - 6/2/2013 | x | | 8 | | | 8 |
| 7/18/2013 - 7/22/2013 | x | | 4 | | | 4 |
| 8/30/2013 - 9/8/2013 | x | | 9 | | | 9 |
| 11/1/2013 - 11/12/2013 | x | | 11 | | | 11 |
| 11/22/2013 - 12/2/2013 | x | | 10 | | | 10 |
| 2013 Total: | | | 52 | | | 50 |

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

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|---|---|--|--------------------------------------|-------------------------|--|---|
| 2014 | | | | | | |
| 1/18/2014 - 1/20/2014 | x | | 2 | | | 2 |
| 1/20/2014 - 1/22/2014 ⁶ | x | | 2 | x | | 0 |
| 4/1/2014 - 4/7/2014 | x | | 6 | | | 6 |
| 5/13/2014 - 5/20/2014 | x | | 7 | | | 7 |
| 6/26/2014 - 7/6/2014 | x | | 11 | | | 11 |
| 7/16/2014 - 7/23/2014 | x | | 7 | | | 7 |
| 8/18/2014 - 9/7/2014 ⁷ | x | | 20 | | | 20 |
| 10/10/2014 - 11/6/2014 | x | | 27 | | | 27 |
| 2014 Total: | | | 82 | | | 80 |

⁶ Del. Bordallo participated in a congressional delegation during this time period, although she arrived in Guam two days before the rest of the delegation. CONG. REC. H5019 (daily ed. May 29, 2014) (Report of Expenditures for Official Foreign Travel, Committee on Armed Services, House of Representatives, Expended between Jan. 1 and Mar. 31, 2014).

⁷ The OCE notes that based on Former Chief of Staff's statements to the OCE, it is possible, although unverified that a portion of this August 2014 was paid for with official funds. Former Chief of Staff Transcript (Exhibit 6 at 17-1147_0085-0086).

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

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|---|---|--|--------------------------------------|-------------------------|--|---|
| 2015 | | | | | | |
| 1/14/2015 - 1/19/2015 ⁸ | x | | 5 | | x | 0 |
| 2/14/2015 - 2/22/2015 ⁹ | x | | 8 | | x | 0 |
| 3/11/2015 - 3/15/2015 ¹⁰ | x | | 4 | | x | 0 |
| 5/23/2015 - 5/25/2015 | x | | 2 | x | | 0 |
| 5/25/2015 - 6/9/2015 ¹¹ | x | | 15 | | | 15 |
| 7/5/2015 - 7/7/2015 | x | | 2 | | | 2 |
| 7/18/2015 - 7/24/2015 | x | | 6 | | | 6 |
| 8/21/2015 - 8/24/2015 | x | | 3 | | | 3 |
| 8/24/2015 - 8/29/2015 | x | | 5 | x | | 0 |
| 8/29/2015 - 8/31/2015 | x | | 2 | | | 2 |
| 9/21/2015 - 9/28/2015 | x | | 7 | | | 7 |
| 10/14/2015 - 10/19/2015 | x | | 5 | | | 5 |
| 10/29/2015 - 11/12/2015 | x | | 14 | | | 14 |
| 12/8/2015 - 12/16/2015 | x | | 8 | | | 8 |
| 2015 Total: | | | 86 | | | 62 |

⁸ As discussed in the Findings of Fact, the OCE found that Del. Bordallo's expenses related to this stay may have been transferred to Office Manager's invoice and consequently paid with official funds.

⁹ As discussed in the Findings of Fact, the OCE found that Del. Bordallo's expenses related to this stay may have been transferred to Former Chief of Staff's invoice and consequently paid with official funds.

¹⁰ *Id.*

¹¹ Del. Bordallo extended her stay following the congressional delegation trip because she fell ill, and the charges for her stay after May 25, 2015 were separated from the congressional delegation account. Emails between Guest Service Manager, Resort Staff and Office Manager, May 25, 2015 (Exhibit 12 at 17-1147_0658-0659); Del. Bordallo's Schedule Reports (Exhibit 9 at 17-1147_0485).

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

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|--|---|--|--------------------------------------|-------------------------|--|---|
| 2016 | | | | | | |
| 1/20/2016 - 2/2/2016 | x | | 13 | | | 13 |
| 2/20/2016 - 2/21/2016 | x | | 1 | x | | 0 |
| 3/6/2016 - 3/14/2016 | x | | 7 | | | 7 |
| 3/29/2016 - 4/11/2016 | x | | 13 | | | 13 |
| 5/1/2016 - 5/8/2016 | x | | 7 | | | 7 |
| 5/21/2016 - 6/5/2016 | x | | 15 | | | 15 |
| 6/23/2016 - 7/3/2016 | x | | 10 | | | 10 |
| 7/17/2016 - 7/22/2016 | x | | 5 | | | 5 |
| 8/4/2016 - 9/6/2016 | x | | 33 | | | 33 |
| 9/22/2016 - 11/14/2016 ¹² | x | | 53 | | | 53 |
| 2016 Total: | | | 157 | | | 156 |
| March 11, 2008–December 31, 2016 Likely Total of Free Nights at Outrigger Resort: | | | | | | |
| | | | | | | 663 |

¹² The Resort records establish that the Resort provided Del. Bordallo a room for this entire period of time from September 22, 2016 through November 14, 2016. Del. Bordallo 2016 Resort Detailed Annual Guest Report (Exhibit 13 at 17-1147_0661). The Resort likely held the room for Del. Bordallo during a trip to Singapore from September 28, 2016 through October 1, 2016. Del. Bordallo's Schedule Reports (Exhibit 9 at 17-1147_0572-0573). In addition, Del. Bordallo attended a CODEL-related dinner on October 18, 2016 and delegation-related meetings during the morning of October 30, 2016, but her schedules provide no indication that she was part of the delegations. Del. Bordallo's Schedule Reports (Exhibit 9 at 17-1147_0581-0582, 0588-0589).

EXHIBIT 2

A F F I D A V I T

TO: DIRECTOR OF LAND MANAGEMENT:

I/(We) the undersigned having been fully duly sworn, do hereby depose and say as follows:

That I/(We) have duly acquired the following Real Property:

Lot 5172-3-4-3-3, Tamuning, Dededo, Suburban Estate 59191

Territory of Guam, by terms of a deed executed on the 7th day of June, 1990, bearing the Document Number 436087. The true consideration or value given for said realty is \$323,889.00. That the said value is based on a payment of \$285,000.00, U.S. Currency, and the remaining balance covered by promissory note for \$38,889.00

That this affidavit is executed to satisfy the requirements of Section 19101 of the Government of Code and for official use by the Government of Guam. It is hereby understood that this document is submitted only for such official use by the Government and is not to be made available for inspection by the general public.

IN WITNESS WHEREOF, I/(We) hereby affix our signature this 7th day of June, 1990.

[Redacted Signature]

[Redacted Signature]

DIANA E. YSRAB

MARLEINE E. BORDALLO

Grantor

Grantee

By: ALFRED C. YSRAB

Attorney-in-fact

Subscribed and sworn to me this 7th day of June, 1990

[Redacted Signature]

NOTARY PUBLIC
VIVIAN T. SAN NICHOLAS
NOTARY PUBLIC

In and for the Territory of Guam 14529497
My Commission Exp. Feb. 18, 1994
Field Receipt No. 10
Recording Fee : 324
Document Tax : 334

EXHIBIT 3

EXHIBIT 4

Consul Office



*Japanese
Consul
Trenton
Lease
Agreement*

LEASE AGREEMENT

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THIS LEASE, entered into this **FIRST DAY** of **APRIL, 2013**, by and between **MADELEINE Z. BORDALLO**, owner, hereinafter referred to as the "**LANDLORD**" and **THE HONORABLE HISATSUGU SHIMIZU**, Consul General of Japan in Hagatna, Guam, hereinafter referred to as the "**TENANT**", acting for the Government of Japan, and by virtue of the authority vested in him by the same, hereby agree to the following:

That the **LANDLORD** hereby leases and demises to **TENANT** the following described property in the Municipality of Tamuning, Territory of Guam, hereinafter referred to as the "**PROPERTY**", viz:

HOUSE NUMBER 160, TRENTON ROAD, TAMUNING, GUAM TOGETHER WITH THE FURNITURE AND FIXTURES LISTED ON INVENTORY ATTACHED TO THE FIRST CONTRACT: description of property: lot area 1,050 square meters, actual living space 445.53 meters, single two-story concrete structure, three carport garage, for the term of TWO (2) years commencing on the 1st day of April 2013 and ending on the 31st day of March 2015. The total rent for this period shall be ONE HUNDRED SIXTY EIGHT THOUSAND DOLLARS

Landlord Init. _____
Tenant Init. _____
Trenton Rd Lease Agreement
Page 1 of 10

1 (\$168,000.00) payable at the PROPERTY. The rental of this lease
2 shall be SEVEN THOUSAND DOLLARS (\$7,000.00) PER
3 MONTH payable in TWENTY FOUR (24) installments,
4 commencing on April 1, 2013 to March 31, 2015. The rental
5 payment shall be due on the 20th day of the month by check. The
6 Security Deposit of Six Thousand Dollars (\$6,000.00) that was
7 received by the LANDLORD, on the first lease agreement dated
8 August 25, 1993, is to cover replacement of glass, furniture,
9 carpeting, walls, plumbing or other furnishings or equipment which
10 may be lost, damaged or destroyed during the occupancy of the
11 TENANT. When said security deposit is exhausted for its
12 specified purposes, replacement of glass, furniture, carpeting,
13 walls, plumbing or other furnishings or equipment which may be
14 lost, damaged or destroyed during the occupancy of the
15 TENANT, shall be as provided for in Clause 16 hereof.

16 Any portion of the said money remaining after paying losses or damages or
17 rental unpaid at the expiration of the lease shall be returned to TENANT within
18 forty five (45) days after TENANT has vacated the house or within thirty five (35)
19 days if said house is rented immediately to new tenants. The security deposit will
20 be forfeited should the TENANT terminate the lease prior to the expiration of the
21 lease agreement.

22 The TENANT'S and the LANDLORD'S addresses are as follows:

23 TENANT:

LANDLORD:

24 THE HON. HISATSUGA SHIMIZU

MADELEINE Z. BORDALLO

Landlord Init. _____
Tenant Init. _____
Timston Rd Lease Agreement
Page 2 of 10

1 **Consul General of Japan**
2 [REDACTED]
3 [REDACTED]
4 **GTTC Building, Suite 604**
5 **590 South Marine Corps Drive**
6 **Tamuning, Guam 96913 (office)**

[REDACTED]
120 Father Duenas Ave.
Hagatna, Guam 96910 (office)

7
8
9 **COVENANTS, TERMS AND CONDITIONS:**

- 10
11 1) The **TENANT** shall not under-lease, sub-let, or sub-rent the
12 **PROPERTY** in its entirety or any part thereof, or transfer or
13 assign within lease, without the written consent of the
14 **LANDLORD**. Each transfer and assignment and each subletting
15 or renting of the **PROPERTY**, without the written consent of the
16 **LANDLORD**, shall be null and void, at the option of the
17 **LANDLORD**. It is expressly understood and agreed that
18 **TENANT** is not released from any liability for the rent or from
19 any of the conditions and covenants contained in this lease
20 agreement when so transferred.
- 21 2) The **LANDLORD** covenants and agrees that she has the full right
22 and authority to lease the **PROPERTY** for the terms set forth
23 herein.
- 24 3) The **TENANT** shall take good care of the **PROPERTY** and
25 furnishings; pay for damaged articles and cost of repairing or
26 replacement of damage to the property caused by negligence,
27 misuse, abuse, or failures of the **TENANT**, his family, employees,
28 guests and/or his invitees.

Landlord Init. _____
Tenant Init. _____
Tranton Rd Lease Agreement
Page 3 of 10

- 1 4) At the end of the term, **TENANT** agrees to surrender the
2 **PROPERTY** and furnishings in the same condition as when taken,
3 except for normal wear and tear or damages caused by natural
4 disasters or force majeure. Upon the expiration or other
5 termination, of this agreement, **TENANT** shall leave the
6 **PROPERTY** clean and livable; cleaning charges will be paid by
7 **TENANT**.
- 8 5) **TENANT** shall not make any alterations to the **PROPERTY**,
9 whether by addition or deletion, without the prior written consent
10 of the **LANDLORD**.
- 11 6) **TENANT** will comply with the existing rules and regulations of
12 the **PROPERTY** and such other reasonable rules as the
13 **LANDLORD** may from time to time prescribe for the safety,
14 cleanliness and sanitation of the **PROPERTY** and for the comfort,
15 quiet and convenience of other residents in the immediate vicinity
16 of the **PROPERTY**.
- 17 7) **TENANT** shall observe, perform and comply with all laws,
18 ordinances, rules and regulations of the Government of Guam and
19 its agencies or other governmental authority applicable to said
20 **PROPERTY**; provided, however, that this paragraph shall not be
21 construed as a waiver of the rights granted the lessee under the
22 *Vienna Convention on Diplomatic Affairs (including Consular*
23 *Affairs)*.
- 24 8) **TENANT** shall permit the **LANDLORD**, or her agents or
25 authorized representative reasonable time, upon prior notification
26 of not less than **TWENTY FOUR (24)** hours, to access the

Landlord Init. _____
Tenant Init. _____
Trenton Ed Lease Agreement
Page 4 of 10

1 **PROPERTY**, accompanied by a staff member of the Consulate
2 General of Japan, for the purpose of inspecting and examining the
3 **PROPERTY** to determine whether the covenants herein are being
4 observed and performed.

5 9) **TENANT** shall permit **LANDLORD** to enter **PROPERTY**,
6 accompanied by a staff member of the Consulate-General of Japan,
7 at reasonable and necessary times, with **TWENTY FOUR (24)**
8 hours advance notice, for the purpose of performing repairs and
9 maintenance and improvement of said **PROPERTY** or to conduct
10 inspections of said **PROPERTY**, and the showing of said
11 **PROPERTY** to prospective tenants during the **THIRTY (30)**
12 **DAYS** period preceding the expiration of this lease.

13 10) Neither the **TENANT**, nor anyone occupying said **PROPERTY**,
14 shall be permitted to have or keep on said **PROPERTY** any dog,
15 cat or other pets. Any violation of this provision shall constitute a
16 breach of this lease agreement.

17 11) **TENANT** agrees not to drive nails or screws into the walls or
18 woodwork of any cabinetry or door for any purpose without the
19 prior written consent of the **LANDLORD**, provided, however, that
20 pictures may be hung with small hooks or bulldog hangers
21 specifically made for that purpose. Any damages resulting from
22 such actions shall be repaired, without cost to the **LANDLORD**.

23 12) **TENANT** shall contract, under his own name, to the **PROPERTY**,
24 for all utilities, and agrees to pay for all charges therefor. Utility
25 services shall include telephone service, electric power service,

Landlord Init _____
Tenant Init _____
Trenton Ed Lease Agreement
Page 5 of 10

1 water and wastewater service, and weekly solid waste collection
2 service.

3 13) **TENANT** shall keep, save and hold harmless the **LANDLORD**
4 from any and all damages and liability for anything and everything
5 arising from, or out of, the occupancy by the **TENANT**, his family,
6 his employees, his guests and invitees arising from fault or
7 negligence or lack of due diligence by the **TENANT**.

8 14) In the event that any legal action or suit shall be brought for the
9 unlawful detainment of said **PROPERTY**, or for the recovery of
10 any rent due under the provisions of this agreement, or as a result
11 of the breach of any of the covenants herein, on the part of the
12 **TENANT**, **TENANT** shall be responsible for reasonable attorney
13 and legal fees as fixed by a court of competent jurisdiction.

14 15) The **TENANT** shall not, except with the consent of the sending
15 state, with notice to the receiving state in writing, through
16 diplomatic channels, be subject to the jurisdiction of the courts of
17 the receiving state with respect to acts performed in his official
18 capacity, falling within the functions of a consular officer under the
19 *CONSULAR CONVENTION BETWEEN JAPAN AND THE*
20 *UNITED STATES OF AMERICA.*

21 16) **Damages during Occupancy.** Whenever damage is caused by
22 the carelessness, misuse or neglect on the part of the **TENANT**, his
23 family, guests, invitees or visitors, the **TENANT** agrees to pay the
24 cost of all repairs and do so within THIRTY (30) days after receipt
25 of notice by the **LANDLORD** for the necessary repairs. In the
26 case where damage to appliances or furnishings is irreparable,

Landlord Init. _____
Tenant Init. _____
Trenton Rd Lease Agreement
Page 5 of 10

1 TENANT agrees to pay for the cost of comparable replacement of
2 the damaged appliances or furnishings.

3 17) TENANT shall have the right to terminate this agreement, before
4 the agreed upon expiration date, without further penalty or payment
5 of rent, with the exception of the payment of **SIX THOUSAND**
6 **DOLLARS (\$6,000.00)** stipulated in **Clause 18**, by giving **NO**
7 **LESS THAN NINETY (90) DAYS** written notice to the
8 **LANDLORD** before the date of termination. Pursuant to such
9 termination, TENANT shall not vacate **PROPERTY** until such
10 time as a **JOINT INSPECTION** by TENANT and **LANDLORD**,
11 or their assigns, is performed and it is mutually agreed that the
12 **PROPERTY** is reasonably in the same condition as when first
13 occupied less reasonable provision for normal wear and tear.

14 18) Should the TENANT elect to terminate this agreement prior to the
15 stated expiration date, the TENANT agrees to pay the amount of
16 **SIX THOUSAND DOLLARS (\$6,000.00)** for breach of the lease
17 agreement except in the case of **Clause 19**.

18 19) In the event that the Government of Japan decides to sever
19 diplomatic relations with the United States of America, or to recall
20 its diplomatic mission from Guam, TENANT may, with written
21 notice to the **LANDLORD**, terminate this agreement.

22 20) TENANT agrees to use or cause to be used, all appliances,
23 fixtures, and equipment in a safe and orderly manner and only for
24 the purpose for which they are intended.

Landlord Init. _____
Tenant Init. _____
Trenton Rd Lease Agreement
Page 7 of 10

1 21) **TENANT** shall use reasonable care to keep the **PROPERTY** in
2 such condition as to prevent health or sanitation problems from
3 arising.

4 22) **TENANT** shall be responsible and agrees to assume all costs of
5 maintenance and repair of plumbing, lighting fixtures, appliances,
6 cooling systems and equipment damages and/or malfunctions,
7 caused by the negligence, misuse, failure to observe or perform
8 manufacturers prescribed operating procedures and/or normal,
9 prescribed and routine cleaning and maintenance tasks and uses by
10 **TENANT**, his family, employees, invites and guests. **TENANT**
11 shall be responsible for the normal and routine cleaning and
12 maintenance of the **PROPERTY**, inclusive of lawn and
13 landscaping and all plumbing fixtures, appliances, cooling systems
14 and equipment. **TENANT** shall be responsible for all costs and
15 expenses, up to \$500.00 in any calendar month, for the normal and
16 routine cleaning and maintenance of the **PROPERTY** and all
17 plumbing fixtures, appliances, cooling systems and equipment.

18 23) **LANDLORD** shall be responsible for maintenance and repair,
19 and/or replacement, where applicable, of **PROPERTY**,
20 appurtenances, furnishings, appliances, fixtures, which are part of
21 or which are the property of the **LANDLORD**, caused by or due to
22 normal wear and tear or any other cause not attributable to or
23 caused by the negligence, misuse, failure to observe or perform
24 manufacturer's prescribed operating procedures and/or normal,
25 prescribed and routine cleaning and maintenance tasks and uses by
26 **TENANT**, his family, employees, invites and guests.

Landlord Init. _____
Tenant Init. _____
Trenton Rd Lease Agreement
Page 8 of 19

1 24) **LANDLORD** shall appoint a **LANDLORD'S RESIDENT**
2 **MANAGER**, who shall be responsible for the interests of the
3 **LANDLORD** and who is knowledgeable or familiar with
4 residential structures, maintenance and repair and statutory
5 provisions of the laws of Guam applicable to landlord/tenant
6 relations, to manage and perform the responsibilities of the
7 **LANDLORD** contained herein, provided, however, that both
8 parties agree and acknowledge that said **RESIDENT MANAGER**
9 is authorized to act upon maintenance and repair work only with
10 and upon the prior consent of the **LANDLORD**. **TENANT** agrees
11 to recognize the duly appointed **RESIDENT MANAGER** as the
12 authorized representative and agent of the **LANDLORD**.

13 25) **TENANT** shall appoint a **TENANT'S RESIDENT MANAGER**,
14 who shall be knowledgeable and familiar with the leased
15 **PROPERTY** and with route practices of maintenance and repair or
16 residential structures, appurtenances, appliances and fixtures, who
17 shall be responsible for the interest of the **TENANT**, and who shall
18 be the only point of contact for the **LANDLORD'S RESIDENT**
19 **MANAGER**.

20 26) **BOTH PARTIES** agree that their respective **RESIDENT**
21 **MANAGERS** shall have the singular responsibility and authority
22 to act on behalf of their appointing authorities, provided, however,
23 that any actions on the part of the **RESIDENT MANAGERS**
24 which shall accrue costs in excess of what can be considered
25 reasonable and routine for the daily maintenance and operation of
26 the residential structure herein, shall not be initiated or

Landlord Init. _____
Tenant Init. _____
Trenton Rd Lease Agreement
Page 9 of 10

1 accomplished without the prior written consent of the
2 **LANDLORD** and **TENANT**.

3 27) Two (2) original sets of this lease agreement shall be prepared for
4 the signatures of the **TENANT** and the **LANDLORD** with each
5 party being provided an original set each.

6 28) **SEVERABILITY CLAUSE:** If any court of competent
7 jurisdiction declares a particular provision or portion thereof, of
8 this agreement to be invalid or illegal, all other items and
9 provisions contained herein shall remain in effect and both
10 **LANDLORD** and **TENANT**, their representatives, successors and
11 assigns shall abide by and with those provisions not declared
12 invalid or illegal.

13
14 Executed this _____ day of _____ 2013.

15 **SIGNATURES:**

16 **TENANT:**

17
18
19 _____ Date: _____
20 **THE HONORABLE HISATSUGU SHIMIZU**
21 Consul General of Japan on Guam
22

23 **LANDLORD:**

24
25 _____ Date: _____
26 **MADELEINE Z. BORDALLO**
27

Landlord Init. _____
Tenant Init. _____
Trinidad Rd Lease Agreement
Page 10 of 10

EXHIBIT 5

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

Transcript of Interview of Former District Director

April 26, 2017

CONFIDENTIAL

Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

1 Helen Eisner: Okay, speaking is Helen Eisner from the Office of Congressional Ethics. I'm
2 joined by Paul Solis, our Deputy Chief Counsel. It's April 26, 2017, and this is
3 review 17-1147. We are joined on the phone by Mr. Former District Director, we
4 have told Mr. Former District Director that the False Statements Act applies to
5 his testimony here today. Sent him by email a copy of our acknowledgement
6 form, and Mr. Former District Director, if you can just say for the record that yes,
7 we have informed you that the False Statements Act applies and you plan to send
8 us the signed acknowledgement form shortly.

9
10 Former District Dir.: Yes, this is Former District Director, I will sign that, you have sent the False
11 Statements form, the information has been sent to me. I will sign it and forward it
12 back to Washington.

13
14 Helen Eisner: Great.

15
16 Former District Dir.: As soon as this interview is finished.

17
18 Helen Eisner: All right, thank you. So just some background questions for you first. Are you
19 currently employed?

20
21 Former District Dir.: No, I'm fully retired.

22
23 Helen Eisner: Prior to your retirement, where did you work?

24
25 Former District Dir.: I worked in the district office for Congresswoman Madeleine Bordallo, down
26 here.

27
28 Helen Eisner: What was your position there?

29
30 Former District Dir.: At that time, when I retired, was the Senior Policy Adviser. Prior to that, I was
31 the District Director.

32

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1 Helen Eisner: Okay. If you could just break that down for us as far as the time period when you
2 served in both roles? What period of time were you Senior Policy Counsel and
3 then, or Senior Policy Adviser, I'm sorry. Then, District Director, just tell us the
4 time period for both.

5

6 Former District Dir.: I started working for Congresswoman Bordallo in January of 2003, when she
7 first took office. I was the District Director at that time up until 2006. I think it
8 was July when I accepted the position of Senior Policy Adviser, until my
9 retirement in September of 2013.

10

11 Helen Eisner: Okay. What were your responsibilities in the office?

12

13 Former District Dir.: As District Director I ran the office. I administered and managed the office. I had
14 six employees. I managed most of the local affairs, including constituent requests
15 and I also participated in her campaign.

16

17 Helen Eisner: Okay. How did you come to know the Delegate, what was the nature of your
18 relationship?

19

20 Former District Dir.: I had known, I worked for Madeleine Bordallo for over 20 years. I was her chief
21 of staff when she was the Lieutenant Governor of Guam. Prior to that I worked
22 on the cabinet, her husband's cabinet when he was, the husband was the
23 Governor of Guam.

24

25 Helen Eisner: Okay. In your position, how well did you get to know, sort of her personal
26 finances or her personal business issues? Did you have a good sense of that?

27

28 Former District Dir.: I got to know quite a bit of it. She confided in me in a lot of things that had to do
29 with her personal business. As her Chief of Staff, things that were coming over
30 my desk, that were addressed to her desk would come through my desk first. This
31 was when she was Lieutenant Governor. I pretty much knew a lot of her personal
32 business.

33

34 Helen Eisner: Okay. Kind of in that same vein, what was your awareness of any residential
35 property, homes that she owned in Guam?

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Former District Dir.: Well on her property, the renewals of her property, the leases on her property. She would ask me for advice on when the lease agreements were up for reconsideration or for the option to renew.

Helen Eisner: Let me just back up a second here and ask about just background as far as that property. What property are you referring to?

Former District Dir.: She owns a residential unit in one of the villages, the village of Tumon, that was I guess you would say, passed onto her when her husband passed away. During that time, immediately after her husband passed away, she leased out that property to the Consul General of Japan.

Helen Eisner: Okay, and why did she lease it to the Consul General of Japan?

Former District Dir.: Well the Consul General was looking for a residential unit that was closer to his consulate office and she made that available because the house is extremely large and she had, her daughter and her granddaughter were off island and the house was just too big for one single individual.

Helen Eisner: Approximately what year was that, when the lease would have begun?

Former District Dir.: I think it was in 1993 or '94, this was before I actually started working for her as her Chief of Staff.

Helen Eisner: kay. Then do you know if it was the Japanese Consulate who reached out to her, or if she just had a prior relationship with him? How that would have been initiated?

Former District Dir.: I really can't say. I know that she was well acquainted with the Japanese Consulate in her, because of her status as, she was the first lady for two terms on her husband's tenure as Governor. She was also a member of the Guam legislature, and so she had frequent contact with officials from off island.

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1 Helen Eisner: Okay. Understood. You talked a little bit about your involvement in lease
2 agreements and reconsideration. Can you tell us a little bit about that, as far as
3 how the agreements might have changed over time, and what your knowledge is
4 of any changes to the agreements?

5
6 Former District Dir.: Well there was very little to change actually. The agreement was a standard lease
7 agreement. I had to look at, when the agreements were up and there was
8 scheduled to be changes of lease payments, she would ask me if that was a fair
9 amount, the increases or the decreases, because there were several years the leases,
10 the lease was good for two years at a time, and there more changes in there that
11 either increased it or decreased it according to, from how I understand it,
12 according to the economic situation in Guam and in Japan.

13 Paul Solis: Mr. Former District Director, you mentioned that the lease was good for two
14 years at the time, what time are you talking about?

15
16 Former District Dir.: It's renewed every two years. The lease period was for a period of two years and
17 then they renewed it. They renewed it every two years.

18
19 Paul Solis: That term, that two year term, was that instituted from the beginning of the lease
20 agreement?

21
22 Former District Dir.: Yes sir.

23
24 Paul Solis: Okay.

25
26 Helen Eisner: Okay.

27
28 Paul Solis: Every two years, was the agreement signed and documented, or was it the type of
29 lease where it renewed automatically? Kind of without documentation? How did
30 it work? To the best of your knowledge.

31
32 Former District Dir.: They had to re-sign it because every two years the Japanese government changed
33 the Consul General.

34

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1 Paul Solis: Okay.

2

3 Former District Dir.: They wanted the lease under the appointed Consul General's name.

4

5 Paul Solis: All right, and with the, you mentioned increases and decreases in the rental price,
6 would that term be negotiated or discussed at these two year marks or at different
7 times?

8

9 Former District Dir.: At the two year mark. At the renewal period.

10

11 Paul Solis: Do you recall generally what the price was per month at the time?

12

13 Former District Dir.: In the beginning, when I came on board, the monthly lease was \$6000.

14

15 Paul Solis: Per month?

16

17 Former District Dir.: Then, per month, and then that would, one time it increased to \$7000 and then
18 the next period it increased to \$7500. Then it came back down when there was a
19 fluctuation, a bad fluctuation in the Japanese economy, it came back down to
20 \$6500. I'm not sure what it is now.

21

22 Paul Solis: Who is negotiating these terms? Was it the Delegate herself or both of you, or
23 just you?

24

25 Former District Dir.: Well she would ask me for advice, but it was the Delegate. She's the signatory
26 on that lease.

27

28 Paul Solis: Would you ever take part in those meetings about the terms of the lease?

29

30 Former District Dir.: Yes sir.

31

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1 Paul Solis: Yes you would-?
2

3 Former District Dir.: I would be by her side, if she needed advice, if she needed to know is this a fair
4 number or any other provision in the lease that needed to be changed, but initially
5 the lease, the pricing on the lease and the provisions of the lease, it's just between
6 her and the Consul General.
7

8 Paul Solis: Okay, so like physically if there was a meeting between the consulate general and
9 the Congresswoman, it would just be the two of them in the room together and
10 signing the documents, or would you attend?
11

12 Former District Dir.: No, no, no, no, no, I would be there.

13 Paul Solis: Okay.
14

15 Helen Eisner: You said-
16

17 Former District Dir.: I should also note that when there are, when the Consul General requires some
18 things to be done on the house, for example, one specific year they wanted to put
19 up security cameras, they would ask the Congresswoman permission to do that,
20 and she would ask me to look at the contract for the order. In another instance,
21 repairs had to be done on the house and she asked if I could just review the scope
22 of work and when it was done, whether it was satisfactory.
23

24 Helen Eisner: How significant were those repairs in that situation?
25

26 Former District Dir.: Not very significant. For example, it was the changing of the drapes, changing of
27 the carpet. In one instance, we had to change, I don't know what you call it, the
28 bathtub. In another instance, the outside sink, the utility sink outside the, I don't
29 know if you would call them the servant, the housekeepers quarters.
30

31 Helen Eisner: Okay. Just to break that apart, when you would learn about the need to address
32 these issues at the house, would the concern come from the Congresswoman, or
33 how would you learn that there was a necessary repair to oversee?
34

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1 Former District Dir.: No, the Consul General would, the Consul General had an appointed point of
2 contact, he was my contact. I never spoke with the Consul General directly, most
3 of them didn't know how to speak English. They had an appointed contact person
4 who is a local individual, and he and I would discuss, the Consulate would send
5 him to me or they would call me up and say, "Look, we need something repaired,
6 or something replaced," one time the footing on the bed, in the master bedroom
7 just collapsed, so I had to replace that. The replacements would always, I would
8 always get the approval first of the Congresswoman, of the Lieutenant Governor
9 at that time.

10

11 Helen Eisner: Who was, what was the name of the individual, the point of contact that you
12 mentioned for the Consulate, that would communicate with you?

13

14 Former District Dir.: His name is Joe Tenorio.

15 Helen Eisner: Okay. Did you, were you paid for any of this type of work? For your role in
16 overseeing some of the repairs and other issues involving the home?

17

18 Former District Dir.: No, I was not.

19

20 Helen Eisner: Okay. How did you-?

21

22 Former District Dir.: I just assumed that that was part of my obligation or my responsibility as her
23 Chief of Staff. I need you to understand something, the Congresswoman's late
24 husband is a very close family member, or member of my family. When he was,
25 he passed away, well he committed suicide and later on one of his closest, his
26 former Lieutenant Governor, came to me and asked me if I would become the
27 Congresswoman's Chief of Staff, so I could watch over her and make sure that
28 she doesn't stumble. That's how my tenure of work with Congresswoman
29 Bordallo started. Prior to that, I was the Chief of Staff of the Federal and Foreign
30 Relations Committee at the Guam legislature.

31

32 Helen Eisner: Okay. Understood, and that's helpful background information. Besides sort of
33 your role in some of the examples that you gave us, were there any other
34 congressional staffers who also played a role in kind of overseeing services or
35 issues at the home?

36

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1 Former District Dir.: No, I was the only one. I made sure. I made sure that my staff was not involved
2 in any of that.

3

4 Helen Eisner: Okay, and why-?

5

6 Former District Dir.: The staff at the Lieutenant Governor's office, and I carried that through up until
7 the time that I retired. I did not permit the staff of the office to get involved in
8 that.

9

10 Helen Eisner: Actually, just so I can understand, because I know you've held multiple positions,
11 some of them non-congressional for the delegates, so the examples you were
12 giving us earlier of some of the repair work, did all of that occur after 2003 or did
13 some of it occur prior to 2003?

14

15 Former District Dir.: No. Only after 2003, no I'm sorry, it also included work when I was her Chief of
16 Staff at the Lieutenant Governor's office.

17 Helen Eisner: Okay, so the examples you gave to us earlier involving the bedroom and bathtub,
18 and some other repair issues, can you kind of, which of those would have
19 occurred while you were District Director and then Senior Policy Adviser to her
20 and her congressional office?

21

22 Former District Dir.: Well, in the congressional office as far as I can remember, the example of the bed.
23 The collapse of the footing of the bed, that's one that occurred after 2003. Then
24 there were the changing of the utility sink outside of the housekeepers quarters,
25 the changing of the carpet, the changing of the drapes, and then one time the
26 Consul General asked for the house to be repainted, this was after a typhoon and
27 the place got messed up. With the wind and the water and all the debris that was
28 flying around. They're the ones that, the Consul General was the one that
29 contracted the painters, I just went up there once in a while to make sure that the
30 job was satisfactory.

31

32 Helen Eisner: Okay, and just approximately, how many hours a month would you say you spent
33 on issues related to the home while you were working in the congressional office?

34

35 Former District Dir.: Not very much because I would go up there and meet with Mr. Tenorio, or the
36 housekeeper and I would just, we'd just go over what was needed to be done.

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1 There were a couple of times where I took pictures so that she could see that this
2 was needed to be done, and then I would leave. The consulates are a little bit,
3 they're private. They don't like a whole bunch of people, in fact this particular
4 house is on an automatic gate system and you can't even get on the grounds unless
5 they open the gate from within the house.

6
7 Helen Eisner: Okay. Okay. What conversations did you have with the Delegate ever kind of
8 raising concerns about the amount of work or the types of requests she was
9 making of you related to the home?

10
11 Former District Dir.: I didn't. I didn't have very many discussions of that nature. I mean Madeleine
12 Bordallo and I were, because of her husband, were essentially family and so a lot
13 of this work I was doing, she would ask me to do it, but I would do it because of,
14 not because of my duties as District Director or Senior Policy Adviser, but
15 primarily because of my relationship with her as family.

16
17 Paul Solis: Did you ever discuss with the Chief of Staff at the time while you were District
18 Director, you know, did you ever say to him, "I feel like I'm doing too much work
19 related to the house," or, "I wish that I didn't have to spend as much time working
20 on issues related to the house," did you ever raise a concern?

21 Former District Dir.: No, I didn't, but I did tell, you're talking about Mr. John Witt, I did ask him to
22 make sure that everything that I'm doing is not prohibited or restricted.

23
24 Paul Solis: Why would you ask that?

25
26 Former District Dir.: When I first got on board and I read the manual, the personnel handbook, I was
27 concerned, so I asked him, "Just what am I permitted to do?"

28
29 Paul Solis: Why were you concerned? Just based on what you read?

30
31 Former District Dir.: My concern is if he had told me that, just make sure that you do nothing on
32 company time, I would try as hard as I can, business with the house would
33 normally conduct during lunchtime or after work. Everything, I was cleared by
34 the Chief of Staff.

35

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1 Helen Eisner: Okay.
2

3 Paul Solis: Did you feel that you were required to do work related to the house? You
4 mentioned that you felt that it was part of your duties as District Director. Did
5 you ever feel that it was part of your job duty that if you didn't, that you would
6 face adverse employment decisions?
7

8 Former District Dir.: Oh no. Madeleine Bordallo and I get along very well. Like I said, we've known
9 each other for a long, long time. I was very close to her husband, so I almost
10 treated it as family.
11

12 Paul Solis: Okay.
13

14 Helen Eisner: Going back to sort of the lease situation, at any point did the Japanese Consulate
15 try to, or was there a conversation about them breaking the lease and moving on?
16

17 Former District Dir.: No, not during my tenure. The house is very nice and it's about a mile away from
18 his official office. It was very convenient and it's close to the hotels. The house is
19 situated very convenient for the type of work that the Consul General does.

20 Helen Eisner: Okay, and what was the relationship between the congressional office, the district
21 office, and the Japanese consulate? What type of work would you do together?
22

23 Former District Dir.: Just only on the house. I did very little work with the Consul General.
24

25 Paul Solis: I mean did they come into the district office and have congressionally, officially-
26 related discussions with you about anything?
27

28 Former District Dir.: No, the only time they would come down to the office is if they have a visiting
29 Japanese official. Then a lot of times those visits were, we would go up to the
30 Consul General's office.
31

32 Helen Eisner: Okay, so there were no projects or sort of legislative initiatives that you worked
33 on together?

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Former District Dir.: No.

Helen Eisner: Okay. I want to move on to a different area. Are you familiar with the Miss World Guam Pageant?

Former District Dir.: Yes, I am.

Helen Eisner: Okay. Can you tell us what that is? Give us just a brief description of your understanding of that pageant?

Former District Dir.: Back in the 70s she acquired the franchise for the Miss World Pageant and since then she has, you know, she's spearheaded the pageant and she is a primary point of contact with the pageant's owners out of London. That's about all that I know about that. The Pageant is locally chartered as a 501(c)3 charitable.

Helen Eisner: Sure, okay. Are you still with us? You seemed like you were cutting out for a moment Mr. Former District Director?

Paul Solis: Stop the-

Helen Eisner: We're going to stop the recording.

Former District Dir.: Okay.

Helen Eisner: Okay, this is Helen Eisner, back on the record here with Mr. Former District Director. I'm joined by Paul Solis. It's April 26, 2017. We were asking Mr. Former District Director about the Miss World Guam pageant, and I think he had explained to us his understanding. Is there that- anything further you want to add, about the nature of the pageant?

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1 Former District Dir.: No, but you know there's a global director of the pageant. A lady handled all of
2 the work. I never got involved with the Miss World Pageant. I feel very nervous
3 around all those women.

4

5 Helen Eisner: Okay. Well, just another question about the pageant, and related to your job as
6 district director and you know, your work in the congressional office. Which
7 congressional staff, if any, were involved in providing services or doing work for
8 the pageant?

9

10 Former District Dir.: Only one that I can remember, and that was Kaye Lea Custodio and that was
11 because she was once a contestant in the pageant so she knew the, you know, the
12 ropes. She never did it during work hours though. That I can remember.

13

14 Helen Eisner: Okay. And how did she get- Do you know how she got involved in the pageant?

15

16 Former District Dir.: She was a contestant when Congresswoman Bordallo was a Senator in the
17 Legislature, in the Guam Legislature. Kaye Lea was one of the contestants. And
18 that was a while back. I think Kaye Lea was still in high school.

19

20 Helen Eisner: Okay. And how much work did she perform? I mean, how involved was her
21 service for the pageant?

22

23 Former District Dir.: Recently? I don't know. During our time, she was just- During the time that I was
24 in the office she was- She was out looking- I think she was one of the recruiters
25 for, you know, to go out and ask these young ladies to become a contestant on the
26 pageant.

27

28 Helen Eisner: And did the Congresswoman ask her to get involved, as far as the work that she
29 performed? Or how did, you know, did the congresswoman in any way sort of
30 ask her to perform these services that she ended up performing?

31

32 Former District Dir.: You know, I don't know. I know that- I know that Kaye Lea's close to the
33 Congresswoman because of her- because of Kaye Lea's mother-in-law who
34 passed away. Kaye Lea's mother-in-law was actually the executive director of the
35 pageant when she was still alive.

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1

2 Helen Eisner: Understood. Do you know if she was paid for her- for any of the work that she
3 performed?

4

5 Former District Dir.: I don't know. I cannot tell you that.

6

7 Helen Eisner: Okay. Moving on, when the Congresswoman traveled to Guam, where would she
8 stay when she was on island in Guam?

9

10 Former District Dir.: She would stay at the- at one of the hotels that's owned by her sister.

11

12 Helen Eisner: And which hotel is that?

13

14 Former District Dir.: The Outrigger.

15

16 Helen Eisner: And why would she stay at the Outrigger?

17

18 Former District Dir.: In the very beginning we- I questioned- We, me and the Chief of Staff-
19 questioned whether she could do that. And according to John, he cleared it. He
20 said he cleared it with House Administration. And so from that time on I never
21 questioned it.

22

23 Helen Eisner: So ... what was your- What was the questioning? What was your concern that
24 you discussed, about her staying at that hotel?

25

26 Former District Dir.: I asked him, could she do that? I mean, you know, that the Ysraels- her sister, her
27 sister was living in the hotel. She had one of the suites. And the Congresswoman
28 would stay with them. And according to Mr. Whitt, it was cleared because of the
29 unit, the suite belonged to the Ysraels, her sister.

30

31 Helen Eisner: And how- How did that get communicated to you, that Mr. Whitt felt that it was
32 cleared?

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2 Former District Dir.: I don't know- I just asked him, and he told me it was cleared through, it was
3 cleared through the House Administration.

4

5 Helen Eisner: Did you ever see a letter, or any type of formal confirmation that it had been
6 cleared through House Administration?

7

8 Former District Dir.: No ma'am. He was the Chief of Staff and I just took his word for it.

9

10 Helen Eisner: And approximately when was this conversation you had, where you said you sort
11 of questioned whether or not she could stay there? What time period would that
12 have been?

13

14 Former District Dir.: 2003, when we first got into office. Her residence had already been under lease
15 for a while.

16

17 Helen Eisner: I see.

18

19 Former District Dir.: But with the Consul General, and she only had that single residence, she had no
20 other. And so when she took her first district visit, I think she wanted to stay at
21 one of the hotels and I'm not sure how John was handling that, but he said that
22 you can't do that, we need to find a family member where you can live at their
23 house. And like I said, the Ysraels were actually living in the Outrigger.

24

25 Helen Eisner: And that was her sister, you said? Her sister was actually living there?

26 Former District Dir.: Her sister, Diana Ysrael.

27

28 Helen Eisner: Okay. And the- after that 2003, the beginning point when you had these
29 conversations about whether or not she could stay there, did that issue ever come
30 up again?

31

32 Former District Dir.: No. Very- When John Whitt, Chief of Staff, cleared things with the- the meeting
33 between the district office or- whatever questions the District Office has of

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1 regulations? It goes first to Mr. Whitt, and he clears it. After he tells us what they
2 are, what the result was, we very rarely questioned it.

3

4 Helen Eisner: I see. And what about any conversations with the Congresswoman about her- this
5 arrangement to stay at the hotel? Did you ever have any conversations with her?

6

7 Former District Dir.: No ma'am. I depended and trusted Mr. Whitt's judgment.

8

9 Helen Eisner: And when the Congresswoman stayed at the hotel, did she always stay in the
10 family apartment area you were describing, or did she stay elsewhere?

11

12 Former District Dir.: No, she stayed in that suite area.

13

14 Helen Eisner: All right. And then- Are you familiar with the Voyager Lounge?

15

16 Former District Dir.: Yes, I am.

17

18 Helen Eisner: Okay. Can you just briefly tell us what that is?

19

20 Former District Dir.: It's on the 21st floor, or what- I don't know how to describe it, I would describe
21 them as high-end ... the high-end rooms of the hotel. That Voyager room was put
22 there for the convenience of the residents, of the guests of the 21st floor. And it's
23 a convenient meeting room when they have to meet with whoever, guests and
24 with family or friends or business associates. And they provide snacks in there.

25

26 Helen Eisner: And-

27

28 Former District Dir.: It's on the 21st floor. Entry is actually restricted. There's, I wouldn't call him a
29 guard, but there's a table there where everyone who goes into that room has to
30 check in.

31

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1 Helen Eisner: So, how would the congressional office use the Voyager Lounge? Is this
2 something that the congressional office utilized as well?
3

4 Former District Dir.: I think a couple of times we used it to host meetings with CODELs? Members of
5 Congress who would be on a CODEL. And other dignitaries, Members of the
6 administration who would come through Guam and stay at the Outrigger. I think
7 the most notable one would be the Secretary of Defense ... in 2003.
8

9 Helen Eisner: Okay.
10

11 Former District Dir.: He brought his entire delegation, and stayed in one of the suites at the Outrigger.
12

13 Helen Eisner: What about sort of outside the context of CODELs? Would the Congresswoman
14 have breakfast in the Voyager, or host meetings with constituents in that location?
15

16 Former District Dir.: She would have breakfast in there. She would ... she would ask for me and
17 another staffer to come up and have breakfast with her, to talk about the day's
18 business and her schedule for the day.
19

20 Helen Eisner: And when you would do that, would you have to sort of go through that restricted
21 entry desk and show a card? How would that work?
22

23 Former District Dir.: In the beginning we cleared that with- You know, we would tell whoever was
24 there, the staffer, the Outrigger staff, that we were there to meet with the
25 Congresswoman. And they would let us in, and would clear us. After a while,
26 they just got to know us, and we never got questioned.
27

28 Helen Eisner: Is there a specific Outrigger staffer you're referring to, that you had a relationship
29 with?

30 Former District Dir.: No. They were different people. Every once in a while the manager of the
31 Outrigger would be there, just to greet and make us have coffee, would come
32 when me and the other staffer would arrive.
33

34 Helen Eisner: And which manager was that?

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2 Former District Dir.: Ah, she was some lady, I- her name escapes me right now.

3

4 Helen Eisner: Okay. Was it Charlene-

5

6 Former District Dir.: The manager from 2003 to -- I think she got transferred back to Honolulu in 2007,
7 2008.

8

9 Helen Eisner: Does the name Charlene Goo, does that sound familiar?

10

11 Former District Dir.: Yes, it does. That's her.

12

13 Helen Eisner: Okay. And what about the Ysrael family? What was their knowledge of the fact
14 that, you know, you would occasionally, and by "you" I mean the congressional
15 staff, would occasionally meet in the Voyager Lounge?

16

17 Former District Dir.: They really didn't ever say anything ... I don't know- I can't say I knew how those
18 arrangements were made, and how they- what was the understanding or the
19 agreement between Al Ysrael, Diana Ysrael, and the Congresswoman, and what
20 arrangements the Ysraels made with the Outrigger.

21

22 Helen Eisner: What about- I mean, kind of going into that just a little bit more, what is your
23 awareness of Al Ysrael and Diana Ysrael's knowledge, that the Congresswoman
24 was using parts of the hotel without charge, for free?

25

26 Former District Dir.: I don't know- You know, every once in a while- I don't know about the
27 knowledge but every once in a while Al Ysrael, the old actual owner of the hotel,
28 would be there. And he and I are very good friends. And I would sit with him
29 every once in a while, while the Congresswoman is talking with people.

30 Helen Eisner: Okay.

31

32 Former District Dir.: I never- I never asked Al. Alfred Ysrael is a very eccentric individual and, you
33 know, he's the richest man on this island, or was the richest man on this island.

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Helen Eisner: Okay.

Former District Dir.: So he and I developed a friendship a long time ago, 1972, and we've been good friends ever since. So whenever he's there I would greet him, or he would greet me and ask me to sit down with him.

Helen Eisner: Okay. And the kind of- the amenities in the Voyager- I think you mentioned we talked about breakfast. Did they have food that was available? What was available in that lounge?

Former District Dir.: There was a breakfast buffet. There was no lunch, because that room closes at 10:00 and doesn't reopen. It doesn't reopen until late in the evening.

Helen Eisner: Okay. And then late in the evening, what amenities are offered there?

Former District Dir.: I really can't tell you because I normally go home. My wife feels really funny when I stay out too late.

Helen Eisner: Understood. Okay. Do we have any more questions? Okay, just a few kind of final questions here and then I think we're really at the end. Has anyone reached out to you to talk about this Office of Congressional Ethics investigation?

Former District Dir.: No.

Helen Eisner: Okay.

Former District Dir.: In fact, when you emailed me, because of the fact that I've been no longer associated with the office, I don't contact Madeleine and she doesn't contact me since my retirement ... When I first saw your email, I was wondering- I almost didn't respond because- because you know, why would the Congressional Ethics email me? When I did respond to you, I had no idea what the business was.

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1 Helen Eisner: Okay. All right, well, we appreciate that. I mean, based on the questions we've
2 asked you today, the scope of what we are interested in, is there anything else
3 that you think we should know?

4

5 Former District Dir.: No, but I can tell you that the person that can really answer questions on this is
6 John Whitt, the former Chief of Staff. Because nothing, at that point in time,
7 nothing got past John. I mean, he approved everything. He approved travel. He
8 approved ... literally everything.

9

10 Helen Eisner: Okay. Understood. Well, I think that we want to thank you for your time, and I'll
11 go ahead and stop the recording now.

12

EXHIBIT 6

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Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

Transcript of Interview of Former Chief of Staff

April 26, 2017

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1 Helen Eisner: Okay. Speaking is Helen Eisner from the Office of Congressional Ethics. I'm
2 joined by my colleague, Paul Solis. We are here on April 26, 2017, in Review
3 17-1147. We are joined by Former Chief of Staff and his counsel, Richard
4 Stanton. We have given Former Chief of Staff a copy of The False Statements
5 Act, and he has signed the acknowledgement form. With that, I think we're ready
6 to go ahead and get started.

7 We just want to start with some basic background questions. Where are you
8 currently employed?

9
10 Former Chief of Staff: I'm currently retired, and I have a part-time job.

11
12 Helen Eisner: Okay. What is that part-time job?

13
14 Former Chief of Staff: I'm a catering manager for a company that does catering and special events.

15
16 Helen Eisner: Prior to retirement, where were you employed?

17
18 Former Chief of Staff: I was formerly the Chief of Staff in Congresswoman Madeleine Bordallo's office.

19
20 Helen Eisner: How long did you work for the Congresswoman?

21
22 Former Chief of Staff: She took office in 2003, and I was with her since the beginning.

23
24 Helen Eisner: Did you always hold the role of Chief of Staff, since 2003?

25
26 Former Chief of Staff: Yes.

27
28 Helen Eisner: Okay. Prior to coming on as Chief of Staff in 2003, what types of positions did
29 you hold before then?

30

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1 Former Chief of Staff: Just prior to that, I was working for a firm that handled the affairs of the
2 government of Guam. Prior to that position, I used to work for Congressman
3 Robert Underwood, former Delegate from Guam, as his Legislative Director.

4 Helen Eisner: Okay. As chief of staff, from 2003 until ... What was the time period when you
5 left the office? Again, you might have mentioned that ...

6
7 Former Chief of Staff: My formal retirement was April 2 of last year, 2016.

8
9 Helen Eisner: 2016?

10
11 Former Chief of Staff: That's right.

12
13 Helen Eisner: April 2016.

14
15 Former Chief of Staff: I guess I should add in, because my history goes further back, and it helps to
16 establish relationships, I was also the Chief of Staff to Governor to Ricky
17 Bordallo, who is deceased, and Madeleine Bordallo is his wife.

18
19 Helen Eisner: Okay. What time was that?

20
21 Former Chief of Staff: That was from 1983 to 1987.

22
23 Helen Eisner: How did you first become acquainted with the Bordallo family?

24
25 Former Chief of Staff: Ricky Bordallo was very well-known political figure on Guam, and at the time of
26 the '82 campaign, I was in the Air Force at the time, stationed in Guam. But I'm
27 originally from Guam. I'm of Chamorro descent. I had a couple connections to
28 Ricky Bordallo. One is the person he chose in the '82 race to be his running mate
29 is an Air Force colonel, Ed Reyes, and I had known Ed when I was at the Air
30 Force Academy. I met Ed on Guam in the 1981-82 time period, and he told me
31 he was leaving the Air Force to run with Ricky Bordallo, and he says, "If you
32 want to help us, that would be great." It was a very open conversation. But I was
33 one of the few people that knew that Ed was chosen as the running mate very
34 early on.

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1 I also had an odd coincidence that my sister's husband's brother was the general
2 campaign chairman for that campaign. So I knew the top two people in the
3 campaign very well. I helped out in the campaign. I literally volunteered on the
4 bus, and helped canvass, and things like that, and helped with polling, and helped
5 with formation of ads. I came to the attention to the Governor very quickly
6 because both Ed and the campaign chairman and other people had said, "Oh, we
7 know this guy. He's actually a very sharp guy." So, when they won, I ended up
8 being hired onto the Governor's staff.

9

10 Helen Eisner: Kind of moving forward to your role as Chief of Staff for the Congresswoman,
11 what were your responsibilities in that role?

12

13 Former Chief of Staff: The overall management of the office, strategic thinking, trying to implement her
14 vision, trying to get legislation passed, being responsive to constituents, and
15 making sure that the district office and our office were responsive and were
16 running efficiently and we were doing our jobs and being in compliance with the
17 House.

18

19 Helen Eisner: How involved were you in the district office and their day-to-day functions?

20

21 Former Chief of Staff: Very involved, because I would be in contact with them, primarily by phone and
22 email messages, on a daily basis.

23

24 Helen Eisner: Who were the individuals, perhaps the roles, and then the names of individuals
25 who you were in contact with on a daily basis?

26

27 Former Chief of Staff: When we first took office, the district director was a gentleman named Joaquin
28 Perez, and his nickname is Kin. Subsequently, there was another district director,
29 James Sablan. Subsequently ... Oh, Kin Perez was the main district director in
30 January 2003. Then a couple of years into it, and I can't be specific about the year
31 right now, but a couple of years into it he was demoted because of a sexual
32 harassment complaint from more than one employee in the district office. He
33 remained in the office as a senior policy advisor, but as part of our dealing with
34 the situation, we were advised that he could not be in a supervisory position
35 where he supervised other people. So he remained in the office as a senior policy
36 advisor, and we named another district director at the time that was named James
37 Sablan. James moved on, and after him was Andrew Tenorio. Andrew Tenorio
38 moved on, and after him was Jon Junior Calvo who is the current district director.

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2 Helen Eisner: Okay. How often would you travel to Guam as a part of your responsibilities?

3

4 Former Chief of Staff: Easily four times a year. It depends if we have CODELs coming out, and things
5 like that, but maybe sometimes as many as eight times a year.

6 Helen Eisner: When you traveled there, were you traveling alone, or with other staffers, or with
7 the Congresswoman? How did that work?

8

9 Former Chief of Staff: Sometimes I went on my own, to take care of administrative duties, but more
10 common was I would be there when the Congresswoman was there, and with
11 other staff. It was a general practice that we would have a staffer travel with her,
12 literally physically with her, on her flight to assist her, but more often than not, I
13 traveled separately and traveled alone. I would go ahead of her and stay behind,
14 or combinations like that.

15

16 Helen Eisner: Okay. Why was there a practice of a staffer traveling with the Delegate?

17

18 Former Chief of Staff: For a number of reasons. One is we recognize she's an older person. Secondly, it
19 helps us stay in touch with her, because it's a 20 hour trip to Guam. Third, it
20 ensures that if there's any glitch, and there's always glitches, there's always flight
21 cancellations, there's always problems, and we end up having to overnight in
22 Minneapolis because we missed a connection, or overnight in Tokyo. It just
23 makes it so much easier and less stressful that we have a staffer with her, and it's
24 easier to deal with the logistics and dealing with how it upsets the scheduling in
25 Guam and what we're trying to do in terms of re-booking her. It just makes it
26 infinitely easier, if we have a reliable staffer with her.

27

28 Helen Eisner: Okay.

29

30 Paul Solis: Would it just be one staffer at a time?

31

32 Former Chief of Staff: Yes, and sometimes, if there's a big event on Guam, like a big congressional
33 delegation, Chairman of Armed Services Committee, or something of that nature,
34 once we had the Minority Leader come out to Guam, generally it would take
35 more than one staff. So someone traveling with her, myself ahead of them, and
36 possibly one really good policy person along for the trip. Especially if it's Armed

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1 Services, there's a lot of staffing that goes on in terms of providing them
2 information and briefings.

3
4 Paul Solis: On a typical trip to Guam, where there wasn't additional members of Congress
5 going out there, and there wasn't a bigger event, would it just be one staffer?
6

7 Former Chief of Staff: Yeah, if it wasn't a big delegation coming up, it was generally one staffer would
8 travel with her. There are times during district work periods, we're now doing
9 town hall meetings, things like that, if we do town hall meetings or we have
10 major media events, then someone of a policy nature, like myself or a senior LA,
11 or an LD, would go out with her. But, generally, if it was just a short trip and not
12 many intensive public events, then the district staff can handle the staffing on
13 their end, and we would just make sure that she had somebody that accompanied
14 her on the trip. That's not 100%. There have been times when, for whatever
15 reason, she had to travel by herself, and we would work with airlines to make
16 sure they met her at the gate and all that.

17
18 Helen Eisner: Moving on to a slightly different area, what was your awareness or knowledge of
19 the Congresswoman's personal finances and personal business?
20

21 Former Chief of Staff: I was very aware, because as Chief of Staff, you had to help the Member. It's a
22 little bit more, odd situation for a Delegate from Guam, because she can't fly
23 home every weekend. So her residency was here in Washington. I'm aware that
24 she's a person of considerable means, because of the financial disclosures, both
25 for the FEC but primarily for the House. I get involved in helping to ensure that
26 the House annual financial disclosure was properly filled out and she was
27 properly briefed and is aware of what the ethics are in filing and FD.

28
29 Helen Eisner: Okay. As a part of that process, did you become aware of the Delegate's personal
30 property that she owned in Guam or any residential property that she owned?
31

32 Former Chief of Staff: Yes, as part of that process, but also because I know her and I know her
33 personally, and I knew her before she became a member of Congress. So I was
34 aware of her personal situation. I was always aware of properties that she's
35 disclosed on the FD and her situation on Guam.
36

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1 Helen Eisner: Okay. What residential property does she own on Guam, or did she own during
2 your time?

3
4 Former Chief of Staff: During our time, she owned a house in Tamuning, Guam that she had rented out
5 to the Japanese Consul General's Office. That had occurred prior to her becoming
6 the Member of Congress. She was the Lt. Governor of Guam. That arrangement
7 was made when she was the Lt. Governor of Guam. She spent eight years as a Lt.
8 Governor. I don't know when that arrangement began, but it was fairly
9 established by the time she'd become a Member of Congress. That continued,
10 because I recall that was one of the income properties that we had to declare as
11 income in the financial disclosure.

12
13 Helen Eisner: I know you said you didn't know the exact time period, but do you know the
14 process of entering that arrangement and why that arrangement was entered with
15 the Japanese Consul?

16
17 Former Chief of Staff: I don't know how that came to be. I just know that the house seemed to fit the
18 needs of the Consul General because it was fenced and it was in a very good
19 neighborhood. It's not the biggest house, but it was substantial house.

20
21 Helen Eisner: Okay. Can you describe it to us a little bit more? Have you been to that house?

22
23 Former Chief of Staff: Many time, yes.

24
25 Helen Eisner: Okay.

26
27 Former Chief of Staff: Like a typical house, it had a kitchen, a large kitchen, and an eating area, and it
28 had a separate dining room, and it had a large living room. It also had an upstairs
29 living quarters area. I don't know why the house is built like this, be it had an
30 oddity in it. In the upstairs, it had a stage. It had like a second living room, with a
31 stage. That suits the Consul General's purposes very well, because it was like a
32 cultural performance as part of a dinner event. Then, of course, they had
33 bedrooms and bathrooms.

34
35 Helen Eisner: How many bedrooms, approximately?

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Former Chief of Staff: I don't know offhand. I would guess that it's probably four, but I really don't know the number.

Helen Eisner: You mentioned the stage. Did you ever attend events there, where the stage was used for a performance?

Former Chief of Staff: No, but I've seen the stage.

Helen Eisner: Okay.

Former Chief of Staff: It's not huge. It's like maybe five feet out and maybe 15 feet wide, or something like that.

Helen Eisner: Okay. Maybe the details of when the contract to rent with the Japanese Consul was initially entered, you might not be familiar with those, but were you involved in any renegotiation process or any renewal of the contract?

Former Chief of Staff: No, and I don't know how the mechanism works. I presume that there's an automatic renewal.

Paul Solis: Why would you presume that?

Former Chief of Staff: Because she'd had it even up to now. I would presume she still has it. The financial disclosures are due on May 15. I know it was in last year's financial disclosure, and I would assume it's still in this year's financial disclosure, that she continues to rent the house out. You would just have to presume that someone renting a house for over 18, 20 years has some kind of automatic renewal clause.

Helen Eisner: What about your knowledge of any changed circumstances with regards to the contract, the agreement, changes in prices, or any other terms? Can you tell us about that?

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1 Former Chief of Staff: The Congresswoman generally relied on Kin Perez to handle those types of
2 details with the house. The general direction to Kin was she can't do anything
3 during, can't do anything during working hours, because as Chief of Staff I would
4 try to ensure that people don't run afoul of our House rules. But, you know, again,
5 living in DC, the Congresswoman would have on occasion a need to do
6 something with the house. I don't know what the arrangement was for picking up
7 the checks, but I do know that the checks for the house were deposited into a
8 separate account at Bank of Guam. I don't know if they were mailed in or picked
9 up physically, or what. I don't know. I just don't know. But I do know that on
10 occasion, if something happened, like a minor repair or something needed to be
11 painted, or the air conditioner broke, then the Consul General's office would
12 reach out to our office, and our office would inform the Congresswoman that
13 they have an issue, and then she would reach back to Kin Perez, and then
14 subsequently to James Sablan and Andrew Tenorio and now to Jon Jr Calvo to
15 help her deal with the issue.

16

17 Paul Solis: When you say "our office," do you mean the district office in Guam?

18

19 Former Chief of Staff: That's right.

20

21 Paul Solis: Okay. Would the Consul General ever call the Washington, DC, office?

22

23 Former Chief of Staff: No. I don't recall them ever directly calling us. It's always the messages were
24 passed through the district director to us, that they called and there's this issue
25 with the house.

26

27 Helen Eisner: Was there a property manager or any outside source who was hire who was
28 responsible for the home?

29

30 Former Chief of Staff: I'm not aware of any property manager for the Guam property.

31

32 Helen Eisner: Okay. You mentioned a series of individual district directors, who I think you
33 have identified before. The message would be passed on to those individuals.
34 You said Kin Perez, initially. Then what was their role in addressing the problem?

35

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1 Former Chief of Staff: They would communicate with the Congresswoman directly and get an answer,
2 and find out what it is that needed to be done, and then she would ask them to
3 execute it.

4

5 Helen Eisner: Okay. When you say "execute it," can you give us maybe some examples of what
6 work they would have had to perform or what role they would have played in
7 addressing a problem?

8

9 Former Chief of Staff: You know, I kind of recall a couple of things that stand out in my mind. One was
10 air conditioner maintenance issues, and another would be plumbing issues. I
11 would be aware that Kin was trying to reach the Congresswoman, and sometimes
12 to reach the Congresswoman you have to go through the administrative, our
13 office woman, Rosanne Meno, because she would be more the correct person to
14 just reach the Congresswoman on something not having to do with our
15 congressional issues. So Kin would reach out to Rosanne, and they would
16 communicate the issues to the Congresswoman, and more likely than not, she
17 would talk to the person on Guam directly, the district director, or pass a message
18 through Rosanne, as to what to do about a question.

19

20 Helen Eisner: Okay. Then were they responsible for hiring someone to sort of address the
21 question, or did they ever perform the work that was needed themselves?

22 Former Chief of Staff: For something like a repair issues, they would hire the person, arrange for the
23 repair, arrange for the payment. I guess on very, very minor things, it would not
24 be unusual that they would, on their off-time, go up and check on the house and
25 do something small.

26

27 Helen Eisner: Okay. Did any of these individuals ... What conversations did you have with
28 them about concerns about their role and responsibility for addressing issues with
29 the house?

30

31 Former Chief of Staff: As is common to many members of Congress, the staff tries to be
32 accommodating to the member, and especially taking into account that
33 Congresswoman Bordallo is an elderly person and taking into account that she
34 lives in Washington but she has that property in Guam. She has property in
35 Florida but she has a professional property manager for that property. She has
36 property in Las Vegas but she has her ... Her daughter lives out there and
37 manages all the issues with that property.

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1 The example I use is that if we need to do something to assist the member so that
2 she continue to focus on her job, it's a judgment call but you would have to make
3 that judgment call, but just remember that we're not supposed to be doing things
4 in lieu of her hiring people to do things. The example I would use is that it's
5 common for staffers to swing by the dry cleaners and pick up the member's dry
6 cleaning because they're stuck in a hearing and if you don't pick it up by 6, they
7 miss their dry cleaning. That's a good example of what's commonly done on the
8 Hill. Another good example is, it's common that staffers would whisk the
9 members to Reagan National because it's faster than waiting on a cab and you're
10 right there ready to go and you've got their bags. And it's not seen on the Hill as
11 something that's extraordinary or inappropriate.

12
13 Helen Eisner: Did you consider the work, or the involvement, of the district directors in issues
14 related to the home to be common based on the categories that you just outlined,
15 or not common?

16
17 Former Chief of Staff: Well, I don't know how to answer that. I would say that many of the small things
18 are such small matters-

19
20 Richard Stanton: [inaudible]

21
22 Former Chief of Staff: Yeah. Let me put it this way, the House rules are clear that we're not supposed to
23 be personal assistants to the Member. If there's anything that requires more than
24 maybe just picking up a phone ... The House rules are also clear, you can on
25 occasion, use your email and phone to take care of some personal business
26 because they recognize that it's a difficult situation, to be working 12 hours a day.
27 But my direction, and my direction was very clear to the staff, that if it's more
28 than just a small, inadvertent thing then it's got to be done outside of office hours
29 and not using office equipment.

30
31 Helen Eisner: Okay. Again, I know you've described some of the situations or some of the
32 examples that you saw, but were there any examples that come to mind where it
33 wasn't just a small type of task that needed to be accomplished, it was something
34 that was requested to be performed that went above and beyond that amount of
35 time?

36
37 Former Chief of Staff: Concerns were raised to me by the staff on occasion. I would be sure to, again,
38 clamp down and reiterate that first of all, it's a judgment call, and second of all,

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1 you cannot be using office resources and office time to do things that are of a
2 personal nature for the Member. I know that the staff tries to be accommodating,
3 especially the Guam staff. They don't see her that often and they try to be
4 accommodating, and I've had to, again, reiterate that I'm hearing concerns that
5 things are a little bit off track.

6

7 Helen Eisner: Any individuals in particular who you heard concerns from?

8

9 Former Chief of Staff: Well, on occasion, some of the staff would raise their concerns to me, both in
10 D.C. and on Guam. Some of the staff that were aware of things going on would
11 raise their concerns to me and I would have to reiterate to the District Director
12 that we have to be sure we're in compliance.

13

14 Helen Eisner: Okay. And the names of any of the individuals who might have, on multiple
15 occasions, raised concerns to you?

16

17 Former Chief of Staff: It's people's job to alert me if they think that something is not right. The office
18 manager here in D.C. or other senior staff in the Guam office, they would see or
19 hear things and be concerned that we're on a track that we shouldn't be on and
20 they would alert me and I'd speak to the district director and say, "What's going
21 on in this matter?" And, "I want to be sure you understand that you cannot do
22 things during office hours and using office equipment." I try to be as careful as
23 possible on that.

24

25 Richard Stanton: [inaudible]

26

27 Former Chief of Staff: Okay. I think that, to better answer your question, Rosanne Meno is a good
28 conduit between the District Office and me, and the Member and me. She's our
29 office manager and as an office manager, you handle everything from scheduling
30 issues to the running of the office. On the Guam side, it would be the district
31 director Jon Calvo or his predecessors. On occasion, it would be other staffers on
32 the Guam side. For example, the sexual harassment issue came from other
33 staffers, not from the district director. So that would be an example of how I'm
34 alerted to something.

35

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1 Helen Eisner: Okay. And then specifically with regards to the home and any tasks that people
2 raised concerns about, with regards to the home and what they were being asked
3 to do, would that have gone through a district director or through Rosanne Meno?
4

5 Former Chief of Staff: Primarily the district director, yes.
6

7 Helen Eisner: Do you remember any specific complaints, concerns regarding the home that
8 came through Jon Calvo or through Kin Perez?
9

10 Richard Stanton: [inaudible]
11

12 Helen Eisner: I understand if you'd like to stop the recording, we can have a conversation, if
13 there's concern.
14

15 Richard Stanton: He just wanted to confer with counsel, that's all.
16

17 Helen Eisner: Okay. You can go ahead. Just want to make sure that we're not missing anything
18 for the recording here.
19

20 Former Chief of Staff: So what do you want to know, more specifically?
21

22 Helen Eisner: Specifically with regards to the home and any type of maintenance or work that
23 was being asked to be performed by staff. Are there any other specific examples
24 that you can give us where a concern was raised through you, through a conduit
25 of either Rosanne Meno or a district director?
26

27 Former Chief of Staff: Let me say that on occasion, something would come up and I would be alerted.
28 And I would have conversations with the district director or with Rosanne to pass
29 messages on. If staff see or hear things going on that they were uncomfortable
30 with ... Maybe it had to do with a maintenance issue with the house. Maybe it had
31 to do with staff being gone for a couple of hours and supposedly to go do
32 something at the house. When those kinds of concerns were raised, I would
33 reiterate, without stepping on the Member's toes because like I said, she would
34 reach out to the Guam staff and they would try to be accommodating, but I would

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1 reiterate to the staff that if you're spending more than a few minutes and you're
2 doing it during the duty hours, then that's inappropriate.

3

4 Helen Eisner: Okay. Approximately how many times did you have to have that conversation?
5 How often were these concerns raised that-

6

7 Former Chief of Staff: That's really hard to say in terms of what was often but on occasion, something
8 like that would come up.

9

10 Helen Eisner: Maybe a few times a year or less than that, more than that?

11

12 Former Chief of Staff: Well, it wasn't more than a couple of times a year.

13

14 Helen Eisner: Okay. I guess what I'm sort of struggling with a little bit here is, I'm asking for
15 specific examples, and I understand that you're talking generally about-

16

17 Former Chief of Staff: Can you stop that? Let me talk to you.

18

19 Helen Eisner: We can stop the recording for a moment.

20

21 Helen Eisner: This is Helen Eisner speaking, back on the record in review 17-1147. Joined by
22 Paul Solis and Former Chief of Staff's counsel, Richard Stanton, and we will
23 keep going with the questioning. I believe that I was asking you for specific
24 examples of names of individuals who might have raised concerns or complaints
25 with regards to tasks they were asked to perform related to the home.

26

27 Former Chief of Staff: Over the past many years it has come to my attention a number of times that staff
28 was going beyond what I would believe to be appropriate. It would be staff that
29 would raise it. A specific example would be that Rosanne would say to me, "Kin
30 Perez is doing this and Kin Perez is doing that and that doesn't seem right." Other
31 staff on Guam would tell me that the district director spent the whole week away
32 from the office. People are trying to reach him, people come in for appointments,
33 and he's not there because he's doing something at the house.

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1 There were maintenance issues with the house that would come up from time to
2 time. The Member would rely on the district director to be a go-between and
3 whether it's the district director's overly accommodating or just got a sign to do
4 something that's difficult. For example, an air conditioner repair and the direction
5 might be, "Go get three quotes. Go up there when they're installing so that
6 someone's there and they're not just having free run of the property or whatever."

7 Things like that. It would be other staffers that would tell me that things didn't
8 seem right. On a number of occasions, I've had to step in and call the district
9 director and ask him what is he doing and what's he doing with the house, and
10 don't you think that's inappropriate. Very early on when we first started, there
11 was always an issue that a staffer had been approached by the Congresswoman
12 and had actually agreed and volunteered to take care of some of the maintenance
13 issues of the house for which she would pay him. I thought that that was an
14 arrangement that didn't seem right to me, even if you paid him.

15 It seemed to me that if you're going to pay someone, well, staffer, go find a
16 maintenance person. You hire someone not in the office. She eventually game
17 around to agree that that was not the best solution. That arrangement was
18 terminated within months.

19

20 Paul Solis: Those two examples, when you would speak to the district director, asking him-

21

22 Former Chief of Staff: What's going on, yeah.

23

24 Paul Solis: What's going on or bring it to his attention that this might not be okay, whatever
25 he was assigned to do at the house or requested to do at the house from the
26 delegate, in addition this issue of paying the staffer for maintenance, even one of
27 those or both, did you bring these issues to the Delegate's attention?

28

29 Former Chief of Staff: Yes.

30

31 Paul Solis: What was her response?

32

33 Former Chief of Staff: On the issue of the staffer that was doing maintenance work and being hired to
34 do maintenance work, like in weekends or whatever, I felt that was very, very
35 inappropriate. It took some time but she came around to agreeing that we needed
36 to terminate that arrangement. Again, the staffers want to be accommodating,
37 that's the nature of the business. The staffer didn't think there was anything

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1 wrong. I told the Member that if we're going to continue in this, I'm going to
2 need to get a formal opinion from House Ethics as to whether this arrangement-
3 They give you examples of what is appropriate and inappropriate and I told her,
4 "We're going to have to run this by House Ethics." I think that was the thing that
5 finally convinced her to terminate that arrangement.

6

7 Paul Solis: When you spoke to the district director and said to him, "This might cause a
8 problem" or "There could be some issues raised here," did you tell the Delegate
9 about that, that you spoke to him about his time being spent on the house?

10

11 Former Chief of Staff If I have an issue like that I generally tell the member. I would tell the Member. I
12 would tell Rosanne. If Rosanne's the one that brought something to my attention,
13 I would say, "Well, I spoke to him last night and he's going to stop doing that" or
14 "I spoke to him last night and I told him, 'You can't just keep leaving the office
15 for hours at a time because you're taking care of something at the house. I've
16 repeated to you many times that if you're going to do that kind of stuff, it has to
17 be outside office hours.'"

18

19 I would speak to the Member if the situation called for that or I would speak to
20 the district director and if I'm sure that he's not doing that anymore, then I'd be
21 satisfied.

22

23 Paul Solis: What would her response be? If you can bring up an example or a typical
24 response?

25

26 Former Chief of Staff: On these types of matters, typically the member would resist my advice, would
27 push back. Would say, "He's just doing this. He's just taking care of this." I
28 would have to explain that it's going beyond what I believe to be inappropriate,
29 that the gray zone where you can be helpful to a Member but then you get out of
30 the gray zone where you're really, really using office time and office resources
31 and it's beyond just being occasionally helpful to the Member.

32

33 Helen Eisner: Who was the staffer who, for a period of days, was involved in work or a project
34 that they were overseeing at the house?

35

36 Former Chief of Staff: The person, the district director, that had the most trouble in trying to be
37 reasonable about these requests would be the first one, Kin Perez, and we're all

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1 new to the House rules, and the second one, James Sablan. Much less so with
2 Andrew Tenorio and the current district director is well trained. He was a staffer
3 before becoming district director. He was a junior staffer then, worked his way
4 up. Much, much less problems with the current district director. Over time, we'd
5 get more familiar with the ethics rules and how we're supposed to operate it over
6 time.

7
8 Helen Eisner: After the initial situation with the staffer who was being paid and the
9 conversation about changing that arrangement, were any of these individuals, the
10 district directors, paid in any form for the services they were providing related to
11 the home?

12
13 Former Chief of Staff: I don't believe so.

14
15 Helen Eisner: Okay. Going back to the lease itself and the arrangement to rent the property, was
16 there ever a time where the tenant, in this case the Japanese consulate, just
17 wanted to leave the arrangement or they were considering renting another
18 property?

19
20 Former Chief of Staff: I do recall that at one of the social events on Guam, I did hear the Consul General
21 joking about the fact that they were looking for a property or they owned
22 property on Guam and that the government was looking at whether or not it
23 would be better for them to build their own place.

24
25 Helen Eisner: Okay. What was the result of that? Did that ever happen?

26
27 Former Chief of Staff: No. That was many years ago.

28
29 Helen Eisner: How many years ago, approximately?

30
31 Former Chief of Staff: It was during the time of the recession, towards the end of the Bush years.

32
33 Helen Eisner: Okay. Do you know why ultimately they stayed or decided not to build their own
34 property, or use their own property?

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Former Chief of Staff: I don't know directly why, no.

Helen Eisner: Do you have generally a sense of why?

Former Chief of Staff: I would just presume they don't want to do something that upsets the Congresswoman.

Helen Eisner: Why is that?

Former Chief of Staff: She's a member of Congress. She's a very strong proponent of the US-Japan relationship.

Helen Eisner: What was the congressional office's relationship, working relationship, with the Japanese Consulate?

Former Chief of Staff: We maintain good relations with the consulates on Guam. We are much closer to, say, the Philippine consulate and the Japanese Consulate than the others that are represented on Guam. Of course, there's now a personal relationship between the Consul Generals when they come to Guam and they know that they're staying at the Congresswoman's house. It creates an instant relationship and you get a new Consul General. They would make a courtesy call on her to introduce themselves, and they would always delve into that, "Oh, the house is lovely," comments like that.

Helen Eisner: What about beyond the courtesy calls or any type of personal relationship, friendship?

Former Chief of Staff: It depends on the Consul-General, but there were one or two that have had a very strong personal relationship with her and invite her to dinner at the house or things like that.

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1 Helen Eisner: Okay. Beyond relationship building with the Consulate. What types of policy
2 issues did the Congresswoman work on, or the congressional office work on,
3 related to the Japanese Consul?
4

5 Former Chief of Staff: I would imagine that the Japanese Consul General's office would be very
6 interested in the US-Guam military buildup and the arrangement to move
7 Marines out of Okinawa to Guam and create a base on Guam and training
8 facilities on Guam for the Marines. I mean there's that big bilateral agreement
9 between the US and Japan that was under President Obama and I think it started
10 with President Bush with Secretary Rumsfeld and it continues to this day. In fact,
11 many of the obstacles that had to be overcome are now pretty much overcome
12 and the program is moving. I would imagine that the Japanese Consul General
13 would be very interested in making sure that the agreement was implemented and
14 that the Congresswoman, what her views were on those issues.

15 It's no great secret that the Congresswoman was very strongly in favor of the
16 bilateral agreement and the idea to move more military to Guam. When she took
17 office the recession was ongoing and it was one of the important ways that the
18 Guam economy could be built up.
19

20 Helen Eisner: Okay and in your experience in your time working there did you ever see the
21 office take any type of action because the Japanese Consul requested them to do
22 so?
23

24 Former Chief of Staff: Not because the Japanese Consul requested us to do so. What do you mean by
25 that?
26

27 Helen Eisner: Any requests that came, policy requests, legislation, anything that came from the
28 Japanese Consulate's office with?
29

30 Former Chief of Staff: I mean we worked on things in the House Armed Services Committee and the
31 Annual Defense Bill, but I would say we had a stronger, on things like that, we
32 had a stronger more direct connection with the Japanese Ambassador to the US
33 in terms of trying to ensure that the Japanese money that was provided for their
34 portions of the bill, that that money, the NDAA froze that money for some time
35 and then in my later years there we were working on getting that money unfrozen
36 so that projects can move forward.
37

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1 Helen Eisner: Okay, were concerns ever raised about the fact that this home was being rented
2 and there was a relationship between the Congresswoman and the Consulate and
3 her official responsibilities? Did you ever see any concerns raised?

4
5 Former Chief of Staff: Well early on I raised concerns and I thought that we should run it by Ethics, but
6 the Congresswoman did not agree that we should do that because in her mind it
7 was a preexisting thing before she became a Member of Congress and in her
8 mind you know she didn't see anything wrong with the arrangement. I would
9 have to say that early on I had many other fish to fry in terms of dealing with
10 how our office runs and trying to get the Congresswoman to see how the ethics
11 rules work.

12 She has her own view of the ethics rules and it took some time for her to come to
13 understand. An example that I would use is that she would get something and she
14 would say, "It's a personal gift." and not understanding that all gifts are under the
15 gift rules. There's no such thing as personal gifts.

16 For example a birthday gift and she would say, "Well that's personal. That has
17 nothing to do with the office." and not getting the connection that you know
18 everything is reportable and is covered.

19
20 Helen Eisner: But with regards to the home itself, I mean you said you initially had concerns.
21 You had other fish to fry. Did those concerns remain for you after early on about
22 the relationship with the Japanese Consul?

23
24 Former Chief of Staff: I did my job and I raised my concerns and I moved on.

25
26 Helen Eisner: So did you still have the concerns?

27
28 Richard Stanton: Asked and answered.

29
30 Helen Eisner: You raised the concerns and you moved on. Is that what you're saying?

31
32 Former Chief of Staff: Yes, that's right.

33

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1 Helen Eisner: Okay, and was there ever a time after that when you had new concerns? Any
2 issues that came up that you were working on in the congressional office that
3 reignited those concerns?

4

5 Former Chief of Staff: No, not as a relation to the house.

6

7 Helen Eisner: Okay, all right. I want to move on to a slightly different area and we talked a
8 little bit about you traveling to Guam sometimes four times a year, eight times a
9 year, sometimes with the Congresswoman, usually before her arrival.

10 Former Chief of Staff: So going back to the previous question, I just want to ... I mean I raised my
11 concerns. I raised it with the Member. She says, "No let's not do that." I said,
12 "We should probably check with Ethics on whether this arrangement is okay."
13 "No I don't want you to do that." So I did. I spoke my piece and I'm moving on
14 and I'm not going to continue to bring it up with her every other week because
15 I'm very clear that she doesn't want me to do that. I don't believe, and again
16 speaking as the former Chief of Staff, I don't believe that anything we did was
17 because of the house rental.

18

19 Helen Eisner: Okay.

20

21 Former Chief of Staff: But I do believe that it creates a personal relationship instantly when the Consul
22 General gets to Guam. I think that the Japanese government probably saw value
23 in that. So you know it peaked my interest when I heard at a social event that he
24 was joking about they're looking at building another, using the property they
25 were going to acquire or that they acquired somehow, and you know the joking
26 banter back and forth. Oh you wouldn't want to do that, and oh we wouldn't want
27 to upset you kind of banter. I picked up on that, but I think that from my
28 perspective we didn't do anything that was because of the house rental
29 arrangement. The Congresswoman truly believed in the Guam military buildup.

30

31 Helen Eisner: During the trips to Guam, where did the Congresswoman stay?

32

33 Former Chief of Staff: Generally stayed at the Outrigger if it's our trip. Sometimes there were CODELs.
34 Generally the CODELs I would say easily 90, 95% of them stayed at the
35 Outrigger. On occasion there would be a CODEL that would stay at a different
36 hotel and we would, if she's traveling with them, generally made sure she stayed
37 with them.

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1

2 Paul Solis: But on non-CODEL trips-

3

4 Former Chief of Staff: District office work there, she would stay at the Outrigger.

5

6 Paul Solis: 100% of the time?

7

8 Former Chief of Staff: Yes.

9

10 Helen Eisner: When did that start?

11

12 Former Chief of Staff: It started early on, from 2003.

13

14 Helen Eisner: When, just for the record, when you say the Outrigger, you mean the Outrigger
15 Guam Resort?

16

17 Former Chief of Staff: Yes. I mean if the official's name is Outrigger Guam Resort, it's fine.

18

19 Helen Eisner: Why did she stay there most of the time when she was in Guam?

20

21 Former Chief of Staff: Because the Ysrael family is related to her. Her sister is married to Alfred Ysrael
22 who is the patriarch of the Ysrael family and their business interests that own
23 Outrigger. They own it and it's managed by Outrigger Hotels out of Hawaii.

24

25 Helen Eisner: And, go ahead.

26

27 Former Chief of Staff: So it's a marketing management thing.

28

29 Helen Eisner: And what about the fact that her family had this ownership interest meant she
30 would stay there? Why was that an important part of staying at the Outrigger?

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Former Chief of Staff: Because the family had an arrangement where they had four suites on the top floor that were family suites and I think that their arrangement with the Outrigger was that the Outrigger could rent them out if nobody is using them. At one point one of the Ysraels, Donna Ysrael was the live-in general manager at the Outrigger. That was way back in 2003, 2004, sometime period like that going forward. It was through Donna as the live-in general manager that the arrangement was made where the Congresswoman could stay at the Outrigger in one of the family suites when she's on Guam.

Helen Eisner: Did she always stay in the family suites or were there times when those weren't available? How did that work? Was it always those suites?

Former Chief of Staff: She generally stayed in those suites. On occasion there'd be somebody in the suite she preferred or there's . . . we did a quick trip and without advance notice. We're there in two days and the family suites are taken up, but they would comp her a room that's comparable to the family suites.

Paul Solis: In the general hotel area?

Former Chief of Staff: Yes.

Paul Solis: In a general hotel room?

Former Chief of Staff: Yes. All the rooms on the 21st floor, there are suites, and then there are rooms that are better than the normal room in the 20th and 21st floors. They would do that. Or on the beach side of the hotel all the rooms on the end were better than the normal rooms so at the very worst she got a beach side room.

Paul Solis: When you say "comp" her, when the suites weren't available, that she would stay at a general hotel room-

Former Chief of Staff: Right, as if it were a family room.

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1 Paul Solis: So she would stay there free of charge?

2

3 Former Chief of Staff: Yes.

4

5 Helen Eisner: And what was the process for that arrangement, for booking the room, for telling
6 them in advance that she was going to arrive? How did that work?

7

8 Former Chief of Staff: Both for the member and staff, full travel arrangements are handled by the office
9 manager, Rosanne Meno, because it's easier that way. So even for staff traveling,
10 even if it's not related to a CODEL, or the member's not going, Rosanne would
11 handle the travel arrangements, unless they preferred to handle it themselves.

12 But arranging for us to stay at the Outrigger, it was very convenient for us. The
13 Outrigger's well-placed in terms of location, very accommodating in terms of
14 making sure we have a reserved parking spot, things like that. Very
15 accommodating if we needed meeting rooms on the site, or we were going to do
16 events on the site. The Outrigger was easy to work with.

17

18 Helen Eisner: And who would you work with at the Outrigger, as far as making those
19 arrangements?

20

21 Former Chief of Staff: Well, after Donna Baker left us, the live-in General Manager, the Outrigger was
22 managed by a woman named Charlene Goo, and most of our dealings were
23 through Charlene Goo or, if she's not on island, through one of her assistants.
24 And up to the time I left, for example, we have a CODEL coming through and
25 we need 16 rooms, it'll be worked through Charlene Goo because then she can
26 give the folks at the Outrigger the direction. Charlene is no longer in Guam. She's
27 in Hawaii now.

28

29 Helen Eisner: So if for example a CODEL was coming through, and you talked about rooms
30 being comped, would it just be comped for the Congresswoman, or was it
31 comped for anyone else?

32

33 Former Chief of Staff: No. CODEL's pay, and then she's part of the CODEL. They pay for her. So they
34 were very careful about that because CODEL's mostly our Armed Services
35 Committee, and on occasion, Resources Committee, or another Committee, but
36 primarily they were Armed Services Committee. And the professional staff was

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1 very good about making arrangements, and then making sure the bills were paid
2 properly.

3

4 Helen Eisner: Okay. What about, you mentioned the parking space, other amenities? Was the
5 parking space something that had to be paid for?

6

7 Former Chief of Staff: No. In Guam, unlike Hawaii and many other hotels, they don't charge for parking
8 in Guam.

9

10 Helen Eisner: Okay.

11

12 Former Chief of Staff: It was simply a matter of making sure we had a spot because they get crowded.

13

14 Helen Eisner: What about other transportation-related services, like using the airport van? How
15 did that work?

16 Former Chief of Staff: Well for CODELs we would work with, normally it's the Navy, it's the
17 sponsoring military agency. They would take care of the CODEL's needs with
18 regard to a van to take us to the bases and to our meetings. Of course, if we have
19 staff on Guam, the staff have rental cars. And the staff is accommodating if a
20 Member needs to do something, make a side visit, or whatever.

21 If the Member's there just on a district work period, the staff took care of it. If the
22 Member's there as part of a CODEL, the CODEL took care of it.

23

24 Helen Eisner: Okay. And in the circumstances where it was not the CODEL, was it always staff
25 that picked up the Congresswoman at the airport?

26

27 Former Chief of Staff: Yes.

28

29 Helen Eisner: Okay. So there's never any use of hotel pick-up service, or anything like that?

30

31 Former Chief of Staff: It would be very rare, and almost never for the member. I mean, we always have
32 district staff in Guam, or ourselves. The traveling staff would make sure that that
33 arrangement was covered.

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Helen Eisner: Okay. What about other amenities of the hotel? What other services did the Congresswoman access while she was staying at the Outrigger?

Former Chief of Staff: You know, all the guests on the 20th and 21st floors are offered the complimentary use of their hospitality suite, called the Voyager. The hospitality suite was offered to all the guests on the 20th and 21st floors, kind of like, as you've seen in many hotels, there's for the business travelers, where there's free breakfast, and then complimentary hors d'oeuvres in the evening, that kind of stuff.

Helen Eisner: Okay. And was that a restaurant format, or a buffet when-

Former Chief of Staff: No. It wasn't a restaurant, but it had a small buffet. For example, at breakfast they had eggs. They had pastries.

Helen Eisner: And were there private meeting rooms in that space, or was it all one large area?

Former Chief of Staff: It's a large area. If we needed to do a staff meeting, we would just pull a couple of tables together at the corner.

Helen Eisner: Good. How often would you have staff meetings at Voyager?

Former Chief of Staff: That's common. Everyday.

Helen Eisner: Would the staff also utilize the breakfast, or the other amenities that were being offered at Voyager?

Former Chief of Staff: Sure. The staff, or other people that we're meeting with, if they come up for a breakfast meeting, then it was okay that they would have the buffet breakfast, and get some coffee and juice, and join us.

Helen Eisner: Were those staffers who were also staying at the hotel?

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1 Former Chief of Staff: Yes.

2

3 Helen Eisner: Okay. Was there ever district staffers who would come to those meetings?

4

5 Former Chief of Staff: Yes.

6

7 Helen Eisner: Okay.

8

9 Paul Solis: Helen might have asked this already, but I just wanted to, just to clarify. When
10 congressional staff would come to stay from D.C., how was that paid for, at the
11 Outrigger?

12

13 Former Chief of Staff: With our MRA. We have the travel cards.

14

15 Paul Solis: Okay. You mentioned that a common occurrence would be congressional related
16 meetings at the Voyager Club, right?

17 Former Chief of Staff: Yes.

18

19 Paul Solis: Okay. Would then the Delegate also use the congressional, sorry, the district
20 office space to also conduct meetings, or was-

21

22 Former Chief of Staff: Yes.

23

24 Paul Solis: So it would be both places while she was staying there.

25

26 Former Chief of Staff: Right. Generally, we'd start the day with a breakfast meeting.

27

28 Paul Solis: At the Voyager?

29

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1 Former Chief of Staff: The staff that's traveling with her, and the district director, or the press secretary
2 might come up to the Voyager and join us to look out at the day's plan.

3

4 Paul Solis: And then later on-

5

6 Former Chief of Staff: Yeah, then we'd go down to the office and be at the office for office hours the
7 whole day, or go to events in Guam.

8

9 Paul Solis: Okay.

10

11 Richard Stanton: For a second. [inaudible].

12

13 Former Chief of Staff: And sometimes we would do meetings with constituents at the Voyager. And if
14 they'd come up, they wanted to talk about veteran's issues, women's issues,
15 whatever, and one of the ... You know how tight time is, one of the available time
16 periods is 7 to 8, before we start the day. And that's kind of like ... It's also nice
17 that constituents come up and have breakfast with the Member.

18

19 Helen Eisner: So the constituents would also access the breakfast?

20

21 Former Chief of Staff: Yes. Yes.

22

23 Helen Eisner: And was this also true for evening? You said hors d'oeuvres-

24

25 Former Chief of Staff: We generally were not there in the evenings because we generally had evening
26 schedules. But staff that's there, if they're not staff here in the evening, yes, they
27 would go to the Voyager hospitality room.

28

29 Helen Eisner: Was it standard for the congressional staff who were staying at the hotel to have
30 access to that Voyager lounge? Was that a part of their room?

31

32 Former Chief of Staff: Yes.

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2 Helen Eisner: Okay. And was that an extra payment that had to be made for access to the
3 Voyager lounge? How did that work?

4

5 Former Chief of Staff: No, there was not an extra payment. But you know, when staff traveled from D.C.
6 and you check into the hotel, their hospitality was good. You get a card.
7 Sometimes you get fruit basket. Sometimes you get some treats, and a letter from
8 the General Manager. It's a form letter, but a letter from the General Manager,
9 inviting you to take advantage of the Voyager and their hospitality services,
10 welcoming you to Guam, that kind of thing.

11

12 Paul Solis: Did congressional staff always stay on the 21st or 20th floor?

13

14 Former Chief of Staff: No. We prefer to not be on the same floor as the Member, I especially.

15

16 Paul Solis: When there was breakfast official related meetings going on, or any other time
17 during the day, would the Voyager Club ever be cleared from other hotel guests,
18 so that the member could have use of the Voyager Club exclusively?

19

20 Former Chief of Staff: On occasion. Now if we're dealing with a CODEL ... For example, if a CODEL
21 is going to meet at 5:30 to board the bus to go to an evening function, we'd meet
22 in the Voyager, but we wouldn't clear out the Voyager, if it's other guests, even
23 though the CODEL's a fairly large group of people.

24 But when they come back from say their dinner with the Governor, sometimes
25 we would arrange, and we would pay for, that the hospitality room would be
26 made available to the CODEL when they came back at 9:30, because CODELs
27 don't like to go wandering around Guam. So when they come back from a dinner,
28 they like that we had a hospitality room that had a great view, and had beverages,
29 and little desserts. So we would take care of that, and we would generally take
30 care of that out of our campaign expense account, because it's appropriate that we
31 can use our campaign expense for hospitality.

32

33 Helen Eisner: Okay. And ... Oh, go ahead.

34

35 Paul Solis: And by campaign, you mean the Delegate's campaign account?

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Former Chief of Staff: Yes, her campaign.

Helen Eisner: What about any circumstances where the area was cleared out that were not related to a CODEL? Did that occur?

Former Chief of Staff: Yes, on occasion. Yes. We would ask to use the Voyager for an event.

Helen Eisner: And in those circumstances, how was that paid for?

Former Chief of Staff: We paid for it. Again, it's appropriate to use your MRA for that type of thing, but we generally did not because we preferred to use the campaign for hospitality costs.

Early on, you know how you sought advice from House Committee Administration and House Ethics Committee, in terms of, "Can we use the MRA for hospitality?" "Well absolutely. You can buy dinners. You just can't buy alcohol."

With the campaign funds, you can also buy alcohol, so that was one less obstacle. But we came to realize that if we continually used our MRA for hospitality, it drove up our food and beverage items in our reporting, and it made us look like we were always spending all our money, a lot of money on food and beverage. Food and beverage is part of the cost of traveling, when the staff travels, or the Member travels to Guam. But by using it for constituents, as is allowed, it seemed that the staff were taking \$500 dinners, and they weren't.

So it became our practice, after initially becoming a member of Congress, and we were using the MRA, it became our practice later to use the campaign instead of the MRA.

Helen Eisner: Okay. Besides the areas you've already described to us, related to lodging and Voyager, what other amenities did the Congresswoman have access to that she was not charged for?

Former Chief of Staff: That would be it. I mean, she paid incidental charges for things like room service. And we all did. Dry cleaning, we got charged an incidental charge.

Paul Solis: And that would come from her personally, or from the MRA.

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Former Chief of Staff: It was allowed to use the MRA for incidentals, or for food for her. You just couldn't use the MRA to pay for the room.

Helen Eisner: Okay. And the rooms themselves, the family units, you've been to those units?

Former Chief of Staff: Yes.

Helen Eisner: Did they receive some standard hotel cleaning services on a day-to-day basis? Is that something they had?

Former Chief of Staff: Yes.

Helen Eisner: Okay. Could room service be delivered to those rooms?

Former Chief of Staff: Yes.

Helen Eisner: You mentioned Charlene Goo. What was the relationship that the Congresswoman had with Ms. Goo.

Former Chief of Staff: Well it was a professional relationship. And Charlene's a very personable person, and she's very friendly. We all knew her on a personal level. She would always check in on us when she knows we're in the hotel. She would drop by and see us at breakfast.

Helen Eisner: Okay. What about the later manager Mr. Solberg, Steve Solberg? What relationship did the Delegate have with him?

Former Chief of Staff: He's the current General Manager, I believe. He took over as General Manager, and Charlene was transferred to Hawaii. And then there was probably one other General Manager in between Charlene and Mr. Solberg.

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1 Paul Solis: What's the timelines on that, to the best of your recollection?

2

3 Former Chief of Staff: Well it's hard to say, but I would say that sometime around, maybe, '13 or '14,
4 Charlene got transferred out.

5

6 Richard Stanton: [inaudible].

7

8 Former Chief of Staff: Oh. Charlene, sometime around '13 or '14, Charlene was promoted in the
9 Outrigger corporate system, and she was Vice President. So she went back to
10 their corporate headquarters in Hawaii.

11 But she continued to be our conduit for the requests that we would have when the
12 Member would go to Guam. We would continue to deal with Charlene because it
13 was easier. You know, especially with the interim General Manager or the new
14 General Manager, it was easier that Charlene would let them know that, "Here's
15 the request for 13 rooms, and it's okay even if you have to move other guests
16 around." So we continued to use Charlene.

17

18 Paul Solis: Was Charlene the General Manager from 2003, all the way up until she was
19 transferred to Hawaii?

20

21 Former Chief of Staff: No. It was Donna Baker initially in 2003. And then Donna Baker was there for, I
22 guess, two years, three years. There was an overlap. Charlene worked under
23 Donna, and then later on Charlene became the General Manager.

24

25 Helen Eisner: And what ... go ahead.

26

27 Paul Solis: When did Mr. Solberg take over as General Manager?

28

29 Former Chief of Staff: I'd have to say it was sometime around '14. After Charlene left, there was a
30 period where there was an interim manager, and then Solberg was brought in. I
31 would have to say it was early '14 that Solberg came.

32

33 Helen Eisner: You mentioned Donna Baker, and you also, I think, mentioned Donna Ysrael.
34 Are they the same person, or are they different?

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Former Chief of Staff: It's Donna Ysrael Baker, is the Congresswoman's niece.

Helen Eisner: Okay.

Former Chief of Staff: Diana Ysrael was the Congresswoman's sister.

Helen Eisner: Okay. And these individuals, Donna Baker, Diana Ysrael, what was their knowledge of the fact that the Congresswoman was routinely staying at the Outrigger? What was their knowledge of her staying at the hotel?

Former Chief of Staff: Oh, they knew. I mean, management would tell them. They would give them a heads-up that-

Helen Eisner: Actually, if you'd like to go off the record, we can. But I'd like him to answer the question. We can stop the record and you could –

Richard Stanton: Yeah, we could, for a second.

Helen Eisner: Okay. We're going to stop to confer with counsel.

Helen Eisner: This is Helen Eisner back on the record with Former Chief of Staff in 17-1147. I think Former Chief of Staff, you had a clarification there?

Former Chief of Staff: Yeah, let me clarify to your previous question about whether they knew that the Congresswoman was staying in the hotel.

The arrangement initially was made by Donna Baker, the Congresswoman's niece and she was the live-in general manager and the arrangement continued with Charlene Goo and subsequent managers and the managers would know. So your question about ... I misunderstood your question when you said they I thought you meant the general managers and Donna Baker.

When Donna was not general managing anymore we would see her at the Outrigger every now and then, Donna Baker, and sometimes it's a surprise. She

1 would say "I didn't know you were in town", or sometimes she would say "Oh, I
2 heard you were in town" and she would drop by the Voyager to see us. Or we
3 would see her husband, Jude Baker then all the time, but the Congresswoman of
4 course would see her family whenever she was in Guam, or we would see Al
5 Ysrael all the time when Al was in Guam and we would see ... you know because
6 Al hung out at the hotel all the time and Diana Ysrael. But the point is that it
7 became clear to me later that Diana Ysrael, the sister of the Congresswoman, was
8 not aware that the arrangement was that the Congresswoman was staying in the
9 hotel without paying for the hotel.

10

11 Helen Eisner: And how did that become clear to you?

12

13 Former Chief of Staff: It became clear to me in 2014 towards the ... somewhere around July, August
14 time frame because we were ... the office manager was arranging for myself and
15 the Congresswoman to go to Guam and she did her normal thing of sending
16 communication, I don't if it was email or by phone to Charlene Goo and Charlene
17 Goo subsequently called her and told her that we couldn't do the arrangement
18 anymore so Rosanne told that to me and what Rosanne told me was that Charlene
19 told her that we couldn't do the arrangement anymore because Al Ysrael found
20 out about the arrangement through his wife and on a previous trip, on the most
21 previous trip to ... that August phone call, the Congresswoman had had lunch or
22 dinner with her sister and that's how her sister found out somehow that when the
23 Congresswoman had been staying on Guam she wasn't paying.

24 So Rosanne related to me that the Congresswoman's room could not be comped
25 anymore and so we had to deal with that and that's how the pieces came together
26 in my mind that Diana Ysrael did not know that we were staying, that she was
27 staying, that the Congresswoman was staying in the Outrigger without paying.

28

29 Paul Solis: And this is in one of the four family suite rooms?

30 Former Chief of Staff: That's right.

31

32 Helen Eisner: That's a ... I'm just having a little trouble understanding. I mean if they were sort
33 of family units, because that's how I think you've been describing them, how did
34 the family not have knowledge of who was staying in the family units?

35

36 Former Chief of Staff: I think the distinction is that because we see Al and Diana all the time when we're
37 in the Outrigger, when they're on Guam, because they travel a lot, but we see
38 them all the time. Because Al likes to eat at the Voyager, because it's free. They

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1 know that we're up there for breakfast when we're on Guam, and it's not that they
2 go looking for us, but sometimes they're up there for breakfast and they see us.

3 So how do they not know ... they know she's staying in the suite? I think the
4 distinction was they didn't know she's not paying. They must have assumed like
5 the rest of the staff in the CODELs that we're putting her room charge on her own
6 credit card or our travel credit card. That to me, is the explanation in my mind
7 that fits the situation, is that Diana and Al, even though Donna, even though
8 Donna had made the arrangement she had never informed her father.

9

10 Helen Eisner: Okay. And then, so what happened after this July, August 2014 period when you
11 were informed, and you spoke with Rosanne, who also informed you that you
12 would have to start paying for the Outrigger? What happened from that point
13 forward?

14

15 Former Chief of Staff: My priority in August 2014 was to get through the election and once we got past
16 the election, when we made our subsequent trips to Guam in 2014, we had to say
17 for the Congresswoman that the arrangement does not stand anymore. In fact, in
18 one of the subsequent trips, and I cannot be sure of the date, but in one of the
19 subsequent trips, in 2014 I believe it was the August trip, the Congresswoman
20 met with Donna Baker to try to sort this out and Donna had informed her that
21 there really isn't anything she can do because Mr. Ysrael is very difficult to deal
22 with and you know, he notoriously had bad relationships with his children and so
23 they're not in a position to carry this water to try to reinstate that arrangement and
24 I was aware of that because I was in on that meeting. It was a lunch meeting with
25 Donna Baker.

26 So, subsequent to that with Mr. Solberg as the general manager, the
27 Congresswoman had one morning announced to us that she solved it. That she
28 took care of it. She talked to Mr. Solberg and she will not have to pay for her
29 rooms anymore.

30

31 Paul Solis: In that lunch meeting with Donna Baker, was it ... who attended that meeting?

32 Former Chief of Staff: The Congresswoman, myself and Donna Baker.

33

34 Helen Eisner: And where was that?

35

36 Former Chief of Staff: I believe it was at the Outrigger, and their restaurant.

37

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1 Paul Solis: Not the Voyager?

2

3 Former Chief of Staff: No, it was at the restaurant.

4

5 Helen Eisner: So she said that she'd solved it. Can you go into a little more detail about that?

6

7 Former Chief of Staff: She announced to me and to other staffers that she solved it, that she talked to
8 Steve Solberg and that he agreed that she should be, that she can have a comp
9 room.

10

11 Paul Solis: And other staffers heard this as well?

12

13 Former Chief of Staff: Yeah.

14

15 Paul Solis: Who else would have heard it?

16

17 Former Chief of Staff: I believe that the District Director heard it. I believe that Rosanne Meno heard it.
18 I believe that Press Secretary may have heard it. I believe that another Legislative
19 Assistant, Adam Carbullido may have heard it. I believe that our Legislative
20 Director, Matt Herrmann may have heard it too.

21

22 Paul Solis: And when she announced it, was it in the district office?

23

24 Former Chief of Staff: No, she came to us, it was a breakfast meeting and she came to us and she
25 announced that she had taken care of it. She had solved it. She had met with
26 Steve Solberg.

27 Paul Solis: So the staff was generally aware that there had been a stoppage of the policy?

28

29 Former Chief of Staff: Yes, they were aware there was an issue. The senior staff were aware.

30

31 Richard Stanton: Confer. Where? District or DC was that meeting?

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Former Chief of Staff: Oh, that was in Guam.

Helen Eisner: In Guam, and during that interim period, July, August 2014 until she announced that she solved it, did the Congresswoman continue to stay at the Outrigger or did she stay elsewhere?

Former Chief of Staff: She stayed at the Outrigger.

Helen Eisner: And did she, was she charged for staying there at that period of time? How did it work?

Former Chief of Staff: The room was paid for.

Helen Eisner: Who was it paid for by?

Former Chief of Staff: I took care of the arrangement.

Helen Eisner: So it was paid under the MRA?

Richard Stanton: Confer.

Paul Solis: Let's stop the recording.

Helen Eisner: Yeah, let's stop the recording.

Okay this is Helen Eisner again, back on the record with Former Chief of Staff. We were asking you about a period of time between July, August 2014 and when the Congresswoman said that it was taken care of and whether she had stayed at the Outrigger. You had said yes and we were asking how that was paid for, her lodging. What the source of payment was for that lodging.

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1 Former Chief of Staff: Okay the initial problem we had was that it was August 2014 and we were in the
2 midst of the campaign. I believe at the time we had not only a primary challenger
3 but a general election challenger and so I didn't want us to do anything that
4 would flag that we had an issue here. Especially, I didn't want us to do anything
5 that would cause the Ysrael family to become upset. So I had asked the
6 Congresswoman whether she was willing to pay for the room herself and she was
7 not willing to do that. She told me to figure it out, take care of it. So I did. I did
8 what I felt was proper and appropriate.

9 I do this often when I'm on Guam with other staffers who travel and we had more
10 than one staffer coming from DC at that period. Sometimes we do Town Hall
11 meetings and we need people that are experts in veterans affairs, sometimes we
12 do other kinds of things. Not everyone has a travel card and I have a travel card.
13 So the way I took care of it is I put the expense, and I cannot recollect right now
14 with specificity whether it was the travel card or whether I broke up ... Because I
15 normally do, I break up some expenses into our campaign card. But I took care of
16 it using one of those mechanisms, in my belief that that was valid and proper use
17 of either of those cards. Again, without looking at the billing, I cannot even tell
18 you with specificity. Because when I'm gone for a long period, for me, more than
19 three, four or five days is a long period, I do have double expenses. When I clear
20 out of the hotel, I do tell them to break them up, because I'm going to pay for this
21 with this card and pay for this with that card.

22

23 Helen Eisner: Okay. Approximately how many nights at the hotel would have been a part of
24 that stay?

25

26 Former Chief of Staff: It's hard to say, because I think in August she went back and forth but I stayed.
27 So it's hard to say. I personally think that in that particular trip in August she
28 went back and forth, and I had stayed for longer periods. Again, without access
29 to the office records, I cannot give you a specific answer to that.

30

31 Helen Eisner: So this was August 2014?

32

33 Former Chief of Staff: That's right.

34

35 Helen Eisner: Would it have been a week, or a night? What's it for the Congresswoman?

36

37 Former Chief of Staff: For her, it would probably add up to between eight and 10 days.

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Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

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Helen Eisner: Okay. You had a campaign credit card?

Former Chief of Staff: Yes, I did.

Helen Eisner: And you also had a credit card that would have been paid for with official resources?

Former Chief of Staff: Right. I want to be clear, because this is an FEC technicality, okay, and we learned this many, many years ago. I had a campaign debit card, not a credit card.

Helen Eisner: Okay.

Former Chief of Staff: The FEC interpretation is that a debit card is just like a check.

Helen Eisner: Is it possible that the expense for that period of time that the Congresswoman was staying was split between the two cards, or would it have been one or the other, the campaign debit-

Former Chief of Staff: It was one or the other, because that would be the way I handle check-out. The way I handled check-out was I would tell them that this should not be in my room, split it off. Sometimes, and again, without looking at the billings, the credit card billings, from the MRA and the credit card billings, the debit card billings from the campaign, I cannot be specific, but I would tell you that the way I handled I believe then was proper and a legitimate way to handle the expense. I would break up my expenses between what should be paid for by the MRA and what should be paid for by the campaign, and use the two cards to pay for them.

Helen Eisner: Okay.

Paul Solis: After that trip, she announced to the staff that she'd solved the issue.

Former Chief of Staff: That's right.

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Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

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Paul Solis: And the previous arrangement of free-of-charge to the family suites continued?

Former Chief of Staff: That's right.

Helen Eisner: Just a little bit more on that "solve the issue." I don't think we really went into that. What did it mean to solve the issue? How did she solve it?

Former Chief of Staff: She had a personal meeting with Mr. Solberg, one-on-one, without the involvement of any staff or myself. But I would say that prior to that meeting, she had raised in our meeting at the Voyager, more than once, but specifically once in front of everybody, she turned to one of the staffers and said, I believe she said to a district director, to go add up how much business we bring to the Outrigger, and shouldn't we be getting a free room for all that business? I said "Time out, stop." I said "Former Chief of Staff, you're not doing that. You're not going to do that. Congresswoman, it would be improper for you to ask the Voyager to give you a free room based on the business you give them." In my mind, it didn't sound right to me. In my mind, that would be personally benefiting from your official duties, that your staff is there. Your traveling staff is there. The CODEL was there. You told the CODEL they should stay there. The CODEL gets accommodated. I say "That's all good. That's all legitimate. It's when you want to personally benefit from that." And I had warned her not to do that. So we never provided that information to her. She said "Well, it must be \$200-300,000 a year." I said "Well, whatever it is, it doesn't matter, because it's not the basis for you to get a free room."

Paul Solis: How did you become aware of that one-on-one conversation that she had with Mr. Solberg?

Former Chief of Staff: Because she told us afterwards.

Paul Solis: Okay.

Helen Eisner: What was his response?

Former Chief of Staff: I never saw. I mean, I saw him. I wasn't privy to that conversation.

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1 Helen Eisner: Okay.

2

3 Former Chief of Staff: I just knew that, after that point in time, when Rosanne needed to make a room
4 arrangement, she would tell Mr. Solberg.

5

6 Helen Eisner: Then you had a meeting earlier with Donna Baker, and she had told you that
7 there was nothing that she could really do?

8

9 Former Chief of Staff: There's nothing that Donna Baker could do in terms of intervening with the
10 family. She did not have that kind of relationship where she could go back to Mr.
11 Ysrael and Mrs. Ysrael and try to get them to go back to the first arrangement.

12

13 Helen Eisner: Donna Baker or the Ysraels, did they become aware of the new arrangement with
14 Mr. Solberg?

15

16 Former Chief of Staff: I don't know. I really don't know. But, again, I would presume that the two that
17 had had a problem with arrangement, that would be Al and Diana Ysrael, I would
18 presume that they think we're paying.

19

20 Paul Solis: From the time that the discussion with Mr. Solberg occurred to your departure
21 from the office, the termination of your employment with the House, was that
22 arrangement continuous?

23

24 Former Chief of Staff: Yes.

25

26 Helen Eisner: Moving on to one of our final topics here, what role did the Congresswoman play
27 in the Miss Guam World Pageant?

28

29 Former Chief of Staff: She's the franchise holder for Guam for the Miss World Pageant.

30

31 Helen Eisner: Okay.

32

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1 Paul Solis: How many years?

2

3 Former Chief of Staff: Wow. She's had that a long time, even while Ricky Bordallo was governor. I
4 believe she had the pageant franchise since the '80s.

5

6 Paul Solis: To your knowledge, does she still have it today or up until the termination?

7

8 Former Chief of Staff: Yes, and for a time, it was dormant. When she became Congresswoman, I
9 believe it was dormant.

10

11 Paul Solis: When did it pick back again?

12

13 Former Chief of Staff: Sometime into the term. Sometime maybe three, four years into the term, where
14 other people approached her to want to run the pageant on her behalf.

15

16 Paul Solis: Okay.

17

18 Helen Eisner: Did the Congresswoman make any profit or have any income from the pageant?

19

20 Former Chief of Staff: I think that thing is a non-profit organization. I believe they take their proceeds
21 from the pageant and the money they earn from the pageant, and they give it out
22 for charity.

23

24 Helen Eisner: During your time in the office and working with the district office, what
25 congressional staff were involved in performing any services or work for the
26 pageant?

27

28 Former Chief of Staff: There's a couple of staff that had been involved with the pageant. One was a
29 staffer that sort of put it all together and organized meetings, and another had
30 some involvement in it, sort of like the pageant director.

31

32 Helen Eisner: Okay. What was the name of those individuals, and what were their positions?

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Former Chief of Staff: Most recently, one was Kay Lea Custodio, and she's a constituent service rep. The other one was former Chief of Staff Junior Calvo, and he's a district director.

Helen Eisner: Okay. How much time did they spend working on the pageant?

Former Chief of Staff: I guess, during the pageant week, probably a lot of time, and then the rest of the year, probably minimal time. Again, I would emphasize that I had instructed them to be careful, to do these things outside of office hours and without using office resources.

Paul Solis: When is the pageant?

Former Chief of Staff: I don't know. I mean, every year it shifts, but sometime in the September time frame.

Paul Solis: Okay. It's a week long?

Former Chief of Staff: There are things, there are events, and then the pageant is one night. But, I mean, there's lunch at the Governor's house, visits to VIPs on Guam, public promotion events.

Paul Solis: When you say they worked on it a lot, the two staff individuals, during the pageant week, could you estimate what knowledge you have of how many hours per day during that week they were working on it?

Former Chief of Staff: It's hard to say. Like I said earlier in our interview, other staff would raise it with me that it's a concern, or they would raise it themselves that they're concerned that they're being asked to do things that they're not comfortable or that it's taking up their time.

Paul Solis: So, Miss Custodio and Mr. Calvo, you recall specific instances where they would raise the issue about spending too much time working on the pageant?

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1

2 Former Chief of Staff: Yes, and others, others in the office and others in the DC office that were aware
3 of what's going on would say that this looks like; this looks improper and I would
4 have to talk to all of them and remind them that if they felt that they're being
5 asked to do things that's beyond appropriate, that they have to tell me and I'll talk
6 to the member, but they need to say no to the member.

7

8 Paul Solis: Did the direction to work on the pageant come directly from Delegate Bordallo
9 or did it go through you?

10

11 Former Chief of Staff: It came directly from her.

12

13 Paul Solis: Did Delegate Bordallo ever ask you to ask them to work on the pageant?

14

15 Former Chief of Staff: No, but when I raised concerns, she would push back. She would say, you know
16 I'm not telling them. Her first response would be well, this is non-profit. And it's
17 for a good cause and I would explain that doesn't mean you can use your staff in
18 that way and she said well, that's up to them to comply.

19

20 Helen Eisner: In what form would her request for these individuals to perform work on behalf
21 of the pageant come? Was it through email, through in person communications,
22 how would she ask them to perform work?

23

24 Former Chief of Staff: She generally, she doesn't use email, she generally communicates to the staff by
25 phone. So, she would talk to former Chief of Staff Calvo directly by phone or she
26 would talk to Kay Lea Custodio by phone. Or she would ask Rosanne to relay a
27 message and something.

28

29 Paul Solis: They get paid to work on the pageant?

30

31 Former Chief of Staff: No.

32

33 Helen Eisner: So, kind of final category here. We want to ask you about ... I know you had said
34 you left the office officially in, I think April 2015.

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Former Chief of Staff: April 2016.

Helen Eisner: April 2, 2016. And what were the circumstances in which you left the office?

Former Chief of Staff: I had a legal issue that I had to deal with. And when it first occurred I had spoken to the Congresswoman a couple days after the incident came up and we talked about it and she said that I will continue and I assured her that this would all be resolved. I was very confident and my attorney was very confident that this would be resolved favorably in my favor. There's no there, there.

Subsequently, this was in 2015. Subsequently, the media around August, September of 2015 had got wind of this and there was a media story that we had to deal with. As a result of the media story, myself and Matt Herrmann and the Congresswoman met and so her decision was that I would be on administrative leave. Now, you know I work in a political office, I'm the Chief Of Staff, so I understood how things work you. You work at the pleasure of the Member. Serve at the pleasure of the Member.

So, I had told her that if you need to, I'm willing to resign and I'll leave my letter of resignation in my drawer. So, she did ask me to resign a few days later. She says I am accepting your resignation.

In doing that, in setting the separation date, which you know you would have an accommodation for usually in setting the separation date, a couple months down the road, in the interim I learned that was a problem with my retirement, that I did not have my military service credited to my FERS account yet and that it's not something I could do after the fact. It would have to be while I was still employed. And you can't retire twice. So, you can't retire then subsequently, get hired by another federal agency and buy in your military time and then retire again. It doesn't work like that. You only retire once.

So, I brought that matter to the attention of the office through Matt Herrmann that it's going to take me ... in talking to the House retirement, Human Resources people, they said well, normally something like this takes 3-4 months to resolve.

I had asked ... I had waited until after my case was resolved in October of 2015. And it was resolved and I was acquitted and the Judge ordered that the record be expunged.

And I mentioned that because it's kind of an extraordinary thing for a Judge to order that the record be expunged because was very upset with the prosecution on this particular case. And he actually had suggested to our counsel in reading

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1 his decision that ...and counsel "I would entertain a motion to expunge" and the
2 counsel said "I move to expunge it." It was that quick.

3 But again, you have the legal issue, then you have the political issue. So, I knew
4 all along that the legal issue would be resolved in my favor because my
5 discussions with my attorney was he had very, very high confidence that there's
6 no there, there.

7 So, after that, I knew that there was nothing to ask if it had gone negative. I mean,
8 but it went my way. And it's not just her that I was relying on, I was relying on
9 my confidants, people I trusted both in DC and Guam for following me on this
10 case and saying, well, what now because she accepted my resignation.

11 I explained that I'm about to take a big hit. If I don't get my military time credited.
12 That was critical because it puts me over 20 years, it actually ended up being 27
13 years of Federal service. And if you're over 20 years and you're in the retirement
14 range; you have to be over 55, then, not only do you get your retirement pension
15 and my pension would be larger because there's more time involved, but you also
16 get a supplement to your retirement from the Social Security component of your
17 retirement, until you reach 62. I know it's a little complicated, but it was a lot of
18 money; it doubled my retirement pension. I told them without that, I'm sunk. So I
19 had asked that after the case was resolved, I asked that since I was still in the
20 window of not being separated yet; still on leave. I had asked that they continue
21 my employment until I could resolve this and I was told that through Matt
22 Herrmann that he discussed with the Member and she said no. Said "there's a
23 financial issue." There is no financial issue there, you know.

24 Anyway, I had offered I could ... I'm not asking to be reinstated as Chief of Staff,
25 although many people in Guam told me that I should be reinstated because I'm
26 acquitted. And I said that I would accept an arrangement where if you didn't want
27 me to come in to the office because you didn't want that disruption, then I would
28 work from home. Because at the time the Congresswoman accepted my
29 resignation it was a surprise to many of the staffers and some did not like that
30 decision; they felt it was very unfair to me. I had been with her through thick and
31 thin.

32 You also should understand the context of Ricky Bordallo. As Ricky Bordallo's
33 Chief of Staff, Ricky Bordallo was indicted for numerous counts of corruption.
34 He continued to run, we supported him, on the basis that you're innocent until
35 proven guilty.

36

37 Paul Solis: So, if we could just ... what that was the final result, then you took action?

38

39 Former Chief of Staff: I took an action with House of Employment, forget, it was under the
40 Congressional Accountability Act. I took an action based on the fact of sexual

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1 discrimination that I'm a gay man and my incident involved another person,
2 another male. The District Director, who I had referred to earlier had a sexual
3 harassment incident that involved women. And when that was investigated and
4 reviewed, the advice was to terminate him, but the Congresswoman wouldn't
5 terminate him. So, based on two different outcomes for pretty much, you know,
6 similar issues and of course his was on duty with staffers; mine was off duty with
7 nobody related to our office.

8 Paul Solis: So, the resolution came in your favor?

9
10 Former Chief of Staff: The way the [inaudible] works is that there's a sort of like an arbitrator. And they
11 worked with me and they worked with the office and the counsel for the office
12 and they came out with an arrangement where they would in fact hire me back.
13 So, I never retired, because you can't retire twice. So, in that interim period, I
14 lived off of my savings. At the point, the arrangement was the final settlement
15 was they would hire me back for one month, but prior to being hired back, you
16 know I had to get the wages calculation from the military personnel center and
17 records of my military service and provide that and when everything's ready to
18 go, they'll hire me back for 1 month. I buy in to the military, get my military
19 credits bought into the first and then they would separate me after that. Then I
20 can retire. So, that month was in March 2016 ending on April 2.

21
22 Helen Eisner: So, the circumstances you just described to us, has that in any way created a
23 sense of animosity towards the Congresswoman? Or impacted your answers here
24 today?

25
26 Former Chief of Staff: I don't have animosity. And the answers I gave today are true answers to your
27 questions. I'm not swaying the answers one way or the other, I'm telling you in
28 response to your questions, I'm telling you honest answers. I don't have animosity,
29 I do feel that I was not treated fairly. But beyond that, I'm beyond that. I have my
30 retirement, I have my little life and you know, it is what it is.

31 I still feel that, you know, I could have been treated better because I was
32 vindicated. And I feel that understanding my relationship with Ricky Bordallo
33 and what happened to Ricky and my testifying at the trial of Ricky; I felt that all
34 of that should have weighed in to how they treat me. And it's not like, you know,
35 you can get a sensationalist new story and they happen all the time, but it's not
36 like it affected her politically on Guam. You know? This is not her, this is me.
37 And there's a lot of recognition among people that rehearse up orders and are my
38 friends that, you know ... Former Chief of Staff was a standup guy for the whole
39 time that he was Ricky's Chief Of Staff and her Chief of Staff. And that he wasn't

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1 treated right, he was treated badly, well, I agree with that, was treated badly, but
2 that does not affect the answers to my questions, to your questions.

3

4 Helen Eisner: Then, one final question for you. Has anyone tried to reach out to you to discuss
5 the office of Congressional Ethics investigation?

6

7 Former Chief of Staff: No.

8

9 Helen Eisner: Okay.

10

11 Paul Solis: Delegate Bordallo, none of her agents or attorneys or anybody, has anybody
12 reached out to you about our investigation?

13

14 Former Chief of Staff: No, I've run into some of her staff on social occasion, having to do with mutual
15 friends, but nothing of the sort has ever come up. And it was just all social chit
16 chat and how are you doing, are you okay type of stuff.

17

18 Helen Eisner: Okay, I think that's all we need from you. Thank you.

19

20 Former Chief of Staff: And I should mention that both during the most recent campaign and recently on
21 the radio, during the campaign, some question came up about something to do
22 with Joaquin Perez and I was on the radio saying the truth, how it was handled,
23 that it was handled within the range of options of Congresswoman had. And it
24 was, you know, so I gave a truthful answer on the media and when the War
25 Claims Bill passed I called him to not only to congratulate her on passing the bill
26 but also to defend the bill because of the funding mechanism that some people
27 are criticizing, but ... so no, on a professional relationship, I'm proud of my term
28 as Chief of Staff and what we accomplished. I believe that I'm responsible for her
29 early success and her long term success. And no, they have not reached out to me.

30

31 Helen Eisner: I think that's all we need from you today. Thank you for your time, we'll go
32 ahead and stop the recording.

EXHIBIT 7

LEASE AGREEMENT

THIS LEASE, entered into the **FIRST DAY OF APRIL, 2015**, by and between **MADELEINE Z. BORDALLO**, owner, hereinafter referred to as the **"LANDLORD"** and **THE HONORABLE HISATSUGU SHIMIZU**, Consul General of Japan in Hagatna, Guam, hereinafter referred to as the **"TENANT"**, acting for the Government of Japan, and by virtue of the authority vested in him by the same, hereby agree to the following:

That the **LANDLORD** hereby leases and demises to **TENANT** the following described property in the Municipality of Tamuning, Territory of Guam, hereinafter referred to as the **"PROPERTY"**, viz:

HOUSE NUMBER 160, TRENTON ROAD, TAMUNING, GUAM TOGETHER WITH THE FURNITURE AND THE FIXTURES LISTED ON THE INVENTORY ATTACHED TO THE FIRST CONTRACT: description of property: lot area 1,050 square meters, actual living space 445.53 meters, single two-story concrete structure, three carport garage, for the term of **TWO (2) years** commencing on the 1st day of April 2015 and ending on the 31st day of March 2017. The total rent for this period shall be **ONE HUNDRED SIXTY EIGHT THOUSAND DOLLARS (\$168,000.00)** payable at the **PROPERTY**. The rental of this lease shall be **SEVEN THOUSAND DOLLARS (\$7,000.00) PER MONTH** payable in **TWENTY FOUR (24)** installments, commencing **April 1, 2015 to March 31, 2017**. The rental payment shall be due on the 20th day of the month by check. The Security Deposit of Six Thousand Dollars (\$6,000.00) that was received by the **LANDLORD**, on the first lease agreement dated **August 25, 1993**, is to cover replacement of glass, furniture, carpeting, walls, plumbing or other furnishings or

Landlord Initial: 

Tenant Initial: 

Page 1 of 9

17-1147-000467

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equipment which may be lost, damaged or destroyed during the occupancy of the TENANT. When said security deposit is exhausted for its specified purposes, replacement of glass, furniture, carpeting, walls, plumbing or other furnishings or equipment which may be lost, damaged, or destroyed during the occupancy of the TENANT, shall be as provided for in Clause 16 hereof.

Any portion of the said money remaining after paying losses of damages or rental unpaid at the expiration of the lease shall be returned to TENANT within forty five (45) days after the TENANT has vacated the house or within thirty five (35) days if said house is rented immediately to new tenants. Any remaining amount balance of the Six Thousand Dollars (\$6,000.00) that was received by the LANDLORD as Security Deposit, on the first lease agreement dated August 25, 1993, shall be appropriated as part of the SIX THOUSAND DOLLARS (\$6,000.00) payment for breach of the lease agreement mentioned in Clause 18) on Page 6 of 9, except in the case of Clause 19.

The TENANT'S and the LANDLORD'S addresses are as follows:


TENANT:

THE HON. HISATSUGA SHIMIZU
Consul General of Japan


ITC Building, Suite 604
590 South Marine Corps Drive
Tamuning, Guam 96913 (office)

LANDLORD:

MADELEINE Z. BORDALLO


120 Father Duenas Ave.
Hagatna, Guam 96910 (office)

COVENANTS, TERMS AND CONDITIONS:

- 1) The TENANT shall not under-lease, sub-let, or sub-rent the PROPERTY in its entirety or any part thereof, or transfer or assign within lease, without written consent

Landlord Initial: 

Tenant Initial: 

of the LANDLORD. Each transfer and assignment and each subletting or renting of the PROPERTY, without the written consent of the LANDLORD, shall be null and void, at the option of the LANDLORD. It is expressly understood and agreed that the TENANT is not released from any liability for the rent or from any of the conditions and covenants contained in this lease agreement when so transferred.

- 2) The LANDLORD covenants and agrees that she has the full right and authority to lease the PROPERTY for the terms set forth herein.
- 3) The TENANT shall take good care of the PROPERTY and furnishings; pay for damaged articles and cost of repairing or replacement of damage to the property caused by negligence, misuse, abuse, or failures of the TENANT, his family, employees, guests and /or his invitees.
- 4) At the end of the term, TENANT agrees to surrender the PROPERTY and furnishings in the same condition as when taken, except for normal wear and tear or damages caused by natural disasters or force majeure. Upon the expiration or other termination, of this agreement, TENANT shall leave the PROPERTY clean and livable; cleaning charges will be paid by TENANT.
- 5) TENANT shall not make any alterations to the PROPERTY, whether by addition or deletion, without the prior written consent of the LANDLORD.
- 6) TENANT will comply with the existing rules and regulations of the PROPERTY and such other reasonable rules as the LANDLORD may from time to time prescribe for the safety, cleanliness and sanitation of the PROPERTY and for the comfort, quiet and convenience of other residents in the immediate vicinity of the PROPERTY.

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Tenant Initial:



- 7) **TENANT** shall observe, perform and comply with all the laws, ordinances, rules and regulations of the Government of Guam and its agencies or other governmental authority applicable to said **PROPERTY**; provided, however, that this paragraph shall not be construed as a waiver of the rights granted the lessee under the *Vienna Convention of Diplomatic Affairs (including Consular Affairs)*.
- 8) **TENANT** shall permit the **LANDLORD**, or her agents or authorized representative reasonable time, upon prior notification of not less than **TWENTY FOUR (24)** hours, to access the **PROPERTY**, accompanied by a staff member of the Consulate General of Japan, for the purpose of inspecting and examining the **PROPERTY** to determine whether the covenants herein are being observed and performed.
- 9) **TENANT** shall permit **LANDLORD** to enter the **PROPERTY**, accompanied by a staff member of the Consulate General of Japan, at reasonable and necessary times, with **TWENTY FOUR (24)** hours advance notice, for the purpose of performing repairs and maintenance and improvement of said **PROPERTY** or to conduct inspections of said **PROPERTY** to prospective tenants during the **THIRTY (30)** **DAYS** period preceding the expiration of this lease.
- 10) Neither the **TENANT**, nor anyone occupying said **PROPERTY**, shall be permitted to have or keep on said **PROPERTY** any dog, cat or other pets. Any violation of this provision shall constitute a breach of this lease agreement.
- 11) **TENANT** agrees not to drive nails or screws into the walls or woodwork of any cabinetry or door for any purpose without the prior written consent of the **LANDLORD**, provided, however, that pictures may be hung with small hooks or

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bulldog hangers specifically made for that purpose. Any damages resulting from such actions shall be repaired, without cost to the LANDLORD.

12) TENANT shall contract, under his own name, to the PROPERTY, for all utilities, and agrees to pay for all charges therefore. Utility services shall include telephone service, electric power service, water and wastewater service, and weekly solid waste collection service.

13) TENANT shall keep, save and hold harmless the LANDLORD from any and all damages and liability for anything and everything arising from, or out of, the occupancy by the TENANT, his family, his employees, his guests and invitees arising from fault or negligence or lack of due diligence by the TENANT.

14) In the event that any legal action or suit shall be brought for the unlawful detainerment of said PROPERTY, or for the recovery of any rent due under the provisions of this agreement, or as a result of the breach of any of the covenants herein, on the part of the TENANT, TENANT shall be responsible for reasonable attorney and legal fees as fixed by a court of competent jurisdiction.

15) The TENANT shall not, except with the consent of the sending state, with notice to the receiving state in writing, through diplomatic channels, be subject to the jurisdiction of the courts of the receiving state with respect to acts performed in his official capacity, falling within the functions of a consular officer under the *CONSULAR CONVENTION BETWEEN JAPAN AND THE UNITED STATES OF AMERICA*.

16) Damages during Occupancy. Whenever damage is caused by the carelessness, misuse or neglect on the part of the TENANT, his family, guests, invitees, or visitors,

Landlord Initial: 

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Page 5 of 9

17-1147-000471

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the TENANT agrees to pay the cost of all repairs and do so within THIRTY (30) days after receipt of notice by the LANDLORD for the necessary repairs. In the case where damage to appliances or furnishings is irreparable, TENANT agrees to pay for the cost of comparable replacement of the damaged appliances or furnishings.

17) TENANT shall have the right to terminate this agreement, before the agreed upon expiration date, without further penalty or payment of rent, with the exception of the payment of SIX THOUSAND DOLLARS (\$6,000.00) stipulated in Clause 18, by giving NO LESS THAN NINETY (90) DAYS written notice to the LANDLORD before the date of termination. Pursuant to such termination, TENANT shall not vacate PROPERTY until such time as a JOINT INSPECTION by TENANT and LANDLORD, or their assigns, is performed and it is mutually agreed that the PROPERTY is reasonably in the same condition as when first occupied less reasonable provision for normal wear and tear.

18) Should the TENANT elect to terminate this agreement prior to the stated expiration date, the TENANT agrees to either accept the forfeit of The Security Deposit of Six Thousand Dollars (\$6,000.00) that was received by the LANDLORD, on the first lease agreement dated August 25, 1993, OR agrees to pay the amount of SIX THOUSAND DOLLARS (\$6,000.00) for breach of lease agreement except in the case of Clause 19.

19) In the event that the Government of Japan decides to sever diplomatic relations with the United States of America, or to recall its diplomatic mission from Guam, TENANT may, with written notice to the LANDLORD, terminate this agreement.

Landlord Initial: 

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- 20) **TENANT** agrees to use or cause to be used, all appliances, fixtures, and equipment in a safe and orderly manner and only for the purpose for which they are intended.
- 21) **TENANT** shall use reasonable care to keep the **PROPERTY** in such condition as to prevent health or sanitation problems from arising.
- 22) **TENANT** shall be responsible and agrees to assume all costs of maintenance and repair of plumbing, lighting fixtures, appliances, cooling systems and equipment damages and/or malfunctions, caused by the negligence, misuse, failure to observe or perform manufacturers prescribed and routine cleaning and maintenance tasks and uses by **TENANT**, his family, employees, invitees and guests. **TENANT** shall be responsible for the normal and routine cleaning and maintenance of the **PROPERTY**, inclusive of lawn and landscaping and all plumbing fixtures appliances, cooling systems and equipment. **TENANT** shall be responsible for all costs and expenses, up to \$500.00 in any calendar month, for the normal and routine cleaning and maintenance of the **PROPERTY** and all plumbing fixtures, appliances, cooling systems, and equipment.
- 23) **LANDLORD** shall be responsible for maintenance and repair, and/or replacement, where applicable, of **PROPERTY**, appurtenances, furnishings, appliances, fixtures, which are part of or which are the property of the **LANDLORD**, caused by or due to normal wear and tear or any other cause not attributable to or caused by the negligence, misuse, failure to observe or perform manufacturer's prescribed operating procedures and/or normal, prescribed and routine cleaning and maintenance tasks and uses by **TENANT**, his family, employees, invites and guests.

Landlord Initials

Tenant Initials

- 24) **LANDLORD** shall appoint a **LANDLORD'S RESIDENT MANAGER**, who shall be responsible for the interests of the **LANDLORD** and who is knowledgeable or familiar with residential structures, maintenance and repair and statutory provisions of the laws of Guam applicable to landlord/tenant relations, to manage and perform the responsibilities of the **LANDLORD** contained herein, provided, however, that both parties agree and acknowledge that said **RESIDENT MANAGER** is authorized to act upon maintenance and repair work only with and upon prior consent of the **LANDLORD**. **TENANT** agrees to recognize the duly appointed **RESIDENT MANAGER** as the authorized representative and agent of the **LANDLORD**.
- 25) **TENANT** shall appoint a **TENANT'S RESIDENT MANAGER**, who shall be knowledgeable and familiar with the leased **PROPERTY** and with route practices of maintenance and repair of residential structures, appurtenances, appliances and fixtures, who shall be responsible for the interest of the **TENANT**, and who shall be the only point of contact for the **LANDLORD'S RESIDENT MANAGER**.
- 26) **BOTH PARTIES** agree that their respective **RESIDENT MANAGERS** shall have the singular responsibility and authority to act on behalf of their appointing authorities, provided, however, that any actions on the part of the **RESIDENT MANAGERS** which shall accrue costs in excess of what can be considered reasonable and routine for the daily maintenance and operation of the residential structures herein, shall not be initiated or accomplished without the prior written consent of the **LANDLORD** and **TENANT**.

Landlord Initials

Tenant Initials

27) Two (2) original sets of this lease agreement shall be prepared for the signatures of the TENANT and the LANDLORD with each party being provided an original set each.

28) SEVERABILITY CLAUSE: If any court of competent jurisdiction declares a particular provision or portion thereof, of this agreement to be invalid or illegal, all other items and provisions contained herein shall remain in effect and both LANDLORD and TENANT, their representatives, successors and assigns shall abide by and with those provisions not declared invalid or illegal.

Executed this 1st day of April 2015.

SIGNATURES:

TENANT:

 Date: April 1, 2015

THE HONORABLE HISATSUGU SHIMIZU
Consul General of Japan on Guam

LANDLORD:

 Date: 4/9/15

MADELEINE Z. BORDALLO

Landlord Initial: 


Tenant Initial: 

EXHIBIT 8

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Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

**Transcript of Interview of Current District Director
May 1, 2017**

17-1147_0109

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Subject to the Nondisclosure Provisions of H. Res. 895 of the 110th Congress as Amended

1 Helen Eisner: This is review 17-1147, it's May 1, 2017. Speaking is Helen Eisner for
2 the Office of Congressional Ethics. I'm joined by Paul Solis, our Deputy
3 Chief Counsel. We are interviewing Mr. Current District Director and he
4 is on the phone. Also joining us on the phone are his counsel, Bill Pittard
5 and Chris Muha. And we have informed Current District Director that
6 the False Statements Act applies to his interview here today. And his
7 counsel has also had conversations with him explaining that the False
8 Statement Act applies. And Current District Director has informed us of
9 his plans to send an acknowledgement form that we sent to his counsel
10 back to us after this interview. We have also told Current District
11 Director that the interview will be recorded. And with that we will go
12 ahead and get started.

13 Bill Pittard: Helen, I'll just interrupt briefly, sorry. I'll object to any characterization
14 of what our conversation might have entailed or not entailed, as that of
15 course is between us and Current District Director.

16 Helen Eisner: Understood, for the transcript record, I just want to clarify that we did
17 provide a copy of the False Statements Act to Current District Director's
18 attorney, and that is in process as far as making sure that we receive the
19 acknowledgement form and that is sort of the full extent of any type of
20 communication that we would be touching on in any way related to
21 counsel.

22 Bill Pittard: Very good.

23 Helen Eisner: Okay, Current District Director is it okay to refer to you by Current
24 District Director or do you go by Current District Director? I just want to
25 kind of make sure –

26 Current District Director: Current District Director is fine.

27 Helen Eisner: Current District Director? Okay.

28 All right, so where are you currently employed?

29 Current District Director: I'm currently employed in the district office of Congresswoman Bordallo.

30 Helen Eisner: And what is your position there?

31 Current District Director: District Director.

32 Helen Eisner: How long have you been District Director?

33 Current District Director: I'm going on I believe, about three years.

34 Helen Eisner: And prior to becoming District Director three years ago where did you
35 work?

36 Current District Director: I worked here at the time, the just in this office as well, but I was Policy
37 Adviser.

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1 Helen Eisner: And what period of time were you Policy Adviser?

2 Current District Director: Between 2011, I started in 2011 up until I was made District Director.

3 Helen Eisner: And prior to that what type of work were you doing?

4 Current District Director: I was working for the Archdiocese of Agana, the Catholic Church of
5 Guam. I was sort of a public relations, and the editor of their newspaper.

6 Helen Eisner: And as District Director what are your responsibilities?

7 Current District Director: Some of my responsibilities are basically operating and managing the
8 district office relative to the staff case work and activities here in the
9 district. I also assist in serving as the liaison between our local legislature,
10 the executive branch, the Governor's office and on occasion I do
11 represent the Congresswoman at official functions.

12 Helen Eisner: How familiar are you with the Congresswoman's business interest in
13 Guam?

14 Current District Director: Could you be more specific in business interests?

15 Helen Eisner: Are you involved in any way in personal finances or are you familiar
16 with and business relationships that she has in Guam?

17 Current District Director: In business I'm not sure that the Congresswoman owns any businesses
18 or-

19 Helen Eisner: Okay, does she have any business relationships or sources of income
20 related to any property in Guam?

21 Current District Director: Okay, so I'm aware that the Congresswoman does own a rental property
22 in Tamuning.

23 Helen Eisner: Okay, and what is that rental property? If you can just kind of describe it
24 to us.

25 Current District Director: Sure, so what I am aware of is the Congresswoman does rent a property
26 in Tamuning to the Japan Consulate of Guam.

27 Helen Eisner: And what is that property? Is it residential property?

28 Current District Director: Correct, residential.

29 Helen Eisner: And how did you come to know that she rents that property to the
30 government of Japan?

31 Current District Director: I first learned about the rental property when I did start working here at
32 the Congresswoman's office. Mr. Kin Perez, who is a friend of the
33 Congresswoman and who was also employed here, was the one handling
34 the property on his personal time. That I am aware of.

35 Helen Eisner: And during what period of time was he handling the property on his
36 personal time?

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1 Current District Director: I believe that preceded their time in his employment here. My
2 understanding is that the Congresswoman has leased that property even
3 before she became a member of Congress. Even while she was
4 Lieutenant Governor of Guam.

5 Helen Eisner: How did you come to know that she leased it during the period of time
6 while she was Lieutenant Governor?

7 Current District Director: In my discussions with Kin we would just talk about politics and the
8 history of the Congresswoman and on occasion that came up.

9 Helen Eisner: Okay, do you know how much she leases the property for to the
10 government of Japan?

11 Current District Director: Between 6000 or 7000 dollars.

12 Helen Eisner: And how do you know that amount?

13 Current District Director: I knew that amount because when the Congresswoman was renewing one
14 of her contracts, the Japan Consulate asked that I forward the contract to
15 her, or have it for her when she arrives on Guam.

16 Helen Eisner: And who from the Japan Consulate asked you to forward it to the
17 Congresswoman?

18 Current District Director: It's a ladies name Sai.

19 Helen Eisner: And how did she know to send that information to you?

20 Current District Director: When Mr. Perez left the office we did discuss the particular property and
21 I sort of assisted Mr. Perez when ... He was actually sick for a while and
22 so there were messages that needed to get to the Congresswoman, so I
23 served as that conduit.

24 Helen Eisner: Okay, and then after he left the office did you continue to have direct
25 contact with that individual Sai?

26 Current District Director: Yes.

27 Helen Eisner: Just for the record ... Do you know the spelling of that individual's name?

28 Current District Director: I only know it as Sai.

29 Helen Eisner: Okay, and is there any ... oh go ahead, I'm sorry.

30 Current District Director: No, I was just going to say Sai is her nickname. She does have an official
31 Japanese name but I don't know what it is or can't remember off the top
32 of my head.

33 Helen Eisner: Understood. Is there anyone else besides Sai who you communicated
34 with at the Japanese Consul about the property?

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1 Current District Director: I did communicate at one point with one of their deputy consuls, and that
2 was simply to hand over the official contract. Because there was the draft
3 form and then there was the official contract.

4 Helen Eisner: What was the name of that deputy consul?

5 Current District Director: I don't remember off the top of my head

6 Helen Eisner: Okay, and who provided you with the draft contract so you could
7 forward it along to the deputy consul?

8 Current District Director: Sai. No, so I didn't forward to the deputy consul, I would forward it to
9 the Congresswoman.

10 Helen Eisner: Oh I see. Okay.

11 Paul Solis: Did you take part in any part in any drafting or you were simply
12 forwarding it?

13 Current District Director: Simply forwarding.

14 Paul Solis: How many times did that – How many times –

15 Current District Director: If there were changes or something then I would of course make the
16 Congresswoman aware of that.

17 Paul Solis: Okay, how many instances were you part of that ... I should say it this
18 way. How many times did you receive a rental contract from the
19 Consulate?

20 Current District Director: Two.

21 Paul Solis: Two times. Do you –

22 Current District Director: Correct.

23 Paul Solis: Can you give approximate dates on those?

24 Current District Director: You know I believe it was 2000 and ... So they are in two year
25 increments, so 18 ... So maybe 2016 and the one before that would be
26 2013. Yeah, so maybe about 2013.

27 Helen Eisner: Okay.

28 Current District Director: Okay.

29 Helen Eisner: And you mentioned that you would make the Congresswoman aware if
30 there were changes? What types of changes were there that you informed
31 her of?

32 Current District Director: So for example they would highlight that ... For example solid waste,
33 which is their trash pickup, they wanted to add that. So that would be a
34 change to the contract and I would let the Congresswoman know that

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1 would be the change that the Japan Consulate would ask me to highlight
2 so that you are aware of it.

3 Helen Eisner: Okay, any changes to the amount of rental payment?

4 Current District Director: Um, yeah, the most recent one that was the change in the amount and
5 that was for the current contract that the Congresswoman has with them.

6 Helen Eisner: And how much was that change?

7 Current District Director: I believe it was \$500 or less, something like that.

8 Helen Eisner: And what was the reason for that change.

9 Current District Director: According to the Japan Consulate they said that the market did slightly
10 dip, according to their estimators or whatever those professionals are and
11 so that's how that conversation came about.

12 Helen Eisner: Okay. Are you aware of any time when the Japanese Consulate
13 considered breaking the lease and no longer leasing the property from the
14 congresswoman?

15 Current District Director: No.

16 Helen Eisner: Okay. Have you heard any conversations from individuals who relayed
17 that at some point the Japanese government might have considered
18 breaking the lease?

19 Current District Director: No.

20 Helen Eisner: Okay. And earlier you mentioned that Mr. Perez was involved in
21 handling the property, I think you said, on his personal time?

22 Current District Director: Correct.

23 Helen Eisner: How do you know that he handled it on his personal time?

24 Current District Director: Because, in the office, actually, the Japan Consulate asked him to visit
25 the house or they needed to discuss something, he would only do that
26 during his lunch break or he would go there after hours, on his way home
27 or something like that.

28 Helen Eisner: So did you observe that or how –

29 Current District Director: Oh, yeah. I've noticed that.

30 Helen Eisner: Okay. And did you ever have a conversation with him about the time
31 period that he was spending related to the home?

32 Current District Director: No.

33 Helen Eisner: Okay, so this was based on your observation of his conduct?

34 Current District Director: Correct.

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1 Helen Eisner: Okay. What about other members of the congressional staff since Mr.
2 Perez has left the office? Has anyone else played a role in maintaining
3 the property?

4 Current District Director: No.

5 Helen Eisner: Okay.

6 Paul Solis: Are you the only staff person in the office who would have any
7 discussions with any employees of the Consulate about the property?

8 Current District Director: Correct.

9 Paul Solis: Okay. Is that a task that the Congresswoman designated to you?

10 Current District Director: No.

11 Paul Solis: So, correct me if I'm wrong, but is it safe to say then that was inherited
12 by becoming District Director from Mr. Perez.

13 Current District Director: No.

14 Paul Solis: Okay, how did you come to know that this was part of your, um...

15 Current District Director: So the way I assumed or took part in this was when Mr. Perez was sick,
16 it wasn't an actual agreement, I just sort of naturally assumed it from him
17 because it was very clear that this was something that Mr. Perez did. Not
18 as an official duty but as an assisting to the Congresswoman because of
19 their long relationship that they've had. So that's how I became involved.
20 It was really through learning from, not learning, but you know, having
21 these discussions with Mr. Perez that I naturally assumed it.

22 Paul Solis: So why did you naturally assume to take on those responsibilities if it
23 was based on Mr. Perez's sort of long standing relationship with the
24 Congresswoman?

25 Current District Director: Well, for me personally as well, I've developed a relationship with the
26 Congresswoman, separate from my official duties as her District Director.
27 And this was something that I did on my own time to assist when she
28 wasn't on island.

29 Helen Eisner: And how much time a month do you spend currently related to the home?

30 Current District Director: It varies, you know. Some months there are no incidences to report or
31 anything to report and then on occasion there would be things that that
32 Japan Consulate would like me to get to the Congresswoman. You know,
33 those conversations are brief. They're probably less than, if they call, less
34 than 5 minutes and sometimes if it's more extensive than it would be
35 probably 20 minutes in a week.

36 Helen Eisner: Okay. And those are phone conversations when information is relayed to
37 you about...

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1 Current District Director: Mostly phone conversations, correct.

2 Helen Eisner: And are those with Sai, Deputy Consul or are they with another
3 individual from the consulate?

4 Current District Director: Mainly Sai.

5 Helen Eisner: With Sai, okay.

6 Paul Solis: And that 20 minutes per week, when do you conduct that 20 minutes?
7 What time of the day and what day of the week, typically?

8 Current District Director: Sure, so I don't have a set time so if they call in and they would like to
9 report something, I would just take the call and I would let the
10 Congresswoman know. Or otherwise I would have them send a, you
11 know, if it was a lengthier report or a contracting thing, then of course I
12 would ask them to send it over, based on what they wanted or what they
13 needed. If it was a broken air conditioner then take a picture and send it
14 to me.

15 Paul Solis: And how do they send that to you, by email?

16 Current District Director: Yes.

17 Paul Solis: And what email address? A personal address or an official house address?

18 Current District Director: My personal email address.

19 Paul Solis: And when they call you, well do they call you sometimes?

20 Current District Director: Yes, they do call me sometimes.

21 Paul Solis: Okay, and do they call you on your personal phone or at your office
22 phone?

23 Current District Director: My personal phone.

24 Paul Solis: Is that the fact that they're contacting you on your personal email address,
25 your personal phone, is that based on a conversation that you've had with
26 them?

27 Current District Director: Uh, no.

28 Paul Solis: So how do they know to do that?

29 Current District Director: What do you mean, based on a conversation?

30 Paul Solis: Did you direct them to contact you on your personal email and personal
31 cell phone?

32 Current District Director: Correct.

33 Paul Solis: You directed them to do that?

34 Current District Director: Yeah, I've asked them that that would be the primary way to contact me.

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1 Paul Solis: Okay. Did you also provide them with an official email address or
2 official office line?

3 Current District Director: No.

4 Helen Eisner: Um, as District Director, if you could explain to us, what is the
5 relationship with the congressional office and the Japanese Consul?

6 Current District Director: So the relationship is professional in nature. All I know is that the Japan
7 Consulate, when it does change, they would come for a courtesy call to
8 the Congresswoman and on rare occasions would host the
9 Congresswoman for a dinner gathering, as you would do as a courtesy
10 for all the other dignitaries or officials on island.

11 Helen Eisner: What about as far as policy issues? Are there any policy issues that
12 you've worked on together?

13 Current District Director: No.

14 Helen Eisner: Okay. What about legislation?

15 Current District Director: No.

16 Helen Eisner: Based on your experience in the congressional office, how has this
17 personal rental relationship that the Congresswoman has with the
18 Japanese government impacted congressional work?

19 Current District Director: I'm not sure that it has.

20 Helen Eisner: Okay.

21 Paul Solis: Did you, since you've been District Director, have you ever discussed
22 with your superiors in the office some dissatisfaction with you're doing
23 work based on the property being – I know that you said the work you've
24 done has been 20 minutes here and there a month, but have you ever
25 expressed any dissatisfaction to your congressional supervisors about
26 doing that work?

27 Current District Director: No. And my supervisors meaning the Chief of Staff or the
28 Congresswoman?

29 Paul Solis: Yes.

30 Current District Director: No. I've never.

31 Paul Solis: Okay, have you ever said anything. What conversations have you had
32 with Mr. Whitt about doing work on the property? And by doing work I
33 mean, based on these 20 minutes per month that you spend receiving
34 information or relaying that to the Member . . . What conversation did
35 you –

36 Current District Director: Mr. Whitt?

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1 Paul Solis: Yeah.

2 Current District Director: Like, our former Chief of Staff?

3 Paul Solis: Yes.

4 Current District Director: Okay, I don't recall. I mean,

5 Paul Solis: You don't recall any conversations with Mr. Whitt?

6 Current District Director: No, I mean, relative to the property?

7 Paul Solis: Yeah.

8 Current District Director: No.

9 Paul Solis: Okay.

10 Helen Eisner: Okay. What role does the Congresswoman play in the Miss World Guam
11 pageant?

12 Current District Director: Ms. Bordallo serves as the honorary president in the franchise holder.

13 Helen Eisner: Okay and what about congressional staff? District staff? What staffers
14 are involved in any way in an official role in the pageant?

15 Current District Director: Sure, so Kaye Custodio in our office, she serves as the pageant director.
16 Amanda Shelton assists and she serves as assistant pageant director.

17 Helen Eisner: And what about you, do you have any official role for the pageant?

18 Current District Director: I am the President.

19 Helen Eisner: And how did you take on that role?

20 Current District Director: Sure. So when I first, maybe a few years ago, I want to say 2013 or so, I
21 was asked by the board back then if I would conduct a public speaking
22 workshop and I volunteered to do that. A year after that the board asked
23 me to assist them with other things and so I assisted them on pageant
24 night for example, just to make sure the logistics were taken care of, so I
25 served as a workshop coordinator. And then I became like an adviser. An
26 informal adviser to the board. Just how I think things could be better, etc.

27 Then in 2015 or 16, I think 2015, the board asked me at a luncheon to
28 consider coming on to the board and that's how I became involved.

29 Helen Eisner: In your role as president are you involved in the finances of the pageant?

30 Current District Director: I'm aware of the finances, yes.

31 Helen Eisner: Okay. Who controls the bank account to the pageant or decides when it's
32 appropriate to make expenditures on behalf of the pageant?

33 Current District Director: The board.

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1 Helen Eisner: And how many hours a week would you say your responsibilities for the
2 pageant take?

3 Current District Director: You know, again, it depends. If the pageant's coming up closer I would
4 spend a couple of hours, maybe really leading up to the pageant that's
5 where I would spend most of my time. I don't know the exact time. Other
6 than that, outside, if we have a monthly board meeting, maybe an hour
7 and a half.

8 Helen Eisner: Okay. And what about Kaye Lea Custodio? How many hours per month
9 does she spend related to the pageant?

10 Current District Director: That I don't know.

11 Helen Eisner: Is your role as President a paid position?

12 Current District Director: No.

13 Helen Eisner: What about Ms. Custodio's role as pageant director?

14 Current District Director: No.

15 Helen Eisner: And Ms. Shelton?

16 Current District Director: No.

17 Helen Eisner: Okay. And do you have a question?

18 Paul Solis: Yeah. Just so, just to go back a little bit. When you were asked to
19 become President, you said the board asked you to do that, right?

20 Current District Director: Correct.

21 Paul Solis: Did your hiring, you know, your official sort of placement into the
22 organization, was that a vote of the board?

23 Current District Director: Correct.

24 Paul Solis: Okay.

25 Helen Eisner: Who else is on the board?

26 Current District Director: On the board there are members of the community. Did you want their
27 names?

28 Helen Eisner: Yes, actually if you could. How many members of the board are there?

29 Current District Director: So there are if I can remember, maybe I think seven altogether. It would
30 be myself as the President. The Vice President would be Alice Chou. The
31 Secretary is Marilou Lacson, the Treasurer is Loisa Cabuhat and then we
32 have a Public Relations, her name is Lou San Nicolas and then there's
33 Emelio Uy and he's just a regular member and then Jason Zheng is a
34 regular member.

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1 Paul Solis: Are they all based in Guam?

2 Current District Director: Yes.

3 Helen Eisner: And what role does the Congresswoman play in the board's decision
4 making process.

5 Current District Director: None.

6 Paul Solis: What role does she play in any decision making process with the pageant?

7 Current District Director: You know, she is the honorary President and the Franchise holder, so she
8 would basically decide whether or not she's going to renew the contract
9 with the franchise and other than that really the Board is the one who
10 operates the organization and we communicate directly with the pageant
11 director. And yeah, that's . . .

12 Paul Solis: Is she consulted on any decisions?

13 Current District Director: Is she what?

14 Paul Solis: Is she consulted on any decisions by the board.

15 Current District Director: On occasion she does if there's, if she wants to make a recommendation.
16 Maybe if we can make, if there's improvements that can be made to the
17 pageant. After the pageant she would say maybe the entertainment was
18 too long or something like that.

19 Helen Eisner: And is that communicated directly to the board?

20 Current District Director: No.

21 Helen Eisner: Okay who does she communicate with, with those types of –

22 Current District Director: For example we would just talk about the pageant afterward. We would
23 be standing around and she would say something like that. It was a
24 beautiful pageant, maybe we can keep the entertainment a little bit
25 shorter so we can get on with it or something like that.

26 Helen Eisner: Does the Congresswoman ever assign tasks to staff for the pageant?

27 Current District Director: No.

28 Helen Eisner: Who does? Who's responsible for assigning work responsibilities?

29 Current District Director: The board. The board would in our meetings we would have working
30 meetings and those tasks would be divvied up amongst the board
31 members.

32 Helen Eisner: Has the Congresswoman ever assigned you a task or any responsibility
33 related to the pageant?

34 Current District Director: No.

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1 Paul Solis: And as a board member, would you take part in assigning tasks to people
2 working on for the pageant?

3 Current District Director: Not directly. Really the board basically decides amongst ourselves, who
4 would be the best fit for this type of assignment and that's how it would
5 play out.

6 Paul Solis: So would you, would the board give directives to Kaye Lea for example
7 for tasks related to the pageant?

8 Current District Director: Yes. I would say that.

9 Paul Solis: Okay. I'm just trying to understand. We asked you about how many
10 hours Kaye Lea would work on the pageant. I realize you're not there
11 with her when she's probably conducting her work, but the fact that
12 you're part of the board, does that give you ... We're talking about it now,
13 does that give you any better recollection of the amount of time that
14 Kaye Lea is spending on work related to the pageant?

15 Current District Director: Ah okay, sure. For example, like on the weekends she would spend a
16 whole day recording a shot for a particular segment at the pageant. On a,
17 maybe on a Sunday or the afternoons, they would have photo shoots in
18 the evening.

19 Paul Solis: Okay, what about during the weekdays?

20 Current District Director: During the weekdays, most of anything related to the pageant she is very
21 clear in understanding that that has to be done outside her work time.

22 Paul Solis: So why do you say that?

23 Current District Director: Because this is a voluntary thing that she has done for the pageant.

24 Paul Solis: Did you have a conversation about that? About the times during the week
25 when she could work on the pageant?

26 Current District Director: Oh, sure. Yeah.

27 Paul Solis: So you gave her a directive and I don't want to put words in your mouth.
28 Did you give her a directive to only work on the pageant during non-
29 work time? Non official time?

30 Current District Director: I really wouldn't say that I have given her a directive. I think we all
31 understand that whatever activities we have that don't relate to our
32 official duties we do outside of our work time. Or if it's something that
33 she needs to do, then she would use up her personal time, whether it's
34 leave or flex time or comp time.

35 Paul Solis: How would you come to know that?

36 Current District Director: Because for example if she comes in and she needs to take an extra hour
37 for lunch or something like that she would request for that time.

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1 Paul Solis: Okay.

2 Helen Eisner: Did anyone on the staff ever express, and I'm talking about Ms. Custodio
3 or Ms. Shelton or anyone else who's been involved in working the
4 pageant express dissatisfaction as far as the amount of time they were
5 spending working on the pageant?

6 Current District Director: No. Not to me directly.

7 Helen Eisner: Okay. Have you, what about indirectly? Have you heard of conversations
8 that staffers have had about dissatisfaction about the amount of time they
9 were working on the pageant?

10 Current District Director: No, I'm not aware.

11 Helen Eisner: Do you ever feel a sense of obligation to perform work on behalf of the
12 pageant because of your congressional position?

13 Current District Director: Not at all.

14 Helen Eisner: Okay. The speaking workshop that you mentioned earlier, approximately
15 what year was that?

16 Current District Director: I believe that was in 2013 or 14, one of those two. I think 2013.

17 Helen Eisner: Okay, and were you on the board at that point, or was that prior to your
18 board service?

19 Current District Director: Prior to my board service.

20 Helen Eisner: Okay, and that speaking workshop, where was that held?

21 Current District Director: You know, I don't recall 2013. I want to say one may have been at the
22 Paradise Fitness Center.

23 Helen Eisner: Okay.

24 Current District Director: One was actually at a beauty shop, a beauty – Yeah.

25 Helen Eisner: Were any of the speaking workshops held at the Outrigger Guam Resort?

26 Current District Director: I don't recall. 2014, 2015 ... One of the segments may have, and I don't
27 know which year though.

28 Helen Eisner: Okay. Where in the resort would it have been held?

29 Current District Director: It may have been held in the Voyager.

30 Helen Eisner: What is the Voyager?

31 Current District Director: The Voyager is on the 21st floor of the Outrigger Resort.

32 Helen Eisner: If you could just kind of describe that to us, a little bit more detail, as far
33 as it's on the 21st floor of the resort, is it a meeting space or just ...

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1 Current District Director: Oh yeah, it can double up as a meeting space, but it also serves as a club
2 for breakfast or dining for the hotel guests.

3 Helen Eisner: Okay. When you were there as a part of the speaking workshop, were
4 there other hotel guests present at the workshop or was it only people
5 related to the pageant who attended?

6 Current District Director: It was only people related to the pageant.

7 Helen Eisner: Okay. Do you know why the Voyager space was used?

8 Current District Director: You know, at that time, that was, I believe, it blended in with a courtesy
9 call with the Congresswoman.

10 Helen Eisner: So, the Congresswoman was on the phone during the –

11 Current District Director: No, she was on island.

12 Helen Eisner: Oh, I see.

13 Current District Director: Right.

14 Helen Eisner: Well, actually, if you could explain that a little bit more. She was on a
15 courtesy call. She was on the island, but was she present at the Voyager
16 during the workshop?

17 Current District Director: Not during the workshop. She did sit in for a few minutes and then that
18 was it.

19 Helen Eisner: Okay. What time of day was it, approximately, if you can remember
20 back?

21 Current District Director: Afternoon.

22 Helen Eisner: Afternoon.

23 Current District Director: Yeah.

24 Helen Eisner: Do you know how that meeting space for the Voyager was paid for by
25 the pageant?

26 Current District Director: No, I don't.

27 Helen Eisner: Okay. At that time, who would have been responsible for finances?

28 Current District Director: In 2013? I don't know. I forget who the board president or the treasurer
29 was at the time.

30 Helen Eisner: Okay. Besides that one speaking workshop, in your time and your
31 involvement for the pageant, has the Voyager or any other space at the
32 Outrigger hotel been used by the pageant in any capacity?

33 Current District Director: Not that I'm aware of.

34 Helen Eisner: Okay.

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1 Current District Director: Let me just think for a minute. Yeah, not that I can recall at the moment.

2 Helen Eisner: Where does the Delegate stay during her trips to Guam?

3 Current District Director: She stays at the Outrigger.

4 Helen Eisner: Okay, and why does she stay there?

5 Current District Director: She stays there because her sister Diana Ysrael and her brother-in-law
6 Alfred Ysrael own the property. That's my understanding as to why she
7 stays there.

8 Helen Eisner: Okay, and why does the fact that they own the property ... Why does that
9 relate to the fact that she stays there? What is it about the fact that they
10 own the property that motivates her to stay there?

11 Current District Director: At one point, on the 21st floor, there is a private quarters that belongs to
12 the family and that's my understanding that the Congresswoman stays in
13 Diana's, or Ms. Ysrael's – one of the apartments or condos that are up
14 there on the 21st floor.

15 Helen Eisner: The private quarters, can you explain that to us? How many quarters are
16 we talking about? I mean, just some details about what that is.

17 Current District Director: Okay. Right, so as you're on the 21st floor, if you hang a right, and you
18 go all the way to the end of the hallway, there's an area that's sectioned
19 off with a double door that can close, but for the most part stays open. I
20 believe there are three rooms and then there's a suite, a two-story, or two-
21 floor suite at the end which is known as the Baker's Suite, which is the
22 last name of one of the daughters of the Ysraels.

23 Helen Eisner: Okay.

24 Paul Solis: You've been in the suites? Or, sorry, I won't say suites, one of them is a
25 suite. You've been in the four rooms you're talking about?

26 Current District Director: I've been into two of the rooms.

27 Paul Solis: Okay.

28 Current District Director: I've been into the suite. I've seen the suite before.

29 Helen Eisner: Okay. Do you know the room numbers that you've been in?

30 Current District Director: I want to say 2109, is the one I recall.

31 Helen Eisner: Okay, and why were you in that room?

32 Current District Director: That's the room the Congresswoman usually stays in.

33 Helen Eisner: Okay. Can you describe that room to us?

34 Current District Director: In that room, there's a small living room, a kitchen area and then it's one
35 bedroom with another bathroom inside.

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1 Helen Eisner: Okay, and you said –

2 Current District Director: There's a small table for eating.

3 Helen Eisner: You said that she usually stays there, where else have you seen her stay
4 or are you aware of her staying at the Outrigger?

5 Current District Director: Right, so it would be in that room or the room across, 2108, but usually
6 2109. If I got the room number correct.

7 Helen Eisner: Besides 2109 and 2108, are you aware of her staying in any other rooms
8 at the Outrigger?

9 Current District Director: No.

10 Helen Eisner: Okay. What about any scenarios where the hotel was under construction
11 or there were issues that made those rooms unavailable, has that ever
12 occurred, to the best of your knowledge?

13 Current District Director: No.

14 Helen Eisner: Okay. Has there ever been a time when the rooms were not available at –

15 Current District Director: I don't know the details of when the Congresswoman makes those
16 arrangements.

17 Helen Eisner: Who does –

18 Current District Director: Or, when those arrangements are made. Yeah.

19 Helen Eisner: Who does make those arrangements?

20 Current District Director: Rosanne Meno.

21 Helen Eisner: Okay. When the Congresswoman stays at the Outrigger, how is her
22 lodging paid for?

23 Current District Director: I'm not aware of those details.

24 Helen Eisner: Okay. Do you know the cost of her lodging?

25 Current District Director: No.

26 Helen Eisner: Do you know if there is a cost to her lodging?

27 Current District Director: No.

28 Helen Eisner: Have you ever had a conversation about the Congresswoman staying at
29 the Outrigger without charge?

30 Current District Director: No.

31 Paul Solis: So, you are completely unaware of whether or not the Delegate stays for
32 free at the Outrigger?

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1 Current District Director: Well, okay, I don't know. I don't see like receipts or anything like that.
2 That's how I'm interpreting your question.

3 Paul Solis: Right.

4 Current District Director: So, no, I don't know how much she pays or whether or not she even pays,
5 but, for example, what I do know is that she does stay there because that
6 belongs to her sister. I don't know what the arrangements were formally,
7 but that has become my understanding, or that's my understanding of it.

8 Paul Solis: Okay, when you say formally, what do you mean?

9 Current District Director: Like, I don't know if ... Like, how the reservations are made. You know,
10 did the Congresswoman fill out a form every time she stays there, or
11 does she just arrive and she picks up the key? That type of thing.

12 Paul Solis: Okay, so when I asked you if whether you aware, in any way, of her
13 staying at the Outrigger for free, you said, "Well, I don't look at receipts
14 and things like that." I understand that. You explained that that's
15 Rosanne's job to do that, but general awareness, beyond looking at
16 receipts –

17 Current District Director: Okay.

18 Paul Solis: Do you have a general awareness through conversations or information
19 given to you by Mr. Perez or Mr. Whitt, or anybody else, that the
20 Delegate does not pay for her lodging at the Outrigger?

21 Current District Director: Okay, yeah. I mean, I can't specifically say that I'm aware of a time
22 where she's going to stay there without having to pay. I was never in any
23 of those conversations. Yeah.

24 Paul Solis: Okay.

25 Helen Eisner: Now, narrowing in again on these suites 2109, 2108, I won't hold you
26 exactly to the numbers. I understand that ... Let's just say that the suites
27 on the 21st floor or the rooms on the 21st floor which she has stayed in,
28 how has the congressional staff used those rooms and that space?

29 Current District Director: Okay. I'm not aware that the congressional staff has ever stayed in that
30 particular section.

31 Helen Eisner: What about for meetings or events? Are those rooms used for meetings
32 or events?

33 Current District Director: The Baker's suite I know they've used that for events ... I remember
34 before I even came onboard they had one Christmas party up there in that
35 suite and then after that I'm trying to ... We did use it for a congressional
36 delegation and I believe we did use it once for a fundraiser, but I believe
37 the fundraiser preceded my time. I know it was used for a fundraiser.
38 Then, for example, they would use that Voyager suite ... I mean, I'm

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1 Current District Director: The decision to meet there, that precedes me. Even when I was a policy
2 adviser we would just go there when I first started working.

3 Helen Eisner: Okay. What do you do during those meetings?

4 Current District Director: For example, we go over the schedule or discuss any items that we need
5 to discuss for the day or the time that she's here on the island.

6 Helen Eisner: Is any food or beverages accessible during the meeting?

7 Current District Director: Right. There are food and beverages that are there in the Voyager.

8 Helen Eisner: Okay. Does the Congresswoman access the food and beverages?

9 Current District Director: Yes.

10 Helen Eisner: Okay. What about members of the staff?

11 Current District Director: Yes. Yeah, the members of the staff do access that.

12 Helen Eisner: How do you get in ... Oh, go ahead. I'm sorry.

13 Current District Director: Oh, no. Go ahead. I was done with that statement.

14 Helen Eisner: How do you get into the Voyager? What's the process?

15 Current District Director: The process is that there is a check in counter. Voyager staff or hotel
16 staff is there checking what rooms you're in. The Congresswoman, of
17 course, goes in there and whoever is the traveling staff would also have
18 access to the Voyager.

19 Helen Eisner: If you're not staying in the hotel as a district staffer, how do you get into
20 the Voyager?

21 Current District Director: Well, with the Congresswoman or the traveling staff.

22 Helen Eisner: Okay. You enter with them, or how does that work?

23 Current District Director: No. Usually if they're there before me I just let them know that I'm going
24 to be meeting the Congresswoman or meeting the staff who are with her,
25 if not all of us together.

26 Helen Eisner: How does the Congresswoman pay for access to the Voyager?

27 Current District Director: That I don't know.

28 Helen Eisner: Okay. Have you had any conversations about Voyager access and the
29 price?

30 Current District Director: No.

31 Helen Eisner: No?

32 Current District Director: No.

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1 Helen Eisner: Okay. How often does the Congresswoman have meetings that are
2 beyond the district or congressional staff with constituents or other
3 members of the public in the Voyager club?

4 Current District Director: You know, sometimes it could be a couple times a week, sometimes it's a
5 week where there's actually no meetings up there. It just depends on what
6 her schedule is for that day.

7 Helen Eisner: Okay. Is that usually during breakfast or another time period?

8 Current District Director: Usually during breakfast.

9 Helen Eisner: Okay. Would everyone partake in a meal, the constituents or people who
10 are meeting with her?

11 Current District Director: No. Not all. For example, we would meet at 7:00, the constituents or
12 whoever she's meeting with would come in at 8:00, and so some of them
13 don't eat breakfast.

14 Helen Eisner: Okay. Have you seen constit-

15 Current District Director: They're just really there to meet.

16 Helen Eisner: Have you seen constituents there who have had breakfast or refreshments
17 from the Voyager?

18 Current District Director: Mm-hmm (affirmative).

19 Helen Eisner: That a yes? Sorry. Just for the recording.

20 Current District Director: Yeah.

21 Helen Eisner: Yes, okay.

22 Current District Director: Oh, yeah. Yeah. Sorry.

23 Helen Eisner: That's breakfast. Have there been any other congressional events that
24 have taken place or district office events at the Voyager lounge?

25 Current District Director: Yes. That room has also been used to host congressional delegations as
26 well. For example, when congressional delegation members or staff
27 delegation members on Guam or even those who are just on unofficial
28 travel. They do have access and they do use the Voyager.

29 Helen Eisner: What relationship does the Congresswoman have with the Outrigger's
30 management team?

31 Current District Director: I would just call it a professional relationship. Yeah, that's all I know.

32 Helen Eisner: Okay. Who is Charlene Goo?

33 Current District Director: Charlene Goo. Charlene Goo used to ... How do you spell her last name?

34 Helen Eisner: It's-

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1 Current District Director: Yeah, I remember who she is, though. Charlene Goo is ... She used to be
2 here on the island. She was part of their management team.

3 Helen Eisner: Okay. What relationship did she have with the Congresswoman?

4 Current District Director: I don't know.

5 Helen Eisner: Okay. What about Steve Solberg? Do you know Mr. Solberg?

6 Current District Director: I know Mr. Solberg more. He's the general manager.

7 Helen Eisner: Okay. What relationship does he have with the Congresswoman?

8 Current District Director: I would also call it a professional relationship.

9 Helen Eisner: What about, does he have any type of relationship with the congressional
10 office?

11 Current District Director: Like in a business relationship or what type of ...

12 Helen Eisner: Yes. As far as working on issues, has Mr. Solberg worked with the
13 congressional office in an official capacity in any form?

14 Current District Director: No, not that I'm aware of. He's never made a visit to our office. In all my
15 meetings there at the Outrigger, I don't recall discussing any official
16 business with Mr. Solberg.

17 Helen Eisner: Okay. How often would you see Mr. Solberg when you're at the
18 Outrigger?

19 Current District Director: Oh, I see him several times a week in passing.

20 Helen Eisner: During the periods of time that the Congresswoman is in Guam, how
21 often does she have breakfast at the Voyager?

22 Current District Director: Almost daily.

23 Helen Eisner: What knowledge, to the best of your knowledge, did members of the
24 Ysrael family, Diana Ysrael and Al Ysrael, have of the fact that the
25 Delegate was staying at the Outrigger in the family units?

26 Current District Director: What was the first part of your question?

27 Helen Eisner: What was their knowledge of the fact that she was staying there?

28 Current District Director: For both Diana and Mr., the late Alfred Ysrael, both knew that she was
29 staying there in the 21st floor.

30 Helen Eisner: What about their knowledge that she was staying there without charge?

31 Current District Director: I'm not aware of any of those conversations.

32 Helen Eisner: Okay. Are you aware of any issues raised by either the late Al Ysrael or
33 Diana Ysrael concerning Delegate Bordallo staying at the Outrigger?

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1 Current District Director: No.

2 Helen Eisner: Are you aware of any period of time where there was tension in the
3 relationship between Mr. Ysrael and the Delegate?

4 Current District Director: No.

5 Helen Eisner: Was there any period of time when Delegate Bordallo was not permitted
6 to stay at the Outrigger Hotel?

7 Current District Director: No, not that I'm aware of.

8 Helen Eisner: Are you aware of any time when she visited Guam and did not stay at the
9 Outrigger Hotel?

10 Current District Director: No, I can't recall a time. I mean ... Yeah, I don't remember a time where
11 she stayed anywhere else. Yeah, I can't recall off the top of my head.

12 Helen Eisner: What about mid 2014 or early 2015, are you aware ... Does that refresh
13 your memory in any form as far as a time when the Delegate did not stay
14 at the Outrigger?

15 Current District Director: 2015, that would be two years ago.

16 Helen Eisner: Either mid-2014 or 2015, two years ago, yes.

17 Current District Director: No, I can't recall off the top of my head. I've just always known her to
18 stay at the Voyager. I mean, I'm sorry, the Outrigger.

19 Helen Eisner: What about Donna Baker, are you aware of her knowledge of her aunt?
20 This is Donna Baker, Diana Ysrael and Al Ysrael's daughter. Of her
21 knowledge of her Aunt staying for free at the Outrigger?

22 Current District Director: I can't say for free, but I do know that Donna knows that the
23 Congresswoman was staying there.

24 Helen Eisner: Can you recall or tell us about any conversations you had with or
25 involving Donna Baker related to whether or not the Delegate would be
26 allowed to continue to stay at the hotel?

27 Current District Director: No, I never had the conversation with her.

28 Helen Eisner: We've been told by some people we've spoken with that there was a brief
29 period of time where there was an issue with Mr. Ysrael and the
30 Congresswoman, and it resulted in him preventing her from staying at
31 the hotel. Are you familiar with that?

32 Current District Director: Most definitely not.

33 Helen Eisner: Okay. Does that surprise you?

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1 Current District Director: Yeah, actually. I just don't recall the Congresswoman staying anywhere
2 else, I'm trying to recollect my memory here, staying anywhere else
3 besides the Outrigger.

4 Helen Eisner: Besides staying anywhere else, does it surprise you that Mr. Ysrael
5 would have been upset with his sister-in-law and taken that kind of
6 action?

7 Current District Director: Yeah, that does surprise me because I know they disagree on issues. For
8 example, what's on the newspaper in the morning. I've seen that kind of
9 interaction. But not that I'm aware of where he said she couldn't stay
10 there.

11 Helen Eisner: What about your knowledge of any interactions between the
12 Congresswoman and Outrigger management to sort of facilitate her
13 continuing to stay at the hotel?

14 Current District Director: I'm not aware of any conversation or I wasn't involved in any
15 conversation regarding the hotel management for her to continue staying
16 there.

17 Helen Eisner: Okay. Besides being involved in any conversation, are you aware of any
18 conversations that might have occurred or meetings that might have
19 taken place related to her continuing to stay at the hotel?

20 Current District Director: Right. I do recall the latest conversation that the Congresswoman did
21 have with Mr. Ysrael. That was concerning her stay recently, so before
22 he passed, which was maybe 2016, last year.

23 Helen Eisner: Okay. Can you tell us about that?

24 Current District Director: Right. Here on Guam, there was political rumblings about her staying in
25 a hotel that belonged to, that was the Outrigger. At that point, when
26 things were a little politically heated during the election season, she did
27 have a conversation with Mr. Ysrael at the request of the current chief of
28 staff saying that she's still allowed to stay at the Outrigger.

29 Helen Eisner: Let me just back up a little bit. The political rumblings you mentioned,
30 what were those?

31 Current District Director: There were people on talk show radio or even conversations at campaign
32 events. People would say that, "She stays on top of a hotel. She's out of
33 touch with the people." Because every time she comes to Guam, she
34 stays in a hotel. I think a lot of people didn't understand the relationship
35 that she had with the owners of the property. While some did, I think, for
36 the most part, a lot of people didn't, that the property was owned by her
37 sister.

38 Helen Eisner: Were the political rumblings, because I don't think you mentioned this,
39 were they at all related to her staying there for free? Or were they just
40 related to the fact that she stayed in this hotel property?

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1 Current District Director: The fact that she stayed in the hotel property.

2 Helen Eisner: It was not related to her, the payment or-

3 Current District Director: No. I've never heard of any political rumblings about that.

4 Helen Eisner: If that's true, why did she have to have a meeting with Mr. Ysrael to
5 discuss the continued arrangement?

6 Current District Director: That I'm not sure. All I know is that the Congresswoman had a
7 conversation with Mr. Ysrael at the request of the chief of staff.

8 Helen Eisner: The chief of staff is ...

9 Current District Director: Matt Herrmann.

10 Helen Eisner: Matt Herrmann. Okay, who was-

11 Paul Solis: How do you know that?

12 Current District Director: Because at that time Matt Herrmann, I believe, yeah, he wasn't on island
13 and he had conversations with the Congresswoman to clarify that.

14 Paul Solis: Okay. But how did you become aware that there was a discussion
15 between the Delegate and Mr. Ysrael?

16 Current District Director: Because I was there during that conversation.

17 Paul Solis: Okay, so you were there when Mr. Ysrael and Delegate Bordallo talked?

18 Current District Director: Correct.

19 Paul Solis: Okay. What did they talk about?

20 Current District Director: The Congresswoman said, "Al, there's people saying and political rumors
21 saying that I shouldn't be staying here because I'm staying in a hotel." Mr.
22 Ysrael replied, "Madeleine, you're staying in your sister's condo. What is
23 wrong with that?" That was the extent of their conversation. He says,
24 "Forget all these politics and all that type of stuff." That was the gist of
25 their conversation.

26 Paul Solis: Okay. Specifics. At any point during that conversation, in any way
27 whatsoever, did the Delegate and Mr. Ysrael talk about how her stay was
28 paid for?

29 Current District Director: No.

30 Paul Solis: That was never brought up in any way?

31 Current District Director: That was never brought up. Ever.

32 Paul Solis: Present in that conversation was just the three of you?

33 Current District Director: Correct.

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1 Helen Eisner: Where was the conversation?

2 Current District Director: That was in the lobby of the Outrigger.

3 Helen Eisner: Following that conversation, was there any communication with
4 Outrigger management?

5 Current District Director: No.

6 Helen Eisner: Was Outrigger management involved, and I mean Ms. Goo, Steve
7 Solberg, and any managers for the Outrigger Hotel, following that
8 conversation was there any follow-up with those individuals about her
9 continuing to stay in the hotel?

10 Current District Director: Not to my knowledge and at least not from me.

11 Helen Eisner: Okay. At any point in time, did the Delegate have a conversation with
12 Mr. Solberg about her continuing to stay in the hotel?

13 Current District Director: Not that I was present for.

14 Helen Eisner: Okay.

15 Current District Director: That I am aware of.

16 Helen Eisner: I'm sorry. So, not that you were present for and not that you are aware of?
17 Or, ...

18 Current District Director: Right.

19 Helen Eisner: All right. Let me just break that apart so ... Are you aware of any
20 conversation that occurred with Mr. Solberg related to her continuing to
21 stay in the hotel?

22 Current District Director: No.

23 Helen Eisner: Okay. And, you were not present for a conversation of that nature?

24 Current District Director: Correct.

25 Helen Eisner: Okay. Heard any ... How often does Delegate Bordallo meet individually
26 with Mr. Solberg?

27 Current District Director: You know, I can't say that because I'm not like there every day at the
28 hotel, right. So, I mean, for the most part, I am, but, for example, if I
29 have meetings outside, I don't. But, you know, I would say it's also in
30 passing, if he is also up in the Voyager, or if they see each other in the
31 hotel. I do know that they, you know, that they cross paths often.

32 Paul Solis: Were you ever present for a staff meeting where the Delegate asked the
33 congressional staff to gather information on how much money had been
34 spent at the Outrigger by congressional staff.

35 Current District Director: Like, in staff staying there, for example. Like ...

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1 Paul Solis: Like for ... So, basically, did the Delegate ever say in front of staff, you
2 know, or ask staff to gather up information on how much money had
3 been spent during the course of the staff's stay at the Outrigger?

4 Current District Director: No. I don't recall that kind of conversation.

5 Helen Eisner: What about, not just related to the staff stay, but related to the amount of
6 business the Congresswoman had brought to the Outrigger, in general.
7 Were you present, or are you aware of any conversation related to that?

8 Current District Director: In terms of business, I mean, I know that, I mean, it was like, you know,
9 a lot of the congressional delegations or staff delegations, you know,
10 would come through the Outrigger. Yeah. That I'm aware, you know,
11 that it was a great hotel to stay in, full of hospitality, you know, that type
12 of thing. That I am aware.

13 Helen Eisner: And, were you present or aware of a staff meeting where the amount of
14 business, that you just referred to, that the Congresswoman had brought
15 to the hotel, was discussed?

16 Current District Director: I don't recall.

17 Helen Eisner: What about conversations that the Congresswoman had ... What
18 conversations did the Congresswoman have with congressional staff
19 asking them to gather information about the amount of business that she
20 brought to the hotel?

21 Current District Director: I don't recall that kind of conversation either.

22 Helen Eisner: What about any conversations with Mr. Solberg or meetings with Mr.
23 Solberg in which the Congresswoman discussed the amount of business
24 that she'd brought to the hotel?

25 Current District Director: Oh, that for sure, I don't know. I've never ... I'm not aware of that kind of
26 conversation.

27 Paul Solis: Is there a difference between saying you for sure you don't know, and
28 you don't know?

29 Current District Director: No. I mean I don't ... Yeah. Like, of the top of my head, I'm not aware of
30 that kind of conversation.

31 Paul Solis: Okay.

32 Helen Eisner: Was there ever a time when Mr. Solberg helped facilitate the Delegate
33 continuing to stay in the hotel?

34 Current District Director: No. Not that I'm aware of.

35 Helen Eisner: Did Mr. Solberg ever provide any special benefits to the Delegate?

36 Current District Director: Not that I'm aware of.

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1 Helen Eisner: Have you become aware of any concerns, or are you aware of any
2 concerns that have been raised related to the Delegate staying at the hotel
3 for free?

4 Current District Director: No. Not that I'm aware.

5 Helen Eisner: What about any conversations that you've had related to the Delegate
6 staying at the hotel, or utilizing amenities at the hotel for free?

7 Current District Director: Not that I'm aware of. The only, again, the only conversation that I'm
8 familiar with was the one with Mr. Ysrael.

9 Helen Eisner: Okay. And, that's the only conversation of that nature with Mr. Ysrael?

10 Current District Director: Correct.

11 Helen Eisner: Okay. And, how long did that conversation last?

12 Current District Director: That lasted for about five, seven minutes, and then, we were on our way
13 out, and then, they were talking politics after that, but as far as the
14 conversation regarding the hotel, yeah, about five to seven minutes.

15 Helen Eisner: Who have you communicated with, besides your attorneys, about the
16 OCE's review?

17 Current District Director: I have talked to Roseanne Meno and Kay Lea Custodio.

18 Helen Eisner: Okay.

19 Paul Solis: Have you talked to the Delegate about the fact that you'd be speaking
20 with us?

21 Current District Director: Yes.

22 Paul Solis: Okay. What'd you guys talk about?

23 Current District Director: That I couldn't take her call because I'm going to be having an interview.
24 That was this morning.

25 Paul Solis: Okay. That was just this morning?

26 Current District Director: Yeah.

27 Paul Solis: That was the only time that you've spoken to her in reference to our
28 investigation?

29 Current District Director: And that ... I know that just a couple of weeks ago, her attorneys were
30 informing her that, you know, that ...

31 Bill Pittard: Hold on, hold on, hold on. Let's not talk about what, if anything, you
32 might know about conversations between the member and her attorney.

33 Current District Director: Okay.

34 Paul Solis: Well, why not?

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1 Bill Pittard: Well, I don't know how the privilege works there, but ...

2 Paul Solis: I'm not aware that there is any privilege that exists with Current District
3 Director.

4 Bill Pittard: Yeah. Well ...

5 Paul Solis: So, we are going to go ahead and we're going to repeat that question, and
6 we're going to let Current District Director finish. If he's choosing not to
7 answer based on guidance from counsel, you know, we're going to note
8 that in our transcript and in our, potentially, our findings.

9 Bill Pittard: Yep. So, Current District Director, my instruction to you is not to reveal,
10 not to answer any question that asks you for communications between
11 the Congresswoman and her attorney. And, they can ask the question and
12 my instruction to you is to, politely, decline to answer.

13 Paul Solis: All right. So, Current District Director, I'm going to ask you to finish
14 your thought there about, you know, our question ... My question was did
15 you have any other conversations with the Delegate about our
16 investigation? You began to say, you know, to reference conversations
17 between her attorneys and her. Excuse our train. Your counsel has
18 objected and instructed you not to continue that thought or answer any
19 questions based on your statement there. I'm going to go ahead and ask
20 you to finish your statement and, you know, it's up to you whether you'll
21 want to respond.

22 Current District Director: Sure. So, I mean I think I can ... My point was that, you know, the
23 Congresswoman ...

24 Bill Pittard: Current District Director. Current District Director.

25 Current District Director: Yeah.

26 Bill Pittard: Can you answer the question without revealing communications between
27 the Member. Answer –

28 Current District Director: That's my point, is that her conversations, I informed her that I am not
29 able to discuss anything with her because I had already was in discussion
30 with you Bill.

31 Bill Pittard: Okay.

32 Paul Solis: Okay. So ... All right, so we don't have to get into conversations, Current
33 District Director. I don't want you to then get into conversations about
34 between attorneys and their clients, but I do want to know ... My
35 question is, what other conversations did you have with the Delegate
36 about our review? Could you expand on that without getting into
37 discussions between clients and lawyers?

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1 Current District Director: No. I've had no other conversation besides the fact that, you know, I'm
2 also part of a review.

3 Paul Solis: Okay. Did she ask you to, whether or not you would want to be
4 represented by her attorneys?

5 Current District Director: No.

6 Paul Solis: So then, what prompted you to say that you had sought separate counsel,
7 your own counsel?

8 Current District Director: What prompted me to what? Could you ...

9 Paul Solis: What prompted you to tell her that you had sought your own counsel and
10 you had your own counsel in this review?

11 Current District Director: I don't think I ... Well, because, at that time, I mean ...

12 Paul Solis: Why did you tell her that?

13 Current District Director: Well because, already at that time, she was already being, you know, she
14 was undergoing conversations with her attorney, and, at that time, we
15 were advised by our Chief of Staff, even before this began, you know,
16 that we were not allowed to discuss anything with the Member or, you
17 know, that this would be ongoing with our office, that we would be
18 involved in this.

19 Paul Solis: And, Matt said that to you?

20 Current District Director: Correct.

21 Paul Solis: I'm just a little confused because when I asked you about that, I asked
22 you if you had any other conversations with the Delegate, you started to
23 talk, we got into this issue about, you know, attorney-client
24 communications, and now, you're telling me that Matt had instructed you
25 about this. I want to know what conversations you had with the Delegate.
26 That's what ...

27 Current District Director: I haven't had any conversation with the Delegate regarding my interview
28 with you guys.

29 Paul Solis: What about, not about your interview, but about the investigation at all,
30 about our review in any way?

31 Current District Director: Not the, besides the fact that there was an actual review going on, not ...

32 Paul Solis: So, no substantive conversations about the review?

33 Current District Director: Yeah. Correct. Because I was always advised that I can't discuss these
34 things.

35 Paul Solis: Okay. I think that's all we have for you.

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- 1 Helen Eisner: Okay. Is there anything else you think we should know?
- 2 Current District Director: Not that ... No.
- 3 Paul Solis: Okay.
- 4 Helen Eisner: Okay. Well, thank you for your time. We're going stop the recording now.
5 Go ahead.
- 6 Current District Director: I don't know if this is part of the recording or not.
- 7 Paul Solis: Well ...
- 8 Helen Eisner: Do you want this on the recording, cause we are about to stop it?
- 9 Current District Director: Okay. I think we're fine.
- 10 Paul Solis: Okay. We'll stop the recording.
- 11 Helen Eisner: We'll stop the recording.
- 12

