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CLERK OF COURT

IN THE SUPERIOR COURT OF GUAM

By: 

TERRITORY OF GUAM EX REL JOHN
RYAN,

Plaintiff-Relator,

vs.

PERMARCH GUAM, INC., JOHN DOES 1-4,

Defendants.

Civil Case No. CV1279-19

**DECISION AND ORDER RE: MOTION TO
STAY PROCEEDINGS**

INTRODUCTION

This matter came before the Honorable John C. Terlaje on June 16, 2026, for a Motion Hearing regarding Plaintiff's Motion to Stay Proceedings. Attorney Braddock Huesman appeared on behalf of Plaintiff John Ryan. Attorney George Valdes appeared on behalf of Defendant Permarch Guam, Inc. After reviewing the record, relevant law, and arguments from the parties, the Court **DENIES** the Motion to Stay Proceedings.

BACKGROUND

Ryan filed his Motion to Stay Proceedings on March 13, 2026. Permarch filed its Opposition on April 17, 2026. Ryan filed his Reply on April 30, 2026. The Court heard oral arguments for the Motion to Stay Proceedings on June 16, 2026.

This case concerns Permarch's alleged violation of Guam tax code. Mot. to Stay Proceedings at 1-2 (Mar. 13, 2026). Ryan filed his complaint pursuant to the False Claims and

1 Whistleblower Act found in 5 G.C.A. § 37191. *Id.* at 2. The Government declined to intervene in
2 this case, which allowed Ryan to proceed in this case as Relator. *Id.* The Government has since
3 filed a case seeking an alternate remedy regarding the same alleged tax violation. *Id.* at 2. The
4 Government's case is currently pending and has yet to be resolved. D. Permarch Guam Inc.'s
5 Opp. to Mot. to Stay Proceedings at 2 (Apr. 17, 2026). The parallel matter does not involve the
6 allegations of fraud and the violation of the Whistleblower Act, rather at issue in the other matter
7 is the Department of Tax and Revenue's assessments of Permarch's taxes. *Id.* at 2–4.

9 This case has two pending motions for summary judgment. *Id.* at 2. The first was filed by
10 Permarch on July 12, 2024. *Id.* The second motion was filed by Ryan on August 9, 2024. *Id.*

11 DISCUSSION

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13 “[T]rial judges have broad judges have broad discretion in overseeing litigation and
14 discovery.” *Teleguam Holdings LLC v. Territory of Guam*, 2018 Guam 5 ¶ 30; *see also* 7 G.C.A.
15 § 7107; *Guam Econ. Dev. Auth. v. Affordable Home Builders, Inc.*, 2013 Guam 12 ¶16. In general,
16 granting a stay of proceedings will not be disturbed on appeal unless there has been a clear abuse
17 of discretion. *People v. Blas*, 2016 Guam 19 ¶ 10. However, a court must consider the possibility
18 of prejudice to the parties by granting a stay. *Id.* at ¶ 51.

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20 Here, the Court will not stay the current proceedings. Although there is a parallel case filed
21 by GovGuam, the litigation in that case does not affect the liability of Permarch in this case.
22 Although the outcome of the parallel case may affect the dollar amount of taxes at stake in this
23 case, the motions currently pending are about Permarch's liability. The Court is not currently
24 deciding the dollar amount at issue. The Court can stay the proceedings at a later point, if
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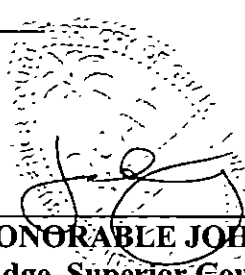
1 necessary, when that issue becomes relevant to the proceedings at hand. Therefore, the Court finds
2 no reason to grant a stay in the instant case at this time.

3 **CONCLUSION**

4 Therefore, the Court **DENIES** Plaintiff's Motion to Stay Proceedings.

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6 **SO ORDERED**, this

9/4/26

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11 **HONORABLE JOHN C. TERLAJE**
12 **Judge, Superior Court of Guam**
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