



Guam SOLID WASTE RECEIVER



Briefing for the GSWA Board



July 24, 2025
1:00 PM ChST





Guam SOLID WASTE RECEIVER



Topics

- I. Claim Against GWA
- II. Leachate Flow and Seep Investigations
- III. Consent Decree Remaining Projects
- IV. Ordot Dump Post-Closure Funds

FYI: Next Court Joint Status Hearing
October 15, 2025 9:00 AM Guam





Guam SOLID WASTE RECEIVER



I. Claim Against the GWA

- Receiver has conferred with Andrew Gayle/Irv Slike regarding offers and counteroffers
 - 3/18/25 - Receiver responded to GWA 2/14/2025 response with an offer
 - GWA has yet to respond to the Receiver's latest 3/18/25 offer





Guam SOLID WASTE RECEIVER



I. Claim Against the GWA (cont'd)

10
11
12
13
14
15
16
17
18
19
20
21
22
23

CONCLUSION

GWA's arguments for dismissal based on sovereign immunity and GBB's authority do not hold. The statutory waiver of immunity is clear, and GBB's authority to pursue this claim is well supported.

For the foregoing reasons, GWA's Motion to Dismiss is **DENIED**.

IT IS SO ORDERED JUL 18 2025

HONORABLE ARTHUR R. BARCINAS
Judge, Superior Court of Guam



Guam SOLID WASTE RECEIVER



II. Leachate Flow and Seep Investigations

Schedule Update for the EPA Additional Data

- Technical Memo anticipated submittal to EPA within 16 months of initiating field activities
- Key milestones and activities:
 - Selected locations for wells and drill borings under review by USEPA
 - Additional geophysical information to be gathered with GPR to enhance borehole location selection
 - Hiring drilling contractor in progress
 - Anticipated next steps (in upcoming wet season):
 - Permitting in progress for borehole drilling
 - Drill boreholes and collect data – anticipated to start in August
 - Construct and develop wells - anticipated to start in August
 - Permeability tests
 - Water Quality Sampling and Analysis later within wet season (Aug – Nov)
 - Ongoing bi-weekly discussions as needed and sharing of info with Tech Team



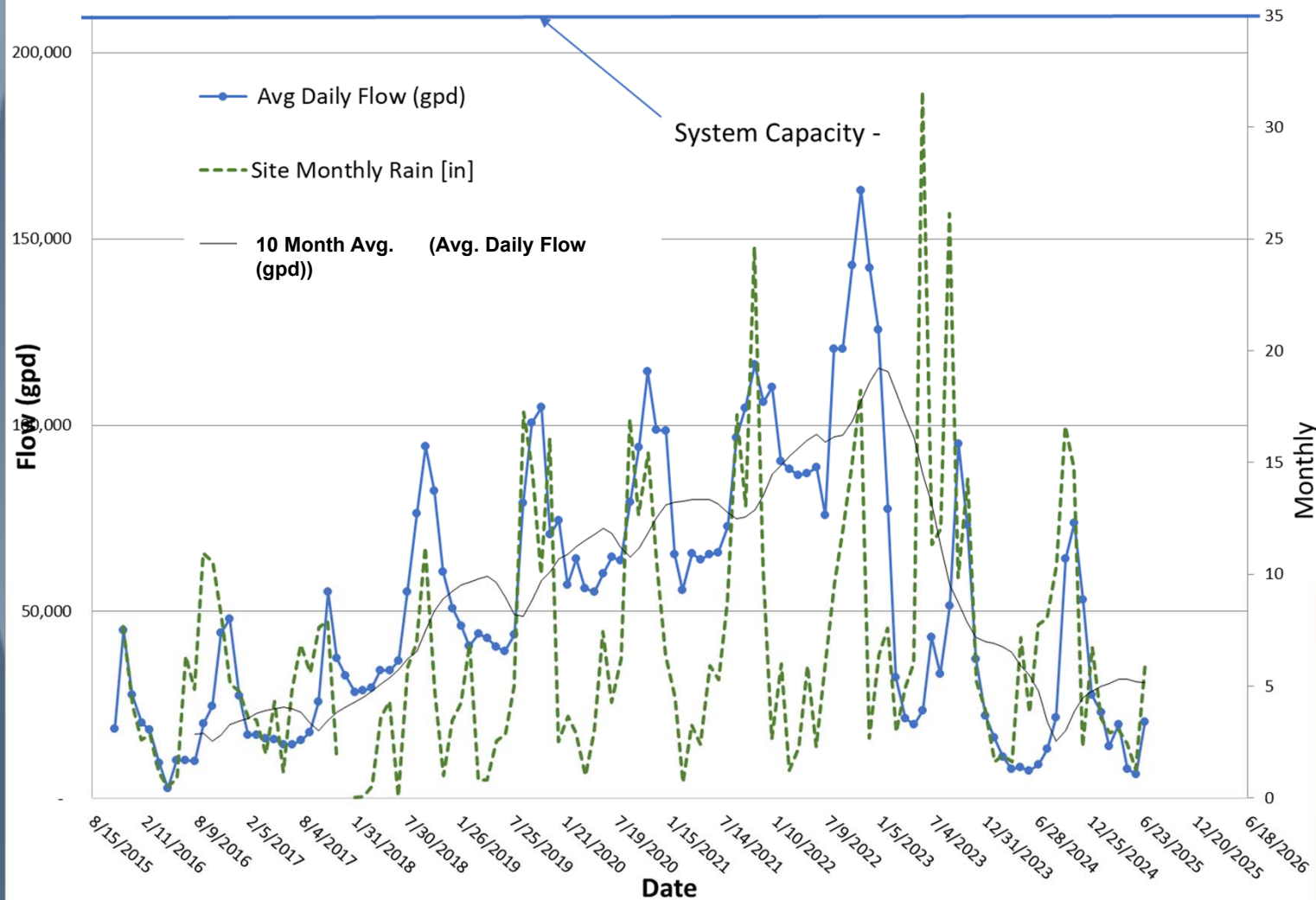


Guam SOLID WASTE RECEIVER



Leachate Flow Update (June '25)

Daily Average Flow and Rainfall by Month Based on GWA Meter





Guam SOLID WASTE RECEIVER



II. Leachate Flow and Seep Investigations (cont'd) ~ Leachate Flow Update

- 2024 and 2025 leachate flows closer to the levels experienced in 2016 and 2017 after the repair of GWA Dero Road, and 2022 Dero Road leaks are no longer impacting the Ordot Dump Facility. We continue to look for trends.



Year	Leachate (Gallons)
2016	7,397,019
2017	8,518,884
2018	18,658,285
2019	23,952,805
2020	27,748,045
2021	30,040,379
2022 (GWA leaks repaired in December)	40,976,930
2023	15,870,700
2024	9,473,154
2025 (thru June)	2,712,933* (6 months)



Guam SOLID WASTE RECEIVER



II. Leachate Flow and Seep Investigations (cont'd)

- Values in previous slides include Receiver/Operator estimates for Jan and Feb 2025
- Working through GWA and Receiver legal counsels to resolve
 - GWA technical staff has recently confirmed meter malfunctioning
 - GWA counsel has requested Receiver flow data
 - Receiver plans to send data this month





Guam SOLID WASTE RECEIVER



II. Leachate Flow and Seep Investigations (cont'd)

GWA Leachate Volume Treated and Treatment Cost

Year	Gallons	Cost \$
2022	40,976,930	\$1,126,653.88
2023	15,870,700	\$ 358,176.30
2024	9,473,154	\$ 152,382.65
2025 (thru June)	2,712,944*	\$45,453.73*

*Estimated due to GWA metering malfunction



Guam SOLID WASTE RECEIVER



III. Consent Decree Remaining Tasks

Cessation Certification

- No change

GSWA portion of SEP

- U.S. EPA has provided a letter dated June 25, 2025 with guidance for completing GSWA's portion of the SEP Completion Report. It is requested that this is to be submitted to U.S. EPA as an addendum to the Receiver's SEP report.
- It is our understanding that, as of the date of this meeting, GSWA's General Manager has submitted the requested Addendum to U.S. EPA.





Guam SOLID WASTE RECEIVER



IV. Ordot Dump Post-Closure Funds

Bank of Guam Account	Balances as of May 31, 2025	Balances as of June 30, 2025
TDOA Treasurer***3788	\$ 512,003.02	\$ 230,316.59
Investment 5159***	\$ 5,012,759.72	\$ 5,027,071.34
RCRA Trust 5175***	\$ 33,391,906.49	\$ 33,513,521.95
Total	\$ 38,916,669.23	\$ 38,770,909.88



Guam SOLID WASTE RECEIVER



Si Yu'us Ma'ase

