



Guam SOLID WASTE RECEIVER



Briefing for the GSWA Board



December 19, 2025 1:00 PM



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Receiver Presentation Topics

- I. District Court Order - Global Mediation
- II. GWA Leachate Treatment Invoice Dispute
- III. Cessation Certification
 - Status of the EPA Additional Work
- IV. Ordot Dump Operations
 - Leachate Status
 - Ongoing Routine and Non-Routine Operations (Chris/Ricky)
 - Qnergy Proposal
- V. Ordot Dump Post-Closure Funds





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I. District Court Order - Global Mediation

- At the update 9th Circuit mediation call on December 3, 2025:
 - The parties involved in the Consent Decree case, Contractor's case, and the GWA case agreed to mediate:
 - U.S. v. Government of Guam (CV 02-0022)
 - Government of Guam v. Black Construction et al., (CV 24-00011)
 - GBB as Federal Receiver v. GWA and DB Insurance (Superior Court, CV 0593-24)
- Parties selected Roger Peters as the mediator
- Mediation will take place on March 24 and 25, 2026 in San Francisco





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I. District Court Order - Global Mediation (cont'd)

- On December 4, 2025, Judge Frances Tydingco-Gatewood issued an order staying all cases pending the parties' mediation efforts. (ECF 2238)
- Receiver is required to file a brief joint report of the status of the mediation no later than January 16, 2026, and every 60 days thereafter. (ECF 2238)





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II. GWA Leachate Treatment Invoice Dispute

- Receiver notified GWA on Feb 6, 2025 of malfunction meter readings at Ordot between Jan. 17 – Feb. 12, 2025 (27 days) and questioned the billing for January and February 2025 leachate treatment charges
- Receiver was issued a refund of \$32,246.88 on December 11, 2025, as part of the November 2025 invoice

Month	Invoice Detail	Vendor Invoice Number	Invoice Amount (\$)	Invoice Consumption (Per K gallons)	Cost Per Gallon (\$)	Legislative Surcharge
January	Original	-	\$ 26,674.38	1,432.22	-	-
	Correction	-	\$ (15,547.64)	-915.41	-	-
	Revised	3366	\$ 11,126.74	516.81	\$0.01641	3.50%
February	Original	-	\$ 24,325.25	1,570.53	-	-
	Correction	-	\$ (15,547.64)	-983.21	-	-
	Revised	0087	\$ 7,626.01	587.32	\$0.01641	3.50%
Total Corrections (January + February)			\$ (32,246.88)	-1,898.62		



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III. Cessation Certification Status of the EPA Additional Work

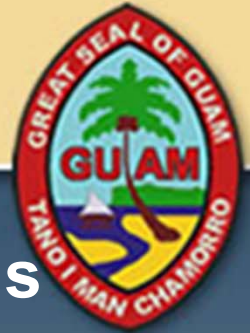
Status of Additional Investigations for EPA requested Data

- Key milestones and activities since last month's Board report on November 20, 2025:
 - Second of two sampling events completed on December 7 and samples shipped off to be analyzed
 - Field investigation summary report at request of USEPA in final review and anticipate submittal to USEPA, GEPA and GSWA this month.
 - Awaiting Laboratory analysis for the two sampling events

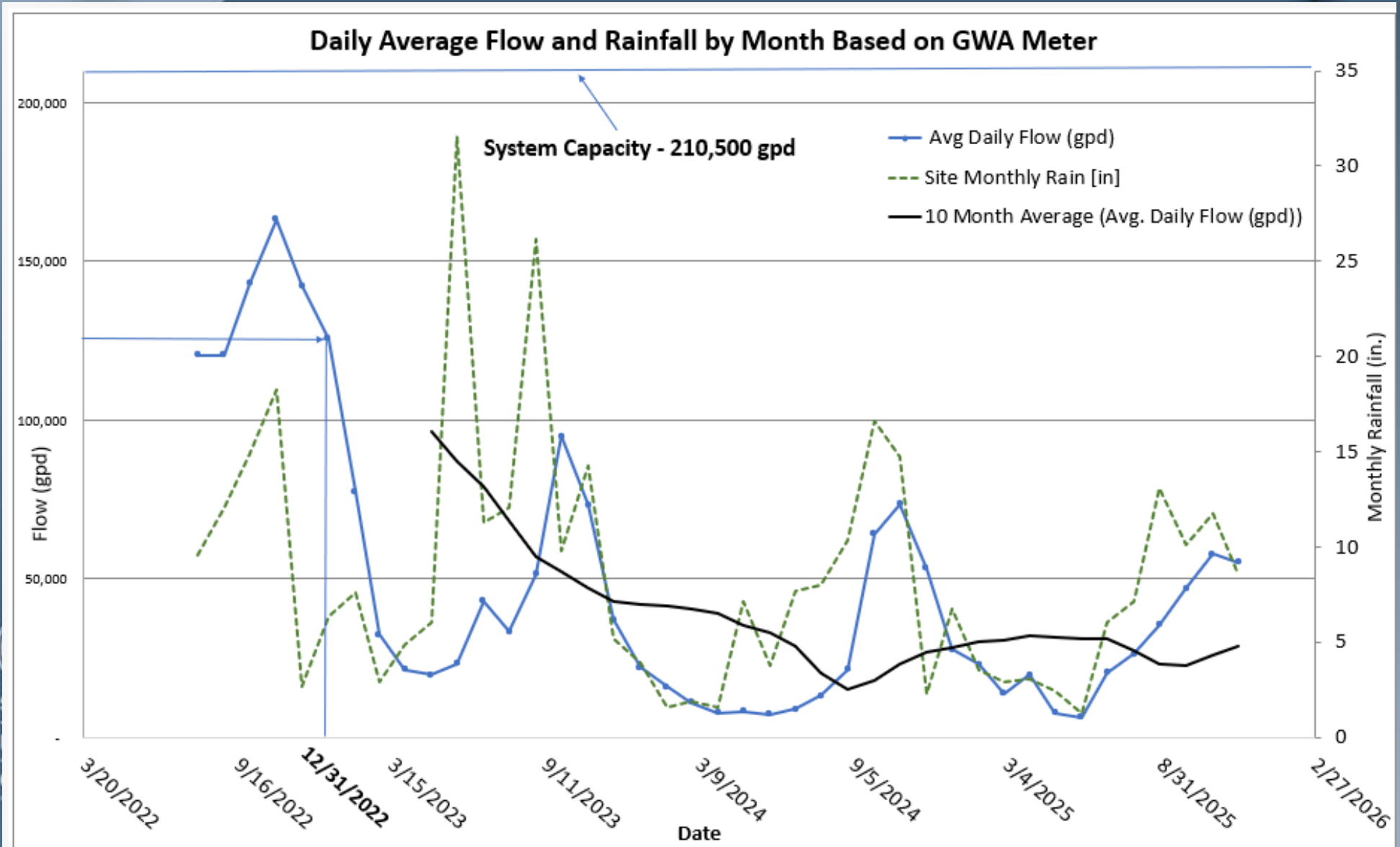




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IV. Ordot Dump Operations - Leachate Status





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IV. Ordot Dump Operations - Leachate Status

- Prior Dero Road leaks are no longer impacting the Ordot Dump Facility
- We continue to look for trends
- We check leachate flows regularly

Year	Leachate (Gallons)
2022*	40,976,930
2023	15,870,700
2024	9,473,154
2025 (thru November)	9,271,580**

* GWA leaks repaired in December 2022

** Reflects January and February 2025 leachate overcharge corrections.



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IV. Ordot Dump Operations - Leachate Status

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 November)*	9,271,580	\$ 162,272.09**

* GWA rate increased from \$0.01641 to \$0.01776 per gallon in October '25, an 8.227% increase

**Includes credit of \$(15,547.64) for January and \$(15,547.64) for February



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IV. Ordot Dump Operations - Ongoing Routine and Non-Routine Operations

- **Ongoing Routine Operations**
 - No changes – continue to provide timely and appropriate reporting
 - SVE Gas system repaired and put back into service on Dec. 12
- **Non-Routine Operations**
 - **Storm Swale Repair Construction**
 - Final contract closeout and documentation ongoing
 - **Soil Vapor Extraction**
 - Trenching for pipe connect and horizontal extraction well installation anticipated to be initiated in next two weeks following permit approvals that are needed by GEPA and DPW
- **Receiver provides weekly updates on activities to GSWA, GEPA and EPA**





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IV. Ordot Dump Operations – Qnergy Proposal

- Qnergy provides a technology solution to capture methane and provide on-site power
- Technology well suited for lower flows and lower concentrations of methane like at Ordot Dump
- Technology is based on a Free Piston Stirling Engine, a highly reliable and low maintenance engine that Qnergy reports to be able to run continuously for over 60,000 hours without maintenance

Qnergy



<https://qnergy.com/>



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V. Ordot Dump Post-Closure Funds

Payments Made (September 01 – November 30, 2025)

GBB Control Number	Company/Vendor Invoice	Payment Amount	Payment Date
OPC-2025-134	GWA Invoice No. 5193 (Jul 2025)	\$13,790.82	9/5/2025
OPC-2025-135	GWA Invoice No. 6464 (Aug 2025)	\$17,994.92	10/17/2025
OPC-2025-136	BOG Investment Account Management Fee 3rd Quarter (July 2025 - September 2025)	\$5,888.79	10/13/2025
OPC-2025-137	B&CC Invoice No. 85569619 (May 2025) - Rev; B&CC Invoice No. 85582907 (June 2025) - Rev	\$275,053.53	11/26/2025
OPC-2025-138	GWA Invoice No. 6484 (Sept 2025)	\$21,158.53	11/26/2025
Total		\$333,886.59	





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V. Ordot Dump Post-Closure Funds (cont'd)

Bank of Guam Account	Balances as of September 30, 2025	Balances as of October 31, 2025	Balances as of November 30, 2025
TDOA Treasurer***3788	\$ 484,866.13	\$ 460,994.56	\$ 461,005.93
Investment 5159***	\$ 4,781,566.65	\$ 4,793,616.12	\$ 4,819,231.51
RCRA Trust 5175***	\$ 33,865,490.10	\$ 33,985,182.29	\$ 34,092,566.03
Total	\$ 39,131,922.88	\$ 39,239,792.97	\$ 39,372,803.47



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Seasons' Greetings and Si Yu'us Ma'ase

