

2026 FEB -3 PM 3:45

IN THE SUPERIOR COURT OF GUAM

SUPERIOR COURT
OF GUAM

PEOPLE OF GUAM,

v.

VINCENT JULIAN WALKER,
DOB: 06/12/1963

Defendant.

Criminal Case No. CF0089-24
GPD Report Nos. 24-02536 / 24-02537 /
24-02821

DECISION AND ORDER
GRANTING THE PEOPLE'S
REQUESTED RESTITUTION

INTRODUCTION

This matter came before the Honorable Alberto C. Lamorena, III on November 21, 2025 for a Restitution Hearing. Assistant Attorney General Lucas Wood represents the People, and Assistant Public Defender Mary Hill represents Vincent Julian Walker ("Defendant"). Having duly considered the parties' briefs, oral arguments, and the applicable law, the Court now issues the following Decision and Order and **GRANTS** the People's requested restitution.

BACKGROUND

On July 8, 2025, Defendant entered a deferred plea of guilty to Aggravated Retail Theft (as a 2nd Degree Felony) and Attempted Retail Theft (as a 2nd Degree Felony). See Order After Hearing (Jul. 22, 2025). The charges stem from allegations that Defendant unlawfully took several spools of electrical wires from Home Depot, Tamuning ("Victim") on multiple occasions between January 16, 2024 through February 1, 2024. See Indictment (Feb. 26, 2024). Pursuant to the terms of the deferred plea agreement, Defendant agreed to pay full restitution to Victim in an amount to be determined at a later restitution hearing. See Deferred Plea Agreement (Jul. 18, 2025).

On August 25, 2025, the People submitted their Restitution Summary. See Submission of Restitution Summary (Aug. 25, 2025). The People seek restitution of sixteen thousand seven hundred nine dollars and one cent (\$16,709.01). Id.

On November 21, 2025, the Court held a Restitution Hearing. After hearing the arguments of the parties, the Court took the matter under advisement.

1 One issue raised during the Restitution Hearing was whether Victim had insurance coverage
2 applicable to this loss. On January 12, 2026, the People submitted an informational statement, in
3 which a representative of Victim, Mike Dalton, verified that Victim did not have insurance coverage
4 applicable to this loss. See People’s Submission of Information (Jan. 12, 2026).

5 **DISCUSSION**

6 **I. Preliminary Rules:**

7 A person who has been convicted of an offense may be sentenced to pay a fine or to
8 make restitution not exceeding:

- 9 (a) Ten thousand dollars (\$10,000.00), when the conviction is a felony of the first
10 or second degree;
11 (e) Any higher amount equal to double the pecuniary gain to the offender or
12 loss to the victim caused by the conduct constituting the offense by the
13 offender. In such case, the Court shall make a finding as to the amount of
14 the gain or loss... For purposes of this section, the term “gain” means the
15 amount of money or the value of the property derived by the offender and
16 the term “loss” means the amount of value separated from the victim.

17 See 9 G.C.A. § 80.50.

18 This means that the Court may order Defendant to pay restitution up to ten thousand
19 dollars (\$10,000.00) without any specific findings, but must make findings for any higher
20 amount, not to exceed double the loss to Victim or gain to Defendant. See *People v. Mallo*,
21 2008 Guam 23 ¶ 43.

22 **II. Application:**

23 Here, the People’s requested restitution of sixteen thousand seven hundred nine dollars
24 and one cent (\$16,709.01) exceeds the ten thousand dollar (\$10,000.00) limit imposed by 9
25 G.C.A. § 80.50(a). Therefore, the Court must make specific findings regarding the Victim’s
26 losses. The People bear the burden of proving these losses by a preponderance of the evidence.
27 See *People v. Faisao*, 2018 Guam 26, ¶ 13.

28 Victim claims their losses occurred on four separate events in which Defendant stole
various amounts of electrical wire. See Submission of Restitution Summary (Aug. 25, 2025).
These events occurred on: (i) January 16, 2024 with losses totaling two thousand three hundred
fifty-eight dollars (\$2,358.00), (ii) January 31, 2024 with losses totaling six thousand one

1 hundred fifty-one dollars and sixty-five cents (\$6,151.65), (iii) again on January 31, 2024 with
2 losses totaling four thousand seven hundred seventeen dollars and ninety-six cents
3 (\$4,717.96), and (iv) February 1, 2024 with losses totaling three thousand four hundred eighty-
4 one dollars and forty cents (\$3,481.40). Id.

5
6 During the Restitution Hearing, Victim's asset protection manager, Doman Silas,
7 testified to reviewing security footage of the events on those days. See Court Recording at
8 10:18:00am (Nov. 21, 2025). In that footage, Defendant was seen filling his shopping cart
9 with various amounts of electrical wire and then loading the wire into his vehicle without
10 paying for it. Id. at 10:18:45am. Doman Silas testified to performing an inventory check of
11 Victim's electrical wires, and noticed that an amount of inventory was missing equal to the
12 amount of wire spools Defendant was seen stealing. Id. at 10:19:00am. Doman Silas also
13 testified that the amount of missing wire inventory retailed for sixteen thousand seven hundred
14 nine dollars and one cent (\$16,709.01). Id. at 10:19:30am.

15
16 Because Victim had no insurance policy covering these losses, Defendant's conduct
17 caused them losses of the full sixteen thousand seven hundred nine dollars and one cent
18 (\$16,709.01) claimed.

19
20 **CONCLUSION**

21 For the reasons stated above, the Court **GRANTS** the People's restitution request. Defendant
22 shall owe Victim restitution totaling sixteen thousand seven hundred nine dollars and one cent
23 (\$16,709.01).

24
25 **IT IS SO ORDERED** this February 3, 2026

26 SERVICE VIA EMAIL
I acknowledge that an electronic
copy of the original was e-mailed to:

27 DAG & PDSC

28 Date: 2/3/26 Time: 3:52

Reinita M. Lindlau

Deputy Clerk, Superior Court of Guam

HONORABLE ALBERTO C. LAMORENA, III
Presiding Judge, Superior Court of Guam

Decision and Order Granting the People's Requested Restitution

CF0089-24, *People of Guam v. Vincent Julian Walker*