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IN THE SUPERIOR COURT OF GUAM  
SUPERIOR COURT  
OF GUAM

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4 THE PEOPLE OF GUAM,

5 v.

6 MADISON ASOMA INCHIN,  
7 DOB: 02/21/1983

8 Defendant.

Criminal Case No. CM0025-20  
GPD Report No. 20-01158

DECISION AND ORDER  
REVOKING  
DEFENDANT'S PROBATION

9  
10 INTRODUCTION

11 This matter came before the Honorable Alberto C. Lamorena, III on January 30, 2026 for a  
12 Revocation Hearing in the above-captioned matters related to Madison Asoma Inchin's  
13 ("Defendant's") failure to abide by his probationary terms. Defendant was represented by Alternate  
14 Public Defender Tyler Scott. The People of Guam were represented by Assistant Attorney General  
15 Lucas Wood. Having duly considered the Parties' briefs, oral arguments, and the applicable law,  
16 the Court now issues the following Decision and Order Granting the People's Motion to Revoke  
17 Probation.

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19 BACKGROUND

20 On February 5, 2020, Defendant entered a plea of guilty to Driving While Impaired (as a  
21 Misdemeanor). See DWI Court Judgment (Feb. 28, 2020). A judgment was entered imposing the  
22 following relevant conditions of probation:

- 23
- 24 • **NO ALCOHOL:** Defendant shall not possess or consume any alcoholic  
25 beverages and shall not enter any establishments whose primary business is  
26 selling alcoholic beverages.
  - 27 • **COMMUNITY SERVICE:** Defendant shall complete seventy-five (75) hours  
28 of community service under the direction of the Adult Probation Office. All or

1 part of the community service imposed may be converted into a fine at the  
2 current prevailing minimum wage.

- 3 • **MANDATORY REPORTING:** Defendant shall report to the Adult Probation  
4 Office once a month in person, or as ordered by the Court or the Probation Office.
- 5 • **COUNSELING/TREATMENT:** Defendant shall report to the Adult Probation  
6 Office for an intake and a drug and alcohol assessment. If referred to the Guam  
7 Behavioral Health and Wellness Center (GBWHC), Defendant shall follow all  
8 treatment plans as may be recommended by the drug and alcohol assessment  
9 counselor.
- 10 • **FINE:** Defendant shall pay a fine of two thousand dollars (\$2,000.00) plus court  
11 costs of eighty dollars (\$80.00). All or part of the fine imposed may be converted  
12 to community service at the current prevailing minimum wage.
- 13 • **COURT ORDERS:** Defendant shall comply with any court orders entered against  
14 Defendant, including orders of family court or any other local or federal court of  
15 competent jurisdiction.
- 16 • **LAWS:** Defendant shall obey all federal and local laws of Guam.

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19 Id.

20 On March 10, 2020, a Violation Report was filed informing the Court that Defendant admitted  
21 to the Adult Probation Office, via a signed declaration, that he drank “Captain Morgan Rum” the day  
22 prior. See Violation Report (Mar. 10, 2020).

23 On May 5, 2021, another Violation Report was filed informing the Court that Defendant hadn’t  
24 reported to the Adult Probation Office for several months, failed to complete his treatment  
25 recommendations at GBHWC, failed to make any progress on paying off his fines/court costs, and  
26 failed to make any progress on completing his community service hours. See Violation Report (May  
27 5, 2021).

1 On May 7, 2021, Defendant failed to appear at a Further Proceedings hearing, despite being  
2 summonsed by the Court to appear. See Summons (Apr. 13, 2021); Minute Entry (May 7, 2021). The  
3 Court subsequently issued a bench warrant, and Defendant spent the next 18 months on the run from  
4 law enforcement until his eventual arrest in January 2023. See Bench Warrant (May 12, 2021); Return  
5 of Warrant (Jan. 20, 2023).

6 On January 26, 2023, another Violation Report was filed indicating that Defendant failed to  
7 complete his treatment/counseling sessions at GBHWC, and failed to make any progress on paying  
8 off his fine/court costs or completing his community service hours. See Violation Report (Jan. 26,  
9 2023).

10 On May 4, 2023, another Violation Report was filed informing the Court that Defendant was  
11 recently convicted of Driving While Impaired (as a 3<sup>rd</sup> Degree Felony) in CF0046-23, for actions that  
12 took place on January 19, 2023. See Violation Report (May 4, 2023).

13 On August 16, 2023, another Violation Report was filed informing the Court that Defendant  
14 failed to report to for his intake/assessment at GBHWC's New Beginning's Program. See Violation  
15 Report (Aug. 16, 2023).

16 On January 24, 2024, another Violation Report was filed informing the Court that Defendant  
17 hadn't reported to the Adult Probation Office for several months, failed to make progress on paying  
18 off his fines/court costs, failed to complete his community service hours, and failed to attend his  
19 treatment/counseling sessions at GBHWC. See Violation Report (Jan. 24, 2024).

20 On January 25, 2024, Defendant failed to appear at a Further Proceedings hearing, despite  
21 being ordered by the Court to do so. See Minute Entry (Jan. 25, 2024). A bench warrant was  
22 subsequently issued for Defendant's arrest, and Defendant spent the next two years on the run from  
23 law enforcement until his eventual arrest in November, 2025. See Bench Warrant (Jan. 29, 2024);  
24 Return of Warrant (Nov. 26, 2025).

25 On December 18, 2025, the People filed their Motion to Revoke Defendant's Probation and  
26 Impose Jail Sentence ("Motion"). The People base their request on Defendant's non-compliance with  
27 numerous probation conditions. See Motion (Dec. 18, 2025). Opposing the Motion, Defendant claims  
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1 he retains the ability to complete the terms of his probation if given another chance. See Opposition  
2 to Motion (Jan. 5, 2026).

3 On January 30, 2026, the Court held a Revocation Hearing and subsequently took the matter  
4 under advisement. See Minute Entry (Jan. 30, 2026).

5 **DISCUSSION**

6 Guam law specifies the procedures that the Court must follow for revocation of probation.

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8 The relevant statute, in its entirety, states as follows:

9 [T]he court, if satisfied that the offender has inexcusably failed to comply with a  
10 substantial requirement imposed as a condition of the order may revoke the  
11 suspension or probation and sentence or re-sentence the offender. Violation of a  
12 condition shall not result in revocation, however, unless the court determines that  
revocation under all the circumstances then existing will best satisfy the ends of  
justice and the best interests of the public.

13 See 9 G.C.A. § 80.66(a)(2) (1980).

14 The process for revoking an offender’s probation has been further explained by the Guam  
15 Supreme Court as follows:

16 Probation revocation is a two-step process. First, the trial court must make a factual  
17 determination that a violation of probation actually has occurred. If a violation is  
18 proven, then the Court must determine if the violation warrants revocation of the  
probation.

19 See *People of Guam v. Camacho*, 2009 Guam 6 ¶ 27 (internal citations omitted). To revoke a  
20 defendant’s probation, evidence and facts presented to the Court must be “reasonably necessary to  
21 satisfy the judge that the probationer’s conduct has not been as required by the conditions of  
22 probation.” Id. at ¶ 30 (citing *People v. Angoco*, 1998 Guam 10).

23  
24 The Court also cannot order revocation unless the offender is provided with written notice  
25 of grounds for revocation of probation. See 9 G.C.A. § 80.68(a). At the hearing, the offender shall  
26 “have the right to hear and controvert the evidence against him, to offer evidence in his defense and  
27 to be represented by counsel.” Id. Should the Court revoke an offender’s probation, “it may impose  
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1 on the offender any sentence that might have been imposed originally for the crime of which he  
2 was convicted.” See 9 G.C.A. § 80.66(b).

3           It remains undisputed that Defendant violated his probation conditions and that there is  
4 probable cause to support the violations. Since entering probation, Defendant routinely failed to  
5 report to the Adult Probation Office, going long periods without doing so. See Violation Reports  
6 (May 5, 2021 & Jan. 24, 2024). Defendant also continued to use alcohol, and was even convicted  
7 of Driving While Impaired (as a 3<sup>rd</sup> Degree Felony) in CF0046-23 for actions that took place during  
8 Defendant’s probation term. See Violation Reports (Mar. 10, 2020 & May 4, 2023). Throughout  
9 this time, Defendant also made little to no progress on paying off his fine/court costs, completing  
10 his community service hours, or attending treatment programs at GBHWC. See Violation Reports  
11 (May 5, 2021 & Aug. 16, 2023 & Jan. 24, 2024).  
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14           Having found that Defendant was in violation of his probation requirements, the next  
15 question the Court must resolve is whether “revocation under all the circumstances . . . will best  
16 satisfy the ends of justice and the best interests of the public.” See 9 G.C.A. § 80.66(a)(2).  
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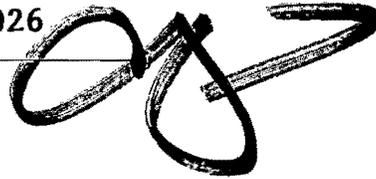
18           Based on a review of the record, Defendant has exhausted the trust of the Court by violating  
19 numerous probationary conditions. Defendant repeatedly violated the same probationary  
20 conditions over and over again as he consumed alcohol and failed to complete his  
21 treatment/counseling sessions at GBHWC. Defendant also disobeyed this Court’s orders by failing  
22 to appear at required hearings on May 2, 2021 and January 25, 2024, suggesting he will not comply  
23 with future orders of the Court or the Adult Probation Office.  
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25           Were probation continued, it appears unlikely that any significant progress would be made  
26 in positively altering Defendant’s behavior and ensuring compliance with the Court’s orders.  
27 Therefore, the Court finds that revocation is in the public’s best interest and satisfies the ends of  
28 justice. See 9 GCA § 80.66(a)(2).

1 **CONCLUSION**

2 For the reasons stated above, the Court hereby **REVOKES** the Defendant's probation in the  
3 above-captioned matters. The Defendant is hereby **SENTENCED** to **one (1) year incarceration**  
4 at the Department of Corrections, Mangilao with credit for time served. After the completion of  
5 Defendant's sentence, the Court shall close the above-captioned case.  
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7 **IT IS SO ORDERED** this March 27, 2026



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10 **HONORABLE ALBERTO C. LAMORENA III**  
11 **Presiding Judge, Superior Court of Guam**  
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23 **SERVICE VIA E-MAIL**

24 I acknowledge that an electronic  
25 copy of the original was e-mailed to:

26 AG, APD

27 Date: 3/27/26 Time: 2:56pm

28 Antonio J. Cruz  
Deputy Clerk, Superior Court of Guam