



Office of the Attorney General of Guam

590 S. Marine Corps Dr., Ste. 901, Tamuning, Guam 96913



FOR IMMEDIATE RELEASE

Agababa: Dismissal without Prejudice

October 6, 2017-Tamuning, Guam- The Attorney General today moved for dismissal without prejudice of all charges against Allan Agababa in People v. Agababa, CF465-13. Agababa agreed to the dismissal without prejudice, and Judge Cenzone granted it. Agababa will be released as a result of the dismissal.

A thorough post-trial review of both mistrials has led to the decision not to proceed with a third trial in this matter. Agababa was charged with aggravated murder against his mother, Ms. Shirley Bernstein. After two trials, the jurors were unable to find the defendant guilty by unanimous verdict.

Investigation of the incident shall continue as the OAG continues to seek the truth to find justice for Ms. Bernstein. The People asked that the court dismiss the case without prejudice so as to leave open the possibility that appropriate charges may be filed.

“Our job is to seek justice by ensuring the guilty are held accountable, the innocent are protected from unwarranted harm, and the rights of all participants, including victims of crime, are respected. Based on the present evidence, justice is served by dismissal without prejudice of this case,” said Attorney General Elizabeth Barrett-Anderson.

###

For more information:

Carlina Charfauros
ccharfauros@guamg.org
475-3324 ext. 5020