

OFFICE OF PUBLIC ACCOUNTABILITY

Doris Flores Brooks, CPA, CGFM

Public Auditor

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PROCUREMENT APPEALS

IN THE APPEAL OF, APPEAL NO: OPA-PA-14-008

IP&E HOLDINGS, L.L.C.,

Appellant

ORDER FOR TRANSMITTAL OF DOCUMENTS MISSING FROM PROCUREMENT RECORD

To: Purchasing Agency:

Guam Power Authority C/O Joaquin C. Flores, General Manager

P.O. Box 2977 Hagåtña, Guam, 96932 Facsimile: (671) 648-3290

Appellant:

IP&E Holdings, L.L.C. C/O Steven Carrara, Esq. P.O. Box 2881 Barrigada, Guam, 96921 E-Mail: Steven.Carrara@itehq.net

Interested Party:

Mobil Oil Guam, Inc. C/O R. Marsil Johnson, Esq. Blair Sterling Johnson Martinez, P.C. 238 Archbishop Flores St., Ste 1008 Hagåtña, Guam, 96910 Facsimile: (671) 472-4290

THIS MATTER, came before the Hearing Officer on October 7, 2014 for review of the Procurement Record filed by the purchasing agency, the GUAM POWER AUTHORITY (GPA) on September 2, 2014. After said review, the Hearing Officer has determined that GPA has withheld documents from the procurement record that the Appellant IP&E HOLDINGS, L.L.C. (IPE) has marked as Confidential Documents or Proprietary Information. See copy of Page 148

Notice of Re-Scheduled Hearing Re Appellant's Appeal- 1



CONFIDENTIAL DOCUMENTS

OF

PROPRIETARY INFORMATION

In this section, the data furnished in connection with our response to Multi-step IFB-GPA 029-14 relative to the supply of Diesel Fuel Oil No.2 for Baseload & Peaking Plants shall not be disclosed outside the Guam Power Authority, in whole or in part or for any purpose other than to evaluate the proposal; provided, that if the Contract is awarded to IP&EHoldings LLC dba IP&E Guam as a result of, or in connection with the submission of this data, the Guam Power Authority shall have the right to duplicate, use, or disclose the data to the extent provided in the Contract.

Documents Withheld

IP&E Holdings, LLC., dba: IP&E Guam
Suite 100, 643 Chalan San Antonio
Tamuning, Guam 96913-3644
Tel: 671-647-0000 | Fax: 671-649-4353
Email: corporate@ipehq.com

EXHIBIT A

