

Suite 401 DNA Building
 238 Archbishop Flores St.
 Hagåtña, Guam 96910



FAX

To:	Mr. John M. Benavente, P.E. General Manager Guam Power Authority P.O. Box 2977 Hagåtña, Guam 96932 Fax: (671) 648-3165	From:	Benjamin J.F. Cruz Guam Public Auditor Office of Public Accountability	
	Mr. D. Graham Botha, Esq. General Counsel Guam Power Authority 688 Route 15, Suite 302 Mangilao, Guam, 96913 Phone: (671) 648-3203/3002 Fax: (671) 648-3290	Pages:	4 (including cover page)	
CC:	Mr. Joshua D. Walsh, Esq. Mr. Joseph C. Razzano, Esq. Civile & Tang PLLC Attorneys for Appellant GlidePath Marianas Operations Inc. 330 Hernan Cortez Avenue Ste. 200 Hagatna, Guam 96910 Phone: (671) 472-8868/9 Fax (671) 477-2511	Date:	January 30, 2020	
	Mr. Richard L. Johnson, Esq. Mr. R. Marsil Johnson, Esq. Blair Sterling Johnson & Martinez Attorneys for Interested Party ENGIE Solar 238 Archbishop Flores Steet Suite 1008 Hagatna, Guam Phone: (671) 477-7857 Email: r.marsjohnson@bsjmlaw.com	Phone: Fax:	(671) 475-0390 x. 208 (671) 472-7951	

Re: OPA-PA-19-010 and OPA-PA-20-001 Order Consolidating Appeals and Scheduling Order

For Review

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Thank you,

Jerrick Hernandez, Auditor

jhernandez@guamopa.com

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**BEFORE THE PUBLIC AUDITOR
PROCUREMENT APPEALS
TERRITORY OF GUAM**

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7 In the Appeal of) **Appeal No: OPA-PA-19-010**
8) **Appeal No: OPA-PA-20-001**
9) **ORDER CONSOLIDATING APPEALS/
SCHEDULING ORDER**

GlidePath Marianas Operations Inc.,
Appellant.

10
11 **ORDER CONSOLIDATING APPEALS**

12 On November 13, 2019, GlidePath Marianas Operations Inc. ("GlidePath") filed a Notice
13 of Procurement with the Office of Public Accountability ("OPA"), wherein GlidePath appeals the
14 decision of purchasing agency Guam Power Authority ("GPA"), dated October 31, 2019, related
15 to the procurement for Phase III of its Renewable Energy Resource project under Invitation for
16 Bid No. GPA-IFB-007-18 ("the IFB")

17 On January 2, 2020, a status hearing was held where the parties requested postponing
18 scheduling dates for OPA-PA-19-010 until the second protest by GlidePath is addressed by GPA,
19 which GlidePath already presumed it would be denied and therefore would file a second appeal.
20

21 On January 21, 2020, GlidePath filed another Notice of Procurement Appeal, docketed as
22 OPA-PA-20-001, appealing GPA's decision dated January 10, 2020, denying GlidePath's second
23 protest related to the IFB.

24 On January 29, 2020, a second status hearing was held, where the parties stipulated to
25 consolidate the two appeals. In addition, the parties stipulated that the procurement record filed for
26 OPA-PA-19-010, along with the supplemental procurement record filed on January 17, 2020, will
27 also be the procurement record for OPA-PA-20-001.
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**Filing Deadline for
Hearing Briefs:**

March 20, 2020 at 5:00 P.M.
The Parties shall file and serve on the other parties, their
Hearing Briefs summarizing their arguments concerning
contested issues no later than this date and time.

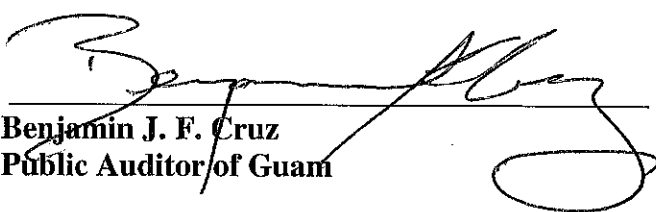
Hearing Date:

March 25, 2020 at 10:00 A.M.
The Hearing will proceed in the following order: (1)
Opening Statements of the Parties; (2) Appellant's Case in
Chief; (3) The Purchasing Agency's Case in Chief; (4)
Closing Arguments of the Parties.

**Filing Deadline for
Brief RE Remedies:**

April 3, 2020 at 5:00 P.M.
The Parties may, but are not required to, file and serve on the
other parties, additional briefs on the issue of Remedies no
later than this date and time.

SO ORDERED this 30th day of January 2020 by:



Benjamin J. F. Cruz
Public Auditor of Guam

TRANSACTION REPORT

JAN/30/2020/THU 10:25 AM

BROADCAST

DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE/NOTE	FILE
JAN/30	10:18AM	6483165	0:02:06	4	MEMORY OK	ECM 0137001
	10:20AM	6483290	0:01:31	4	MEMORY OK	ECM 0137002
	10:22AM	4772511	0:01:52	4	MEMORY OK	ECM 0137003
TOTAL			0:05:29	12		

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To:	Mr. John M. Benavente, P.E. General Manager Guam Power Authority P.O. Box 2977 Hagåtña, Guam 96932 Fax: (671) 648-3163	From:	Benjamin J.F. Cruz Guam Public Auditor Office of Public Accountability
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jhernandez@guamopa.com

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Jerrick Hernandez <jhernandez@guamopa.com>

OPA-PA-19-001 and 20-001 Order Consolidating Appeals and Scheduling Order

2 messages

Jerrick Hernandez <jhernandez@guamopa.com>
To: "R. Marsil Johnson" <rmarsjohnson@bsjmlaw.com>

Thu, Jan 30, 2020 at 10:24 AM

Hafa Adai!

Please see Order Consolidating Appeals and Scheduling Order attached. Please confirm receipt of this email and the attached document.

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Regards,

Jerrick J.J.G. Hernandez, MA, CGAP, CICA
Auditor
Office of Public Accountability – Guam
www.opaguam.org
Tel. (671) 475-0390 ext. 208
Fax (671) 472-7951

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**19-001 and 20-001 Order Consolidating Appeals and Scheduling Order.pdf**

107K

R. Marsil Johnson <rmarsjohnson@bsjmlaw.com>
To: Jerrick Hernandez <jhernandez@guamopa.com>

Thu, Jan 30, 2020 at 10:41 AM

Receipt confirmed.

R. Marsil Johnson**BLAIR STERLING JOHNSON &****MARTINEZ**

A Professional Corporation

238 Archbishop Flores St. Ste. 1008

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1/30/2020

Guam OPA Mail - OPA-PA-19-001 and 20-001 Order Consolidating Appeals and Scheduling Order

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NOTICE: Please update your address book to reflect my new e-mail address – rmarsjohnson@bsjmlaw.com. Thank you.

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