



Jerrick Hernandez <jhernandez@guamopa.com>

FW: Guam Appeal

Erik Soderholm <erik@soderholmbus.com>

Tue, Sep 8, 2020 at 3:35 PM

To: Jerrick Hernandez <jhernandez@guamopa.com>

Cc: charles@mcdonald.law, Claudia Acfalle <Claudia.Acfalle@gsadoa.guam.gov>, jbernard@mcdonald.law, Denise Soderholm <denise@soderholmbus.com>, Gus Soderholm <gus@soderholmbus.com>, Gabi Soderholm <gabi@soderholmbus.com>, Jessica Scheuring <jessica@soderholmbus.com>

Jerrick: Please find attached our Motion to Dismiss – Auto Spot’s Motion to Dismiss, and my declaration for you folks review.

Please pardon the date of our reply. We are in a worldwide pandemic like no one alive in the world today have ever experienced. The City & County of Honolulu has again locked down the island of Oahu. I came into my office against the law under threat of arrest because you forced me to. I objected to this continuation of this action until the pandemic is over. and you rejected that. I am an elderly man who is highly susceptible to the COVID 19 infection. I risked my life and my family because you forced me to. I resent this completely.

Aloha oi.

R. Erik Soderholm

Vice President

Soderholm Sales & Leasing, Inc.

2044 Dillingham Blvd. Honolulu, HI 96819

Mailing address: P.O. Box 19010 Honolulu, HI 96817

808-834-1417 Fax 808-834-1070

erik@soderholmbus.com www.soderholmbus.com

This message **and any attachments** contain confidential information **and is the property of Soderholm Sales and Leasing, Inc. and/or Soderholm Mobility, Inc.**. If you are not the intended recipient (or authorized to receive for the recipient) and received this message in error; any use, distribution or disclosure is strictly prohibited. Please contact the sender by reply e-mail and delete all copies of this message from your computer system.

From: Denise Soderholm [mailto:denise@soderholmbus.com]

Sent: Monday, September 07, 2020 7:20 PM

To: Erik Soderholm <erik@soderholmbus.com>

Subject: Guam Appeal

Here they are

Denise L. Soderholm

President

Soderholm Sales and Leasing, Inc.

PO Box 19010

Honolulu, HI 96817

President

Soderholm Mobility, Inc.

2044 Dillingham Blvd.

Honolulu, HI 96819

Ph: (808) 834-1417

Fax: (808) 834-1070

www.soderholmbus.com

This message **and any attachments** contain confidential information **and is the property of Soderholm Sales and Leasing, Inc. and/or Soderholm Mobility, Inc.** If you are not the intended recipient (or authorized to receive for the recipient) and received this message in error; any use, distribution or disclosure is strictly prohibited. Please contact the sender by reply e-mail and delete all copies of this message from your computer system.

2 attachments



2020_09_07_19_18_02.pdf
235K



2020_09_07_19_17_38.pdf
295K

II. DISCUSSION

Soderholm Sales and Leasing, Inc.
2044 Dillingham Blvd.
Honolulu, Hawaii 96819
Telephone: (808) 834-1417
Facsimile: (808) 834-1070
Email: erik@soderholmbus.com

R. Erik Soderholm, representing Soderholm Sales and Leasing, Inc.

**IN THE OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEAL**

IN THE APPEAL OF)	DOCKET No.: OPA-PA-20-006
)	
SODERHOLM SALES AND)	APPELLANT’S PARTY
LEASING, INC.,		MOTION TO DISMISS
		INTERESTED PARTY’S
Appellant.		MOTION TO DISMISS

COMES NOW Soderholm Sales and Leasing, Inc. (“Soderholm”), the low bidder of Invitation

For Bid: GSA-055-19, 14 Passenger ADA-Complaint Buses (the “IFB”), and hereby moves the Office of Public Accountability (“OPA”) for an order of dismissal of the Motion to Dismiss by Interested Party – Monster Auto Corp dba Auto Spot (“Auto Spot”) filed by McDonald Law Office, LLC on August 24th 2020 as the Motion is without merit, mistakes facts and is not supported by the evidence.

I. BACKGROUND

On September 18, 2019, GSA issued the IFB.

On November 11, 2019 the IFB was opened, Soderholm met all the conditions of the IFB and was the low bidder by \$4,474.20 per bus.

On January 4, 2020 Soderholm responded to Christine Tedtaotao of the GSA request for clarification on the location of the wheelchair due to very confusing specifications. Soderholm responded with the location of the lift curbside facing not forward facing as the bid specs calls for, rear of the entrance door. Ms. Tedtaotao was satisfied, and indicated she would recommend award of the bid to Soderholm.

On May 29, 2020 GSA, GSA issued a Notice of Intent to Award the contract to Auto Spot.

On June 15, 2020 Soderholm filed a protest of the GSA decision stating numerous reasons.

On June 22, 2020, GSA denied Soderholm’s procurement protest.

On June 29, 2020, Soderholm filed a Notice of Appeal with the GSA.

II. DISCUSSION

2 GAR, Div. 4, Section 12104 outlines the requirements related to form and filing of an appeal with the OPA. Specifically, as part of the Appeal, Soderholm was required to file "supporting exhibits, evidence, or documents to substantiate any claims and the grounds for Appeal". Soderholm filed numerous supporting exhibits, evidence and documents including the completed GSA bid sheet, Auto Spot's defective Buy America certificate, letters from Forest River the parent company of Starcraft Bus, the bus Auto Spot bid, showing the GMC/GM chassis did not meet Buy America a requirement of the bid, floor plan accepted by Christine Tedtaotao of GSA etc. Auto Spots allegations to the contrary are without merit.

CONCLUSION

Soderholm filed numerous supporting exhibits, evidence and documents supporting its claims. Auto Spot's claims to the contrary are without merit and waste of time. Based on the forgoing, Auto Spot's Motion to Dismiss should be dismissed.

R. Erik Soderholm
Vice President
Soderholm Sales and Leasing, Inc.
Appellant

By



R. Erik Soderholm