

**ORIGINAL**

**RAZZANO WALSH & TORRES, P.C.**

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

**PART I.**

In the Appeal of

Guahan Ventures Inc. dba Turfco,

Appellant.

DOCKET NO. OPA-PA- 21-003

**NOTICE OF APPEAL**

**RECEIVED**  
OFFICE OF PUBLIC ACCOUNTABILITY  
PROCUREMENT APPEALS

DATE: 7/9/2021

TIME: 2:50 LIAM EPM BY: CMY

FILE NO OPA-PA: 21-003

## PART II: APPELLANT INFORMATION

Appellant's Name	Guahan Ventures Inc. dba Turfco
Appellant's Mailing Address	809 Chalan Pasaheru Unit 1 Tamuning, Guam 96913
Appellant's Business Address	809 Chalan Pasaheru Unit 1 Tamuning, Guam 96913
Appellant Representative's Direct Email Address	info@turfcoguam.com

Appellant is represented by legal counsel in this appeal. For purposes of this appeal, please direct correspondence to Guahan Ventures Inc. dba Turfco's ("Turfco") counsels, Joshua D. Walsh and Edwin J. Torres of Razzano Walsh & Torres, P.C.

Counsel's Mailing Address	139 Murray Blvd. Ste. 100, Hagatna, Guam 96910
Counsel's Telephone	671-989-3009
Counsel's Facsimile	671-989-8750
Counsel's Direct Email Address	jdwalsh@rwtguam.com etorres@rwtguam.com

## PART III: APPEAL INFORMATION

- A. Purchasing Agency: General Services Agency.
- B. Solicitation Number: Request for Quotation (REQ) 21002179.
- C. The Decision being appealed was provided to the Appellant on June 25, 2021. The Decision was made by the Chief Procurement Officer, Claudia S. Acfalle.
- D. This Appeal is made from the Denial of Procurement Protest provided to Turfco on June 25, 2021.
- E. The names of competing offerors known to Appellant are:
  - 1. Guam Auto Spot ("Auto Spot"); and
  - 2. Royal Pacific Motors ("RPM").

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## PART IV: STATEMENT OF GROUNDS FOR APPEAL

### A. THE GROUNDS FOR APPEAL

#### 1. Relevant Procedural and Factual History

The General Services Agency (“GSA”) issued a Request for Quote for Requisition No. Q210280170 on June 14, 2021, seeking golf carts.<sup>1</sup> Q210280170 stated that a quote was required no later than June 17, 2021, before close of business at 5pm.<sup>2</sup> There was no delivery date originally indicated in the quotation. On June 14, 2021, GSA informed bidders that the “preferred ETA is 30 days from the date of purchase order award.”<sup>3</sup> Other offerors prepared their bids later that day, and the next day Turfco prepared its quote for golf carts with a delivery date of 30 days out from a firm order.<sup>4</sup> On June 16, 2021, at 5:43pm — after working hours and a day before the deadline for submission of quotes — GSA sent an email to offerors stating “See attached Request for Quote....Please note that this is an ‘Emergency Procurement’ and Delivery Require is ‘IMMEDIATE’” Which was entered on the last page of the RFQ Request. Thank you for your attention please acknowledge receipt of this email.” (internal quotations and ellipses in original).<sup>5</sup> The RFQ was changed to RFQ21002179.

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<sup>1</sup> The request for quotation is attached to this Notice of Appeal as **Attachment A**.

<sup>2</sup> A copy of the email sent to Turfco indicating the due date is attached to this Notice of Appeal as **Attachment B**.

<sup>3</sup> A copy of the email sent by Krystel Elaine F. Tahimik, Buyer I of GSA, to Turfco stating the delivery timeframe is 30 days from the date of purchase order award is attached as **Attachment C**.

<sup>4</sup> A copy of Turfco’s submission is attached to this Appeal as **Attachment D**.

<sup>5</sup> A copy of the email sent to Turfco changing the delivery date is attached to this Notice of Appeal as **Attachment E**.

On June 22, 2021, Turfco requested information as to the award of RFQ21002179. The Bid Abstract for this requisition was sent to Turfco on June 24, 2021.<sup>6</sup> Although Turfco was the lowest responsive bidder, the Abstract declared instead that Guam Auto Spot was selected for Award.<sup>7</sup> On June 24, 2021, GSA informed Turfco that Turfco was not selected because Guam Auto Spot could deliver the golf carts “immediately” — a specification change that was added *the day before* the quote was due and *after* all offerors had prepared their bids.<sup>8</sup> On June 24, 2021, Turfco protested GSA’s award to Guam Auto Spot based upon the improper late addition of the “immediate delivery” specification that was not contained in the original bid requirements, and that was only added after-hours in the waning moments of the bid submission window, after all offerors had already prepared their bids.<sup>9</sup> GSA denied the protest on June 25, 2021.<sup>10</sup> This Notice of Appeal followed.

**2. GSA’s substantive Change to the Request for Quotation a Day Before the Bid Quotation, and after all quotes had been submitted, Violates Guam Procurement Law.**

Q210280170’s change to RFQ21002179 requiring “immediate delivery” is a violation of Guam law. It was unfair for GSA to change the required specification for delivery in the evening hours a day before the bid was due, and to make that specification after all parties had prepared their bids. Guam procurement law exists

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<sup>6</sup> A copy of the email sent to Turfco with the bid abstract is attached as **Attachment F**.

<sup>7</sup> A copy of the bid abstract is attached as **Attachment G**.

<sup>8</sup> A copy of the email explanation is attached as **Attachment H**.

<sup>9</sup> A copy of Turfco’s agency level protest is attached as **Attachment I**.

<sup>10</sup> A copy of the denial is attached as **Attachment J**.

to, *inter alia*, “provide for increased public confidence in the procedures followed in public procurement” as well as to “ensure the fair and equitable treatment of all persons who deal with the procurement system of this Territory” 5 G.C.A. § 5001. This is in keeping with the command of 5 G.C.A. § 5625 that “Public employees must discharge their duties impartially so as to assure fair competitive access to governmental procurement by responsible contractors. Moreover, they should conduct themselves in such a manner as to foster public confidence in the integrity of the territorial procurement organization.” Altering bid specifications just hours before the end of the bid invitation period, and *after* confirming a 30 day delivery period, and *after* the parties all prepared their bids, calls into serious question the fairness and propriety of the procurement conducted by GSA here. More, altering bid delivery specifications *after* confirming another bid delivery specification calls into question the integrity of this procurement, and suggests improper conduct designed to drive this solicitation to one particular offeror.<sup>11</sup> Such inequitable conduct by the procuring agency results in a decrease in public confidence in the procurement procedures of the Territory.

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<sup>11</sup> The bidder AutoSpot had, curiously, prepared a bid offering with an immediate delivery specification *before* the immediate delivery specification was implemented by the agency in the waning hours of the bid submission period. Again, this immediate delivery specification came just two days after GSA had confirmed to offerors that a 30-day delivery period was specified. Appellant Turfco reserves all rights to supplement its appeal as needed based upon what the procurement record reveals about the justification for the late specification change, and to seek discovery on that matter if so warranted.

**3. GSA's Change to "Immediate Delivery" Amounts to a Sole Source Procurement in Violation of Guam Law.**

GSA's after business hours change to the specifications appear to be an attempt to shoehorn the procurement into a sole source procurement, and guaranty an award to offeror Autospot. Auto Spot prepared its price quotation of \$73,970.00 on June 14, 2021. Turfco, the appellant here, prepared its price quotation of \$53,150 on June 15, 2021. After the close of business on the following day, GSA changed the specifications to require an offeror provide the solicited items with "immediate delivery." This change was ordered despite the fact that just two days earlier a clarification was provided to bidders explaining that delivery should occur in 30 days. At the time GSA issued this specification calling for "immediate delivery," it appears that all the bids under this solicitation were already prepared, with one party — AutoSpot — declaring that immediate delivery was possible despite that not being a bid requirement. GSA then changed the bid specifications to match Autospot's immediate delivery option, and to prevent an award to Turfco who had a much lower price and was responsive to all specifications in existence at the time its bid was submitted. This later alteration of the specifications constituted an attempt to drive the territory toward using Autospot as the sole source for the golf carts sought by the GSA. This violates Guam procurement law.

**B. RULING Requested**

Turfco respectfully requests that the Office of Public Accountability Order the following:

- (1) That GSA rescind the Notice of Award to AutoSpot issued in this

procurement, and instead issue an Award to Turfco as the lowest priced responsible and responsive offeror under this procurement;

- (2) That the existence of the automatic stay in this matter be confirmed, and that GSA be ordered to take no further action in this procurement until the matter has been completely resolved;
- (3) That Turfco be awarded its fees and costs in this matter to the extent allowed by law; and
- (4) Such further relief as the OPA deems appropriate.

**C. SUPPORTING EXHIBITS, EVIDENCE OR DOCUMENTS**

Submitted with this appeal are the following supporting exhibits, evidence, and documents:

- (1) The Request for Quote for Requisition No. Q210280170 on June 14, 2021, seeking golf carts is attached as **Attachment A**.
- (2) A copy of the email sent to Turfco indicating the due date is attached as **Attachment B**.
- (3) A copy of the email sent by Krystal Elaine F. Tahimik, Buyer I of GSA, to Turfco stating the delivery timeframe is 30 days from the date of purchase order award is attached as **Attachment C**.
- (4) A copy of Turfco's quote for golf carts submission is attached as **Attachment D**.
- (5) A copy of the email sent to Turfco changing the delivery date is attached as **Attachment E**.
- (6) A copy of the email sent to Turfco with the bid abstract is attached as **Attachment F**.
- (7) A copy of the bid abstract is attached as **Attachment G**.
- (8) A copy of the email explanation is attached as **Attachment H**.
- (9) A copy of Turfco's agency level protest is attached as **Attachment I**.
- (10) A copy of the denial of the protest is attached as **Attachment J**.

Turfc0 anticipates providing further documentation to substantiate its claims as GSA submits the full contracting procurement record to the OPA, and allows Turfc0 and its counsel to review the procurement record in full.

**PART V: DECLARATION RE COURT ACTION**

Pursuant to 5 G.C.A. Chapter 5, unless the court requests, expects, or otherwise expresses interest in a decision by the Public Auditor, the Office of Public Accountability will not take action on any appeal where action concerning the protest or appeal has commenced in any court. The undersigned party does hereby confirm that to the best of his knowledge, no case or action concerning the subject of this Appeal has been commenced in court. The undersigned party agrees to notify the Office of Public Accountability within 24 hours if court action commences regarding this Appeal or the underlying procurement action.

**Respectfully submitted** this 9<sup>th</sup> day of July, 2021.

**RAZZANO WALSH & TORRES, P.C.**

By: \_\_\_\_\_

  
**JOSHUA D. WALSH**  
**EDWIN J. TORRES**  
*Attorneys for Appellant*  
*Guahan Ventures Inc. dba Turfc0*



# **ATTACHMENT A**

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible | Requisition Number: Q210280170 | Date: |  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021 |

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
TG036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
| THE ABOVE DATE.

info@turfcoguam.com  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
| said bidder agrees, that they are fully aware and is in  
\*\* Delivery Date Offered: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
| Wage Determination, and that the attached is the most  
Terms: | recent issued by U.S. D.O.L. for the positions required  
| to implement the required service as per the following  
Prices good for: \_\_\_\_\_ Days | specification.

Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature \_\_\_\_\_ Date: \_\_\_\_\_

- 1. Offering Recycle Products ( ) YES ( ) NO
- 2. Offering Biodegradable Products ( ) YES ( ) NO

Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILA-BILITY
1	GOLF CART-AB27 SERIES 4 SEATER -MAINTENANCE FREE BATTERY 150Ah 8V -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA			

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsados.guam.gov](mailto:gsaprocurement@gsados.guam.gov)

PLEASE PRINT OR  
 BACK WITH QUOTE OR  
 NO QUOTE  
 SIYU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
 TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible but no later than: 6/17/2021  
 Requisition Number: Q210280170  
 RFQ #: RFQ21002179  
 Date: 6/14/2021

VENDOR: TURFCO  
 T0036611 809 CHALAN PASAHERU UNIT 1  
 TAMUNING, GU 96913  
 info@turfcoguam.com  
 Phone (671) 482-7055 Fax (671) 633-6737

PLEASE FURNISH PRICE QUOTE, DELIVERY TIME AND TERMS BASED ON F.O.B. DESTINATION FOR THE ITEMS LISTED BELOW. PLEASE RESPOND BY THE ABOVE DATE.

Quoted by Print/Signature:

Quote Date: Phone Number:

\*\* Delivery Date Required: The party making the foregoing bid is genuine and that said bidder agrees, that they are fully aware and is in compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802 Wage Determination, and that the attached is the most recent issued by U.S. D.O.L. for the positions required to implement the required service as per the following specification.  
 \*\* Delivery Date Offered:  
 Terms:  
 Prices good for: \_\_\_\_\_ Days  
 Therefore, under penalty of perjury, I certify that the facts stated above are true.  
 Signature Date:

- 1. Offering Recycle Products ( ) YES ( ) NO
- 2. Offering Biodegradable Products ( ) YES ( ) NO

Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
2	GOLF CART-AB27 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	4	EA			

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadog.guam.gov](mailto:gsaprocurement@gsadog.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SI'YU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible | Requisition Number: Q210280170 | Date: |  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021 |

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
 | THE ABOVE DATE.  
info@turfcoguam.com |  
Phone (671) 482-7055 Fax (671) 633-6737 |

Quoted by Print/Signature: | Quote Date: | Phone Number: |

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
\*\* Delivery Date Offered: | said bidder agrees, that they are fully aware and is in  
 | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
 | Wage Determination, and that the attached is the most

Terms: | recent issued by U.S. D.O.L. for the positions required  
 | to implement the required service as per the following  
Prices good for: \_\_\_\_\_ Days | specification.

| Therefore, under penalty of perjury, I certify that the  
 | facts stated above are true.  
 | Signature \_\_\_\_\_ Date: \_\_\_\_\_

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
	-10 INC ALUMINUM WHEEL RIMS AND 205/65					

# **ATTACHMENT B**



Juan-Carlo S. Pangelinan  
Guahan Ventures Inc. dba. TURFCO  
[www.turfcoguam.com](http://www.turfcoguam.com)  
E: [info@turfcoguam.com](mailto:info@turfcoguam.com)  
P: 671-482-7055

On Mon, Jun 14, 2021 at 1:24 PM Krystel Elaine F. Tahimik <[KrystelElaine.Tahimik@gsadoa.guam.gov](mailto:KrystelElaine.Tahimik@gsadoa.guam.gov)> wrote:

Hafa Adai!

Kindly see attached Request for Quote for Requisition No. Q210280170.

Please respond with a Quote or a No Quote as soon as possible but no later than Thursday, 06/17/2021 before close of business at 5PM.

Your soonest response is greatly appreciated!

**\*\* Kindly acknowledge receipt of this email \*\***

Respectfully,

**Krystel Elaine F. Tahimik, Buyer I**

General Services Agency (GSA)

Tel No. 671-475-1711

Fax No. 671-475-1727/475-4217

Email: [krystelelaine.tahimik@gsadoa.guam.gov](mailto:krystelelaine.tahimik@gsadoa.guam.gov)

[www.doa.guam.gov](http://www.doa.guam.gov)



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# **ATTACHMENT C**



## Krystal Elaine F. Tahimik

---

**From:** Krystal Elaine F. Tahimik  
**Sent:** Monday, June 14, 2021 4:12 PM  
**To:** 'Carlo Pangelinan'  
**Cc:** gsaprourement  
**Subject:** RE: Quote Request RFQ21002179 to T0036611 - Golf Cart (Emergency)

**Importance:** High

Mr. Carlo,

Thank you for taking my call.

Attached is the brochure that the end-user provided. You may provide us with your quote equivalent or better. Also, preferred ETA is 30 days from the date of purchase order award. Please ensure to include delivery date of this item.

Hope this helps. If you seek further information for proper quotation, please let me know.

Respectfully,

**Krystal Elaine F. Tahimik, Buyer I**  
General Services Agency (GSA)  
Department of Administration  
Tel: (671) 475-1711



**From:** Carlo Pangelinan [mailto:info@turfcogua.com]  
**Sent:** Monday, June 14, 2021 3:42 PM  
**To:** Krystal Elaine F. Tahimik  
**Cc:** gsaprourement  
**Subject:** Re: Quote Request RFQ21002179 to T0036611 - Golf Cart (Emergency)

Hafa Adai,

RFQ received. I would like to speak to someone regarding the specifications. I am a distributor for the 827 model golf carts, and the description on the RFQ is too vague to provide an accurate quotation.

Please call me back @ 482-7055

Best Regards,

Carlo

# **ATTACHMENT D**

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsados.guam.gov](mailto:gsaprocurement@gsados.guam.gov)


PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SI YU 'US MA 'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727


Please respond as soon possible | Requisition Number: Q210280170 | Date: |  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021 |

VENDOR: TUREFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
 | THE ABOVE DATE.  
info@turfcog Guam.com |  
Phone (671) 482-7055 Fax (671) 633-6737 |

Quoted by Print/Signature: | Quote Date: | Phone Number:  
Juan-Carlo Pangelinan  | 6/15/21 | 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
 | said bidder agrees, that they are fully aware and is in  
\*\* Delivery Date Offered: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802 |  
30-75 days from the date of firm order | Wage Determination, and that the attached is the most |

Terms: | recent issued by U.S. D.O.L. for the positions required |  
NET 30 | to implement the required service as per the following |  
Prices good for: 30 Days | specification. |

Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature  Date: 6/15/21

1. Offering Recycle Products ( ) YES (X) NO  
2. Offering Biodegradable Products ( ) YES (X) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
1	GOLF CART-A827 SERIES 4 SEATER 2 Rows Facing -MAINTENANCE FREE BATTERY Forward Seating 150Ah 8V Arrangement -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	\$8,375	\$16,750	Special Order

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystel F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible| Requisition Number: Q210280170 | Date:  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
THE ABOVE DATE.  
info@turfcoguam.com  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:  
Juan-Carlo Pangelinan | 6/15/21 | 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
\*\* Delivery Date Offered: | said bidder agrees, that they are fully aware and is in  
Terms: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
Prices good for: \_\_\_\_\_ Days | Wage Determination, and that the attached is the most  
recent issued by U.S. D.O.L. for the positions required  
to implement the required service as per the following  
specification.  
Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature \_\_\_\_\_ Date: 6/15/21

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
2	GOLF CART-A827 SERIES 6 SEATER 3 Rows Facing -MAINTENANCE FREE BATTERY Forward Seating 150AH 8V Arrangement -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	4	EA	\$9,100	\$36,400	Special Order

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

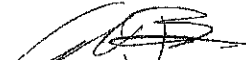
PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SI YU ' US MA ' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible| Requisition Number: Q210280170 | Date:  
but no later than: 6/17/2021 | REQ #: RFQ21002179 | 6/14/2021

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
TCQ36611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
THE ABOVE DATE.  
info@turfcog Guam.com  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:  
Juan-Carlo Pangelinan  | 6/15/21 | 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
Wage Determination, and that the attached is the most  
recent issued by U.S. D.O.L. for the positions required  
to implement the required service as per the following  
specification.

\*\* Delivery Date Offered: |  
Terms: |  
NET 30 |  
Prices good for: 30 Days |

Therefore, under penalty of perjury, I certify that the facts stated above are true.

Signature  Date: 6/15/21

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO

Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
	-10 INC ALUMINUM WHEEL RIMS AND 205/65					

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to gsaprocmnt@gsadoa.guam.gov

PLEASE RESPOND BACK WITH QUOTE OR NO QUOTE SIYU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
 TELEPHONE: 475-1717 FAX NO.: 475-1727

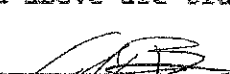
Please respond as soon possible but no later than: 6/17/2021 Requisition Number: Q210280170 Date: 6/14/2021  
 RFQ #: RFQ21002179

VENDOR: TURFCO  
 809 CHALAN PASAHERU UNIT 1  
 TAMUNING, GU 96913  
 info@turfcoguam.com  
 Phone (671) 482-7055 Fax (671) 633-6737

PLEASE FURNISH PRICE QUOTE, DELIVERY TIME AND TERMS BASED ON F.O.B. DESTINATION FOR THE ITEMS LISTED BELOW. PLEASE RESPOND BY THE ABOVE DATE.

Quoted by Print/Signature: Juan-Carlo Pangelinan  
 Quote Date: 6/15/21  
 Phone Number: 671-482-7055

\*\* Delivery Date Required: 30-75 days from the date of firm order  
 \*\* Delivery Date Offered: NET 30  
 Terms: NET 30  
 Prices good for: 30 Days

The party making the foregoing bid is genuine and that said bidder agrees, that they are fully aware and is in compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802 Wage Determination, and that the attached is the most recent issued by U.S. D.O.L. for the positions required to implement the required service as per the following specification.  
 Therefore, under penalty of perjury, I certify that the facts stated above are true.  
 Signature:  Date: 6/15/21

1. Offering Recycle Products ( ) YES (X) NO  
 2. Offering Biodegradable Products ( ) YES (X) NO  
 Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
1	GOLF CART-AS27 SERIES 4 SEATER 2+2 Seating -MAINTENANE FREE BATTERY 150Ah 8V -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	\$8,100	\$16,200	Special Order

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible but no later than: 6/17/2021 Requisition Number: Q210280170 RFQ #: RFQ21002179 Date: 6/14/2021

VENDOR: TURFCO  
T0036611 809 CHALAN PASAHERU UNIT 1  
TAMUNING, GU 96913  
info@turfcog Guam.com  
Phone (671) 482-7055 Fax (671) 633-6737

PLEASE FURNISH PRICE QUOTE, DELIVERY TIME AND TERMS BASED ON F.O.B. DESTINATION FOR THE ITEMS LISTED BELOW. PLEASE RESPOND BY THE ABOVE DATE.

Quoted by Print/Signature: Juan-Carlo Pangelinan  
Quote Date: 6/15/21  
Phone Number: 671-482-7055

\*\* Delivery Date Required: \_\_\_\_\_  
\*\* Delivery Date Offered: \_\_\_\_\_  
Terms: \_\_\_\_\_  
Prices good for: \_\_\_\_\_ Days

The party making the foregoing bid is genuine and that said bidder agrees, that they are fully aware and is in compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802 Wage Determination, and that the attached is the most recent issued by U.S. D.O.L. for the positions required to implement the required service as per the following specification.

Therefore, under penalty of perjury, I certify that the facts stated above are true.

Signature: \_\_\_\_\_ Date: 6/15/21

1. Offering Recycle Products  YES  NO  
2. Offering Biodegradable Products  YES  NO
- Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
2	GOLF CART-AB27 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	4	EA	\$8,790	\$35,160	Special Order

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tabimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible but no later than: 6/17/2021 | Requisition Number: Q210280170 | Date: 6/14/2021  
RFQ #: RFQ21002179

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
THE ABOVE DATE.  
info@turfcoguan.com  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: Juan-Carlo Pangelinan | Quote Date: 6/15/21 | Phone Number: 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
\*\* Delivery Date Offered: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
Wage Determination, and that the attached is the most  
Terms: | recent issued by U.S. D.O.L. for the positions required  
NET 30 | to implement the required service as per the following  
Prices good for: 30 Days | specification.  
Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature \_\_\_\_\_ Date: 6/15/21

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

THIS IS NOT AN ORDER

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
	-10 INC ALUMINUM WHEEL RIMS AND 205/65					Special Order



# **ATTACHMENT E**

## Anita Cruz

---

**From:** Anita Cruz  
**Sent:** Wednesday, June 16, 2021 5:43 PM  
**To:** 'info@turfcog Guam.com'  
**Cc:** gsaprocurment  
**Subject:** FW: RFQRFQ21002179 - Quote Request to T0036611  
**Attachments:** Q210280170 - RFQ21002179 - To TURFCO - Assigned to GSATAHIK - 6-16-2021 5 30 04 PM.tif

See attached Request for Quote.... Please note that this is an "Emergency Procurement" and Delivery Requirement is "IMMEDIATE"

Which was entered on the last page of the RFQ request. Thank you for your attention please acknowledge receipt of this email

Anita Cruz  
Buyer Supervisor, GSA

-----Original Message-----

From: gsaprocurment@gsadoa.guam.gov <gsaprocurment@gsadoa.guam.gov>  
Sent: Wednesday, June 16, 2021 5:35 PM  
To: INFO@TURFCOGUAM.COM  
Cc: Anita Cruz <Anita.Cruz@gsadoa.guam.gov>  
Subject: RFQRFQ21002179 - Quote Request to T0036611

Hafa adai Turfco:

Please see attached RFQ for Requisition No. Q210280170. Please reply with a Quote or No Quote no later than 6/17/2021.

\*\* Please acknowledge receipt of this email. \*\*

Sincerely,  
GSA Procurement  
Government of Guam

# **ATTACHMENT F**

On Thu, Jun 24, 2021 at 9:35 AM Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov> wrote:

Hafa Adai Mr. Pangellinan. This is in response to your June 22, 2021 email request with regard to award information for RFQ21002179 – Golf Cart (emergency).

As guided by our Procurement Counsel, attached is the Bid Abstract for this requisition.

Kind regards,



Ovita A. Nauta, Administrative Services Officer

GENERAL SERVICES AGENCY (GSA)

Tel: (671) 475-1720; Fax: (671) 472-4217

*CONFIDENTIALITY NOTICE: This email message is for sole use of intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, distribution, or copying is prohibited. If you are not the intended recipient, please contact the sender by replying to this email and destroy/delete all copies of this email message.*

**From:** Carlo Pangellinan <info@turfcog Guam.com>  
**Sent:** Wednesday, June 23, 2021 10:14 AM  
**To:** Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov>  
**Subject:** Re: FW: Award Information for RFQ21002179 to T0036611 - Golf Cart (Emergency)

Hafa Adai,

Q210280170

Best Regards,

Carlo



Juan-Carlo S. Pangellinan

Guahan Ventures Inc. dba. TURFCO

www.turfcog Guam.com

E: info@turfcog Guam.com  
P: 671-482-7055

On Wed, Jun 23, 2021 at 9:48 AM Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov> wrote:

Regarding your request, what is the Requisition number to this RFQ?

Thank you,

# **ATTACHMENT G**

I CERTIFY THAT THE FOREGOING STATEMENT OF INFORMAL QUOTATION IS TRUE AND CORRECT AND PRICES CHARGED ARE JUST, FAIR AND REASONABLE, AND THE BEST OBTAINABLE FOR THE DESCRIBED BELOW.

DOCUMENT NO.: Q210280170 APPROPRIATION NO.: 5100C210280E0027450

Tahimik, Krystal F - GSA 6/16/2021  
 BUYER DATE

REMARKS:  
 AUTHORITY CODE:  
 3113 (EMERGENCY PROCUREMENT)  
 \*PLEASE SEE ATTACHED JUSTIFICATION FOR THIS PROCUREMENT

VENDOR SELECTION IS BASED ON IMMEDIATE DELIVERY IN LIEU OF THIS PROCUREMENT URGENCY  
 VENDOR: GUAM AUTO SPOT  
 DELIVERY: IMMEDIATE

Vendor No: G0016707 Vendor Name: GUAM AUTO SPOT P.O. BOX 3550 HAGATNA, GU 96932	Vendor No: C0098153 Vendor Name: CYCLES PLUS, LLC 647 ROUTE 6 MALTE, GU 96910	Vendor No: R0098663 Vendor Name: ROYAL PACIFIC MOTORS (YAM 256 EAST MARINE CORPS DR HAGATNA, GU 96910
Point of Contact: DELIA DE CASTRO Date: 6/14/2021 Phone: 671 478-2896 Fax #: 671 472-1417 Delivery:	Point of Contact: NO RESPONSE Date: Phone: 671 472-8326 Fax #: 671 477-6503 Delivery:	Point of Contact: SATI SOBTI Date: 6/16/2021 Phone: 671 477-1776 Fax #: 671 477-8776 Delivery:

DESCRIPTION	QTY	UNIT	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION
GOLF CART-8827 SERIES 4 SEATER -MAINTENANCE FREE BATTERY 150AH 6V -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	2	10995.000	21990.00				2	10498.000	20996.00
					Selected						
GOLF CART-8827 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 6V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE -10 INC ALUMINUM WHEEL RIMS AND 205/65	4	EA	4	12995.000	51980.00				4	12499.000	49996.00
					Selected						
PURSUANT TO THE EXECUTIVE ORDER 2021-12 EMERGENCY RESPONSE TO NOVEL COVID-19 SIGNED & PROMULGATED 05/28/21.											
**EMERGENCY PROCUREMENT DELIVERY: IMMEDIATE											
AUTHORIZED PERSONNEL: PATRICK LEON GUERRERO JOEL VALENZUELA JOHN McDONALD MARIE QUENGA MICHELLE GALANG MICHAEL TAIJERON											
** NOTHING FOLLOWS **											
				Net. Costs	73970.00						
				Amt. Disc.							
				Loc.Pref.10							
				Loc.Pref.15							
				Net Total	73970.00						

I CERTIFY THAT THE FOREGOING STATEMENT OF INFORMAL QUOTATION IS TRUE AND CORRECT AND PRICES CHARGED ARE JUST, FAIR AND REASONABLE, AND THE BEST OBTAINABLE FOR THE DESCRIBED BELOW.

DOCUMENT NO.: Q210280170 APPROPRIATION NO.: 5100C210280E0027450

Tahinik, Krystal F - GSA 6/18/2021  
 BUYER DATE

REMARKS:  
 AUTHORITY CODE:  
 3113 (EMERGENCY PROCUREMENT)  
 \*\*PLEASE SEE ATTACHED JUSTIFICATION FOR THIS PROCUREMENT

VENDOR SELECTION IS BASED ON IMMEDIATE DELIVERY IN LIEU OF THIS PROCUREMENT URGENCY  
 VENDOR: GUAR AUTO SPOT  
 DELIVERY: IMMEDIATE

Vendor No: T0036611	Vendor No:	Vendor No:
Vendor Name: TURFCO	Vendor Name:	Vendor Name:
809 CHALAN PASAHERU UNIT TAMUNING, CV 96913		
Point of Contact: JUAN-CARLO PANGELINAN	Point of Contact:	Point of Contact:
Date: 6/17/2021	Date:	Date:
Phone: 871 482-7055	Phone:	Phone:
Fax #: 871 633-6737	Fax #:	Fax #:
Delivery:	Delivery:	Delivery:

DESCRIPTION	QTY	UNIT	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION										
GOLF CART-AS27 SERIES 4 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	2	8375.000	16750.00	**	NO	QUOTE**	**	NO	QUOTE**										
GOLF CART-AS27 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE -10 INC ALUMINUM WHEEL RIMS AND 205/65	4	EA	4	9100.000	36400.00	**	NO	QUOTE**	**	NO	QUOTE**										
PURSUANT TO THE EXECUTIVE ORDER 2021-12 EMERGENCY RESPONSE TO NOVEL COVID-19 SIGNED & PROBULGATED 05/28/21.																					
**EMERGENCY PROCUREMENT DELIVERY: IMMEDIATE																					
AUTHORIZED PERSONNEL: PATRICK LEON GUERRERO JOEL VALENZUELA JOHN McDONALD MARIE QUENGA MICHELLE GALANG MICHAEL TRAJERON																					
** NOTHING FOLLOWS **																					
<table border="1"> <tr> <td>Mat. Costs</td> <td></td> </tr> <tr> <td>Amt. Disc.</td> <td></td> </tr> <tr> <td>Loc.Pref.10</td> <td></td> </tr> <tr> <td>Loc.Pref.15</td> <td></td> </tr> <tr> <td>Net Total</td> <td></td> </tr> </table>												Mat. Costs		Amt. Disc.		Loc.Pref.10		Loc.Pref.15		Net Total	
Mat. Costs																					
Amt. Disc.																					
Loc.Pref.10																					
Loc.Pref.15																					
Net Total																					

# **ATTACHMENT H**





Carlo Pangelinan <info@turfcog Guam.com>

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**Re: Award Information for RFQ21002179 to T0036611 - Golf Cart (Emergency)**

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Thu, Jun 24, 2021 at 10:52 PM

**From:** Carlo Pangelinan [mailto:info@turfcog Guam.com]  
**Sent:** Thursday, June 24, 2021 3:10 PM  
**To:** Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov>  
**Cc:** Robert Kono <robert.kono@gsa.guam.gov>; Claudia Acfalle <Claudia.Acfalle@gsadoa.guam.gov>; Melinda L. Taitano <Melinda.Taitano@gsadoa.guam.gov>  
**Subject:** Re: FW: Award Information for RFQ21002179 to T0036611 - Golf Cart (Emergency)

Please see the RFQ that I received from GSA on the Mon, Jan 14, at 1:24 PM .

It does not show "immediate delivery" is required, and as a matter of fact there is no required delivery date at all. Please clarify.

Best Regards,

Carlo

On Thu, Jun 24, 2021 at 2:25 PM Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov> wrote:

Mr. Pangelinan, the RFQ was sent out as "immediate delivery".

Kind regards,

# **ATTACHMENT I**

## Ovita A. Nauta

---

**From:** Carlo Pangelinan <info@turfcoguan.com>  
**Sent:** Thursday, June 24, 2021 3:53 PM  
**To:** Claudia Acfalle; gsaprourement  
**Cc:** robert.kono@gsa.guam.gov; Ovita A. Nauta; Melinda L. Taitano  
**Subject:** Protest of Requisition # Q210280170 RFQ21002179 to T0036611 - Golf Cart (Emergency)  
**Attachments:** Q210280170 - RFQ21002179 - To TURFCO - Assigned to GSATAHIK - 6-14-2021 1 16 17 PM.pdf

Hafa Adai Chief Acfalle,

I am writing to formally protest the award of Requisition# Q210280170 RFQ21002179, as it appears on the surface that the vendor was not awarded on the lowest cost to the government, but based on "immediate delivery". Immediate delivery was not listed as a requirement on the original RFQ I received from GSA on Mon, Jun 14, at 1:24 PM.

Based on the Freedom of Information Act, I hereby request copies of all vendor responses and documentation related to this award.

We reserve the right to amend our protest based upon further review of additional documents provided by GSA.

Please confirm receipt of this email with a reply.

Best Regards,

Carlo



Juan-Carlo S. Pangelinan  
Guahan Ventures Inc. dba. TURFCO  
[www.turfcoguan.com](http://www.turfcoguan.com)  
E: [info@turfcoguan.com](mailto:info@turfcoguan.com)  
P: 671-482-7055

# **ATTACHMENT J**



DEPARTMENT OF ADMINISTRATION

DEPARTAMENTON ATMENESTRASION  
P.O. Box 884 HAGATNA, GUAM 96932



LOURDES A. LEON GUERRERO  
GOVERNOR

JOSHUA F. TENORIO  
LIEUTENANT GOVERNOR

GENERAL SERVICES AGENCY

AHENSAN SETBISION HINIRAT  
WEBSITE: [WWW.GSA.DQA.GUAM.GOV](http://WWW.GSA.DQA.GUAM.GOV)

CLAUDIA S. ACFALLE, CHIEF PROCUREMENT OFFICER

EDWARD M. BIRN  
DIRECTOR

BERNADINE C. GINES  
DEPUTY DIRECTOR

June 25, 2021

Memorandum

Mr. Juan-Carlo S. Pangelinan  
Guahan Ventures Inc. dba Turfco  
809 Chalan Pasaheru Unit 1  
Tamuning, Guam 96913

Re: Protest on Request for Quotation (REQ) 21002179

We are in receipt of your email dated June 24, 2021, in which you are protesting the award on the above quotation given to Guam Auto Spot. The basis of your complaint is that the award was given based on "Immediate Delivery" rather than cost. Any that the initial REQ did not mention "immediate delivery" as the important issue on this REQ.

GSA Response: You are correct in stating that the initial REQs that went out on June 14, 2021, to the possible vendors on these items did not indicate "Immediate Delivery" as a basis for award. However, on June 16, 2021 at 5:43 pm, an update on this RFQ was submitted to all possible bidders informing them that this was an "Emergency" and that "Delivery" was an immediate factor in the bid (Attachment1) This email superseded the email of June 14<sup>th</sup> which did not indicate the delivery was to be "Immediate".

Based upon the above, your protest is denied. You have the right to seek any administrative or judicial review authorized by law.

  
CLAUDIA S. ACFALLE  
Chief Procurement Officer

**ORIGINAL**

**RAZZANO WALSH & TORRES, P.C.**

JOSEPH C. RAZZANO  
JOSHUA D. WALSH  
SUITE 100, 139 MURRAY BLVD.  
HAGÁTÑA, GUAM 96910  
TELEPHONE: (671) 989-3009  
FACSIMILE: (671) 989-8750

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

**PART I.**

In the Appeal of

Guahan Ventures Inc. dba Turfco,

Appellant.

DOCKET NO. OPA-PA- 21-003

**NOTICE OF APPEAL**

**RECEIVED**  
OFFICE OF PUBLIC ACCOUNTABILITY  
PROCUREMENT APPEALS

DATE: 7/9/2021

TIME: 2:50 CIAM EPM BY: CMY

FILE NO OPA-PA: 21-003

## PART II: APPELLANT INFORMATION

Appellant's Name	Guahan Ventures Inc. dba Turfco
Appellant's Mailing Address	809 Chalan Pasaheru Unit 1 Tamuning, Guam 96913
Appellant's Business Address	809 Chalan Pasaheru Unit 1 Tamuning, Guam 96913
Appellant Representative's Direct Email Address	info@turfco Guam.com

Appellant is represented by legal counsel in this appeal. For purposes of this appeal, please direct correspondence to Guahan Ventures Inc. dba Turfco's ("Turfco") counsels, Joshua D. Walsh and Edwin J. Torres of Razzano Walsh & Torres, P.C.

Counsel's Mailing Address	139 Murray Blvd. Ste. 100, Hagatna, Guam 96910
Counsel's Telephone	671-989-3009
Counsel's Facsimile	671-989-8750
Counsel's Direct Email Address	jdwalsh@rwtguam.com etorres@rwtguam.com

## PART III: APPEAL INFORMATION

- A. Purchasing Agency: General Services Agency.
- B. Solicitation Number: Request for Quotation (REQ) 21002179.
- C. The Decision being appealed was provided to the Appellant on June 25, 2021. The Decision was made by the Chief Procurement Officer, Claudia S. Acfalle.
- D. This Appeal is made from the Denial of Procurement Protest provided to Turfco on June 25, 2021.
- E. The names of competing offerors known to Appellant are:
  - 1. Guam Auto Spot ("Auto Spot"); and
  - 2. Royal Pacific Motors ("RPM").

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## PART IV: STATEMENT OF GROUNDS FOR APPEAL

### A. THE GROUNDS FOR APPEAL

#### 1. Relevant Procedural and Factual History

The General Services Agency (“GSA”) issued a Request for Quote for Requisition No. Q210280170 on June 14, 2021, seeking golf carts.<sup>1</sup> Q210280170 stated that a quote was required no later than June 17, 2021, before close of business at 5pm.<sup>2</sup> There was no delivery date originally indicated in the quotation. On June 14, 2021, GSA informed bidders that the “preferred ETA is 30 days from the date of purchase order award.”<sup>3</sup> Other offerors prepared their bids later that day, and the next day Turfco prepared its quote for golf carts with a delivery date of 30 days out from a firm order.<sup>4</sup> On June 16, 2021, at 5:43pm — after working hours and a day before the deadline for submission of quotes — GSA sent an email to offerors stating “See attached Request for Quote....Please note that this is an ‘Emergency Procurement’ and Delivery Require is ‘IMMEDIATE’” Which was entered on the last page of the RFQ Request. Thank you for your attention please acknowledge receipt of this email.” (internal quotations and ellipses in original).<sup>5</sup> The RFQ was changed to RFQ21002179.

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<sup>1</sup> The request for quotation is attached to this Notice of Appeal as **Attachment A**.

<sup>2</sup> A copy of the email sent to Turfco indicating the due date is attached to this Notice of Appeal as **Attachment B**.

<sup>3</sup> A copy of the email sent by Krystel Elaine F. Tahimik, Buyer I of GSA, to Turfco stating the delivery timeframe is 30 days from the date of purchase order award is attached as **Attachment C**.

<sup>4</sup> A copy of Turfco’s submission is attached to this Appeal as **Attachment D**.

<sup>5</sup> A copy of the email sent to Turfco changing the delivery date is attached to this Notice of Appeal as **Attachment E**.



On June 22, 2021, Turfco requested information as to the award of RFQ21002179. The Bid Abstract for this requisition was sent to Turfco on June 24, 2021.<sup>6</sup> Although Turfco was the lowest responsive bidder, the Abstract declared instead that Guam Auto Spot was selected for Award.<sup>7</sup> On June 24, 2021, GSA informed Turfco that Turfco was not selected because Guam Auto Spot could deliver the golf carts “immediately” — a specification change that was added *the day before* the quote was due and *after* all offerors had prepared their bids.<sup>8</sup> On June 24, 2021, Turfco protested GSA’s award to Guam Auto Spot based upon the improper late addition of the “immediate delivery” specification that was not contained in the original bid requirements, and that was only added after-hours in the waning moments of the bid submission window, after all offerors had already prepared their bids.<sup>9</sup> GSA denied the protest on June 25, 2021.<sup>10</sup> This Notice of Appeal followed.

**2. GSA’s substantive Change to the Request for Quotation a Day Before the Bid Quotation, and after all quotes had been submitted, Violates Guam Procurement Law.**

Q210280170’s change to RFQ21002179 requiring “immediate delivery” is a violation of Guam law. It was unfair for GSA to change the required specification for delivery in the evening hours a day before the bid was due, and to make that specification after all parties had prepared their bids. Guam procurement law exists

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<sup>6</sup> A copy of the email sent to Turfco with the bid abstract is attached as **Attachment F**.

<sup>7</sup> A copy of the bid abstract is attached as **Attachment G**.

<sup>8</sup> A copy of the email explanation is attached as **Attachment H**.

<sup>9</sup> A copy of Turfco’s agency level protest is attached as **Attachment I**.

<sup>10</sup> A copy of the denial is attached as **Attachment J**.

to, *inter alia*, “provide for increased public confidence in the procedures followed in public procurement” as well as to “ensure the fair and equitable treatment of all persons who deal with the procurement system of this Territory” 5 G.C.A. § 5001. This is in keeping with the command of 5 G.C.A. § 5625 that “Public employees must discharge their duties impartially so as to assure fair competitive access to governmental procurement by responsible contractors. Moreover, they should conduct themselves in such a manner as to foster public confidence in the integrity of the territorial procurement organization.” Altering bid specifications just hours before the end of the bid invitation period, and *after* confirming a 30 day delivery period, and *after* the parties all prepared their bids, calls into serious question the fairness and propriety of the procurement conducted by GSA here. More, altering bid delivery specifications *after* confirming another bid delivery specification calls into question the integrity of this procurement, and suggests improper conduct designed to drive this solicitation to one particular offeror.<sup>11</sup> Such inequitable conduct by the procuring agency results in a decrease in public confidence in the procurement procedures of the Territory.

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<sup>11</sup> The bidder AutoSpot had, curiously, prepared a bid offering with an immediate delivery specification *before* the immediate delivery specification was implemented by the agency in the waning hours of the bid submission period. Again, this immediate delivery specification came just two days after GSA had confirmed to offerors that a 30-day delivery period was specified. Appellant Turfco reserves all rights to supplement its appeal as needed based upon what the procurement record reveals about the justification for the late specification change, and to seek discovery on that matter if so warranted.

**3. GSA's Change to "Immediate Delivery" Amounts to a Sole Source Procurement in Violation of Guam Law.**

GSA's after business hours change to the specifications appear to be an attempt to shoehorn the procurement into a sole source procurement, and guaranty an award to offeror Autospot. Auto Spot prepared its price quotation of \$73,970.00 on June 14, 2021. Turfco, the appellant here, prepared its price quotation of \$53,150 on June 15, 2021. After the close of business on the following day, GSA changed the specifications to require an offeror provide the solicited items with "immediate delivery." This change was ordered despite the fact that just two days earlier a clarification was provided to bidders explaining that delivery should occur in 30 days. At the time GSA issued this specification calling for "immediate delivery," it appears that all the bids under this solicitation were already prepared, with one party — AutoSpot — declaring that immediate delivery was possible despite that not being a bid requirement. GSA then changed the bid specifications to match Autospot's immediate delivery option, and to prevent an award to Turfco who had a much lower price and was responsive to all specifications in existence at the time its bid was submitted. This later alteration of the specifications constituted an attempt to drive the territory toward using Autospot as the sole source for the golf carts sought by the GSA. This violates Guam procurement law.

**B. RULING Requested**

Turfco respectfully requests that the Office of Public Accountability Order the following:

- (1) That GSA rescind the Notice of Award to AutoSpot issued in this

procurement, and instead issue an Award to Turfco as the lowest priced responsible and responsive offeror under this procurement;

- (2) That the existence of the automatic stay in this matter be confirmed, and that GSA be ordered to take no further action in this procurement until the matter has been completely resolved;
- (3) That Turfco be awarded its fees and costs in this matter to the extent allowed by law; and
- (4) Such further relief as the OPA deems appropriate.

**C. SUPPORTING EXHIBITS, EVIDENCE OR DOCUMENTS**

Submitted with this appeal are the following supporting exhibits, evidence, and documents:

- (1) The Request for Quote for Requisition No. Q210280170 on June 14, 2021, seeking golf carts is attached as **Attachment A**.
- (2) A copy of the email sent to Turfco indicating the due date is attached as **Attachment B**.
- (3) A copy of the email sent by Krystel Elaine F. Tahimik, Buyer I of GSA, to Turfco stating the delivery timeframe is 30 days from the date of purchase order award is attached as **Attachment C**.
- (4) A copy of Turfco's quote for golf carts submission is attached as **Attachment D**.
- (5) A copy of the email sent to Turfco changing the delivery date is attached as **Attachment E**.
- (6) A copy of the email sent to Turfco with the bid abstract is attached as **Attachment F**.
- (7) A copy of the bid abstract is attached as **Attachment G**.
- (8) A copy of the email explanation is attached as **Attachment H**.
- (9) A copy of Turfco's agency level protest is attached as **Attachment I**.
- (10) A copy of the denial of the protest is attached as **Attachment J**.

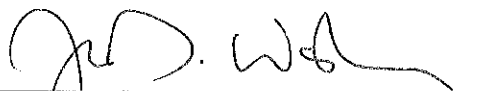
TurfcO anticipates providing further documentation to substantiate its claims as GSA submits the full contracting procurement record to the OPA, and allows TurfcO and its counsel to review the procurement record in full.

**PART V: DECLARATION RE COURT ACTION**

Pursuant to 5 G.C.A. Chapter 5, unless the court requests, expects, or otherwise expresses interest in a decision by the Public Auditor, the Office of Public Accountability will not take action on any appeal where action concerning the protest or appeal has commenced in any court. The undersigned party does hereby confirm that to the best of his knowledge, no case or action concerning the subject of this Appeal has been commenced in court. The undersigned party agrees to notify the Office of Public Accountability within 24 hours if court action commences regarding this Appeal or the underlying procurement action.

**Respectfully submitted** this 9<sup>th</sup> day of July, 2021.

**RAZZANO WALSH & TORRES, P.C.**

By:   
**JOSHUA D. WALSH**  
**EDWIN J. TORRES**  
*Attorneys for Appellant*  
*Guahan Ventures Inc. dba TurfcO*

# **ATTACHMENT A**

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible but no later than: 6/17/2021 | Requisition Number: Q210280170 | Date: 6/14/2021  
RFQ #: RFQ21002178

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
info@turfcog Guam.com | THE ABOVE DATE.  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
\*\* Delivery Date Offered: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
Wage Determination, and that the attached is the most  
Terms: | recent issued by U.S. D.O.L. for the positions required  
to implement the required service as per the following  
Prices good for: \_\_\_\_\_ Days | specification.  
Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature | Date:

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
1	GOLF CART-AS27 SERIES 4 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA			

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE PRINT ONE  
 BACK WITH QUOTE OR  
 NO QUOTE  
 SIYU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
 TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible but no later than: 6/17/2021  
 Requisition Number: Q210280170 RFQ #: RFQ21002179  
 Date: 6/14/2021

VENDOR: TURFCO  
 T0036611 809 CHALAN PASAHERU UNIT 1  
 TAMUNING, GU 96913  
 info@turfcoguam.com  
 Phone (671) 482-7055 Fax (671) 633-6737

PLEASE FURNISH PRICE QUOTE, DELIVERY TIME AND TERMS BASED ON F.O.B. DESTINATION FOR THE ITEMS LISTED BELOW. PLEASE RESPOND BY THE ABOVE DATE.

Quoted by Print/Signature: Quote Date: Phone Number:

\*\* Delivery Date Required: The party making the foregoing bid is genuine and that said bidder agrees, that they are fully aware and is in compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802 Wage Determination, and that the attached is the most recent issued by U.S. D.O.L. for the positions required to implement the required service as per the following specification.

\*\* Delivery Date Offered:

Terms:

Prices good for: \_\_\_\_\_ Days

Therefore, under penalty of perjury, I certify that the facts stated above are true.

Signature \_\_\_\_\_ Date: \_\_\_\_\_

1. Offering Recycle Products ( ) YES ( ) NO
  2. Offering Biodegradable Products ( ) YES ( ) NO
- Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
2	GOLF CART-AB27 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	4	EA			



All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible but no later than: 6/17/2021 | Requisition Number: Q210280170 | Date: 6/14/2021  
RFQ #: RFQ21002179

VENDOR: TURFCO  
T0036611 809 CHALAN PASAHERU UNIT 1  
TAMUNING, GU 96913  
  
info@turfcog Guam.com  
Phone (671) 482-7055 Fax (671) 633-6737

PLEASE FURNISH PRICE QUOTE, DELIVERY TIME AND TERMS BASED ON F.O.B. DESTINATION FOR THE ITEMS LISTED BELOW. PLEASE RESPOND BY THE ABOVE DATE.

Quoted by Print/Signature: | Quote Date: | Phone Number:

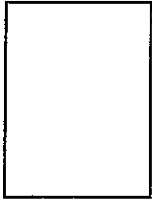
\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that said bidder agrees, that they are fully aware and is in compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802 Wage Determination, and that the attached is the most recent issued by U.S. D.O.L. for the positions required to implement the required service as per the following specification.  
\*\* Delivery Date Offered: |  
Terms: |  
Prices good for: \_\_\_\_\_ Days |  
Therefore, under penalty of perjury, I certify that the facts stated above are true.  
Signature \_\_\_\_\_ Date: \_\_\_\_\_

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
	-10 INC ALUMINUM WHEEL RIMS AND 205/65					

# **ATTACHMENT B**



Juan-Carlo S. Pangelinan  
Guahan Ventures Inc. dba. TURFCO  
[www.turfcoguam.com](http://www.turfcoguam.com)  
E: [info@turfcoguam.com](mailto:info@turfcoguam.com)  
P: 671-482-7055

On Mon, Jun 14, 2021 at 1:24 PM Krystel Elaine F. Tahimik <[KrystelElaine.Tahimik@gsadoa.guam.gov](mailto:KrystelElaine.Tahimik@gsadoa.guam.gov)> wrote:

Hafa Adai!

Kindly see attached Request for Quote for Requisition No. Q210280170.

Please respond with a Quote or a No Quote as soon as possible but no later than Thursday, 06/17/2021 before close of business at 5PM.

Your soonest response is greatly appreciated!

**\*\* Kindly acknowledge receipt of this email \*\***

Respectfully,

**Krystel Elaine F. Tahimik, Buyer I**

General Services Agency (GSA)

Tel No. 671-475-1711

Fax No. 671-475-1727/475-4217

Email: [krystelelaine.tahimik@gsadoa.guam.gov](mailto:krystelelaine.tahimik@gsadoa.guam.gov)

[www.doa.guam.gov](http://www.doa.guam.gov)



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# **ATTACHMENT C**

## Krystal Elaine F. Tahimik

---

**From:** Krystal Elaine F. Tahimik  
**Sent:** Monday, June 14, 2021 4:12 PM  
**To:** 'Carlo Pangelinan'  
**Cc:** gsaprourement  
**Subject:** RE: Quote Request RFQ21002179 to T0036611 - Golf Cart (Emergency)

**Importance:** High

Mr. Carlo,

Thank you for taking my call.

Attached is the brochure that the end-user provided. You may provide us with your quote equivalent or better. Also, preferred ETA is 30 days from the date of purchase order award. Please ensure to include delivery date of this item.

Hope this helps. If you seek further information for proper quotation, please let me know.

Respectfully,

**Krystal Elaine F. Tahimik, Buyer I**  
General Services Agency (GSA)  
Department of Administration  
Tel: (671) 475-1711



**From:** Carlo Pangelinan [mailto:info@turfcog Guam.com]  
**Sent:** Monday, June 14, 2021 3:42 PM  
**To:** Krystal Elaine F. Tahimik  
**Cc:** gsaprourement  
**Subject:** Re: Quote Request RFQ21002179 to T0036611 - Golf Cart (Emergency)

Hafa Adai,

RFQ received. I would like to speak to someone regarding the specifications. I am a distributor for the 827 model golf carts, and the description on the RFQ is too vague to provide an accurate quotation.

Please call me back @ 482-7055

Best Regards,

Carlo

# **ATTACHMENT D**

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsados.guam.gov](mailto:gsaprocurement@gsados.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible | Requisition Number: Q210280170 | Date: |  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021 |

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
THE ABOVE DATE.

info@turfcog Guam.com  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:  
Juan-Carlo Pangelinan | 6/15/21 | 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
\*\* Delivery Date Offered: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
30-75 days from the date of firm order | Wage Determination, and that the attached is the most  
Terms: | recent issued by U.S. D.O.L. for the positions required  
NET 30 | to implement the required service as per the following  
Prices good for: 30 Days | specification.

Therefore, under penalty of perjury, I certify that the facts stated above are true.

Signature | Date: 6/15/21

1. Offering Recycle Products ( ) YES (X) NO  
2. Offering Biodegradable Products ( ) YES (X) NO

Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
1	GOLF CART-AS27 SERIES 4 SEATER 2 Rows Facing -MAINTENANE FREE BATTERY Forward Seating 150Ah 8V Arrangment -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	\$8,375	\$16,750	Special Order



All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadog.guam.gov](mailto:gsaprocurement@gsadog.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystel F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible | Requisition Number: Q210280170 | Date: |  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021 |

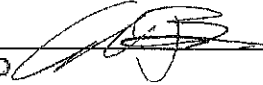
VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
THE ABOVE DATE.

info@turfcog Guam.com  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:  
Juan-Carlo Pangelinan  | 6/15/21 | 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
Wage Determination, and that the attached is the most  
recent issued by U.S. D.O.L. for the positions required  
to implement the required service as per the following  
specification.

\*\* Delivery Date Offered: |  
Terms: |  
Prices good for: \_\_\_\_\_ Days |  
Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature \_\_\_\_\_ Date: 6/15/21

1. Offering Recycle Products ( ) YES ( ) NO   
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products  
from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
2	GOLF CART-A827 SERIES 6 SEATER 3 Rows Facing -MAINTENANCE FREE BATTERY Forward Seating 150AH 8V Arrangement -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	4	EA	\$9,100	\$36,400	Special Order

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystel F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible | Requisition Number: Q210280170 | Date:  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
THE ABOVE DATE.

info@turfcog Guam.com  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature:

Juan-Carlo Pangelinan

Quote Date:

6/15/21

Phone Number:

671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
Wage Determination, and that the attached is the most  
recent issued by U.S. D.O.L. for the positions required  
to implement the required service as per the following  
specification.

\*\* Delivery Date Offered:

Terms:

NET 30

Prices good for: 30 Days

Therefore, under penalty of perjury, I certify that the facts stated above are true.

Signature

Date:

6/15/21

- Offering Recycle Products ( ) YES ( ) NO
- Offering Biodegradable Products ( ) YES ( ) NO

Please separate your offer of recyclable and/or biodegradable products from regular products.

THIS IS NOT AN ORDER

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
	-10 INC ALUMINUM WHEEL RIMS AND 205/65					

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocurement@gsadoa.guam.gov](mailto:gsaprocurement@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible; Requisition Number: Q210280170 | Date:  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
info@turfcoguam.com | THE ABOVE DATE.  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:  
Juan-Carlo Pangelinan | 6/15/21 | 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
\*\* Delivery Date Offered: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
30-75 days from the date of firm order | Wage Determination, and that the attached is the most  
Terms: | recent issued by U.S. D.O.L. for the positions required  
NET 30 | to implement the required service as per the following  
Prices good for: 30 Days | specification.  
Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature | Date: 6/15/21

1. Offering Recycle Products ( ) YES (X) NO  
2. Offering Biodegradable Products ( ) YES (X) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

THIS IS NOT AN ORDER

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
1	GOLF CART-AB27 SERIES 4 SEATER 2+2 Seating -MAINTENANE FREE BATTERY Arrangment. One 150Ah 8V Row Forward -LIGHTING SYSTEM HINGED Facing, One Row WINDSHIELD GRAY SEATS, Rear Facing SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	\$8,100	\$16,200	Special Order

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocmnt@gsadoa.guam.gov](mailto:gsaprocmnt@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU' US MA' ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible but no later than: 6/17/2021 Requisition Number: Q210280170 Date: 6/14/2021  
RFQ #: RFQ21002179

VENDOR: TURFCO  
10036611 809 CHALAN PASAHERU UNIT 1  
TAMUNING, GU 96913  
info@turfcoguan.com  
Phone (671) 482-7055 Fax (671) 633-6737  
PLEASE FURNISH PRICE QUOTE, DELIVERY TIME AND TERMS BASED ON F.O.B. DESTINATION FOR THE ITEMS LISTED BELOW. PLEASE RESPOND BY THE ABOVE DATE.

Quoted by Print/Signature: Juan-Carlo Pangelinan  
Quote Date: 6/15/21  
Phone Number: 671-482-7055

\*\* Delivery Date Required: The party making the foregoing bid is genuine and that said bidder agrees, that they are fully aware and is in compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802 Wage Determination, and that the attached is the most recent issued by U.S. D.O.L. for the positions required to implement the required service as per the following specification.  
\*\* Delivery Date Offered:  
Terms:  
Prices good for: \_\_\_\_\_ Days  
Therefore, under penalty of perjury, I certify that the facts stated above are true.  
Signature \_\_\_\_\_ Date: 6/15/21

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
2	GOLF CART-AS27 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USE PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	4	EA	\$8,790	\$35,160	Special Order

All correspondences for this RFQ must reference the Requisition Number. Please send any correspondences to [gsaprocmnt@gsadoa.guam.gov](mailto:gsaprocmnt@gsadoa.guam.gov)

PLEASE RESPOND  
BACK WITH QUOTE OR  
NO QUOTE  
SIYU'US MA'ASE

REQUEST FOR QUOTATION

BUYER : Tahimik, Krystal F - GSA  
TELEPHONE: 475-1717 FAX NO.: 475-1727

Please respond as soon possible| Requisition Number: Q210280170 | Date:  
but no later than: 6/17/2021 | RFQ #: RFQ21002179 | 6/14/2021

VENDOR: TURFCO | PLEASE FURNISH PRICE QUOTE, DELIVERY TIME  
T0036611 809 CHALAN PASAHERU UNIT 1 | AND TERMS BASED ON F.O.B. DESTINATION FOR  
TAMUNING, GU 96913 | THE ITEMS LISTED BELOW. PLEASE RESPOND BY  
info@turfcognam.com | THE ABOVE DATE.  
Phone (671) 482-7055 Fax (671) 633-6737

Quoted by Print/Signature: | Quote Date: | Phone Number:  
Juan-Carlo Pangelinan | 6/15/21 | 671-482-7055

\*\* Delivery Date Required: | The party making the foregoing bid is genuine and that  
said bidder agrees, that they are fully aware and is in  
\*\* Delivery Date Offered: | compliance with Title 5 G.C.A. Chapter 5 - 5801 and 5802  
Wage Determination, and that the attached is the most  
Terms: | recent issued by U.S. D.O.L. for the positions required  
NET 30 | to implement the required service as per the following  
Prices good for: 30 Days | specification.  
Therefore, under penalty of perjury, I certify that the  
facts stated above are true.  
Signature | Date: 6/15/21

1. Offering Recycle Products ( ) YES ( ) NO  
2. Offering Biodegradable Products ( ) YES ( ) NO  
Please separate your offer of recyclable and/or biodegradable products from regular products.

T H I S I S N O T A N O R D E R

ITEM	DESCRIPTION - OR EQUAL	QTY	UOM	UNIT PRICE	TOTAL PRICE	AVAILABILITY
	-10 INC ALUMINUM WHEEL RIMS AND 205/65					Special Order

# **ATTACHMENT E**

## Anita Cruz

---

**From:** Anita Cruz  
**Sent:** Wednesday, June 16, 2021 5:43 PM  
**To:** 'info@turfcoguaam.com'  
**Cc:** gsaprourement  
**Subject:** FW: RFQRFQ21002179 - Quote Request to T0036611  
**Attachments:** Q210280170 - RFQ21002179 - To TURFCO - Assigned to GSATAHIK - 6-16-2021 5 30 04 PM.tif

See attached Request for Quote.... Please note that this is an "Emergency Procurement" and Delivery Requirement is "IMMEDIATE"

Which was entered on the last page of the RFQ request. Thank you for your attention please acknowledge receipt of this email

Anita Cruz  
Buyer Supervisor, GSA

-----Original Message-----

From: gsaprourement@gsadoa.guam.gov <gsaprourement@gsadoa.guam.gov>  
Sent: Wednesday, June 16, 2021 5:35 PM  
To: INFO@TURFCOGUAM.COM  
Cc: Anita Cruz <Anita.Cruz@gsadoa.guam.gov>  
Subject: RFQRFQ21002179 - Quote Request to T0036611

Hafa adai Turfco:

Please see attached RFQ for Requisition No. Q210280170. Please reply with a Quote or No Quote no later than 6/17/2021.

\*\* Please acknowledge receipt of this email. \*\*

Sincerely,  
GSA Procurement  
Government of Guam

# **ATTACHMENT F**



On Thu, Jun 24, 2021 at 9:35 AM Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov> wrote:

Hafa Adai Mr. Pangelinan. This is in response to your June 22, 2021 email request with regard to award information for RFQ21002179 -- Golf Cart (emergency).

As guided by our Procurement Counsel, attached is the Bid Abstract for this requisition.

Kind regards,



Ovita A. Nauta, Administrative Services Officer

GENERAL SERVICES AGENCY (GSA)

Tel: (671) 475-1720; Fax: (671) 472-4217

*CONFIDENTIALITY NOTICE: This email message is for sole use of intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure, distribution, or copying is prohibited. If you are not the intended recipient, please contact the sender by replying to this email and destroy/delete all copies of this email message.*

**From:** Carlo Pangelinan <info@turfcog Guam.com>  
**Sent:** Wednesday, June 23, 2021 10:14 AM  
**To:** Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov>  
**Subject:** Re: FW: Award Information for RFQ21002179 to T0036611 - Golf Cart (Emergency)

Hafa Adai,

Q210280170

Best Regards,

Carlo



Juan-Carlo S. Pangelinan

Guahan Ventures Inc. dba. TURFCO

www.turfcog Guam.com

E: info@turfcog Guam.com  
P: 671-482-7055

On Wed, Jun 23, 2021 at 9:48 AM Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov> wrote:

Regarding your request, what is the Requisition number to this RFQ?

Thank you,

# **ATTACHMENT G**

I CERTIFY THAT THE FOREGOING STATEMENT OF INFORMAL QUOTATION IS TRUE AND CORRECT AND PRICES CHARGED ARE JUST, FAIR AND REASONABLE, AND THE BEST OBTAINABLE FOR THE DESCRIBED BELOW.

DOCUMENT NO.: Q210280170 APPROPRIATION NO.: 5100C210280027450

Tahimik, Krystal F -- GSA 6/18/2021  
BUYER DATE

REMARKS:  
AUTHORITY CODE:  
3113 (EMERGENCY PROCUREMENT)  
\*\*PLEASE SEE ATTACHED JUSTIFICATION FOR THIS PROCUREMENT

VENDOR SELECTION IS BASED ON IMMEDIATE DELIVERY IN LIEU OF THIS PROCUREMENT URGENCY  
VENDOR: GUAM AUTO SPOT  
DELIVERY: IMMEDIATE

Vendor No: 00016707  
Vendor Name:  
GUAM AUTO SPOT  
P.O. BOX 3550  
HAGATNA, GU 96932

Point of Contact:  
DELIA DE CASTRO  
Date: 6/14/2021  
Phone: 671 478-2886  
Fax #: 671 472-1417  
Delivery:

Vendor No: 00098153  
Vendor Name:  
CYCLES PLUS, LLC  
647 ROUTE 6  
HAITE, GU 96910

Point of Contact:  
NO RESPONSE  
Date:  
Phone: 671 472-8326  
Fax #: 671 477-6503  
Delivery:

Vendor No: R0098663  
Vendor Name:  
ROYAL PACIFIC MOTORS(YAN  
256 EAST MARINE CORPS DR  
HAGATNA, GU 96910

Point of Contact:  
SATTI SOBTI  
Date: 6/16/2021  
Phone: 671 477-1776  
Fax #: 671 477-8776  
Delivery:

DESCRIPTION	QTY	UNIT	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION
GOLF CART-AB27 SERIES 4 SEATER -MAINTENANCE FREE BATTERY 150AH 6V -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	2	10995.000	21990.00	** NO QUOTE **	2	10498.000	20996.00		
GOLF CART-AB27 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 6V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE -10 INC ALUMINUM WHEEL RIMS AND 20S/6S  PURSUANT TO THE EXECUTIVE ORDER 2021-12 EMERGENCY RESPONSE TO NOVEL COVID-19 SIGNED & PROMULGATED 05/28/21.  **EMERGENCY PROCUREMENT DELIVERY: IMMEDIATE  AUTHORIZED PERSONNEL: PATRICK LEON GUERRERO JOEL VALENZUELA JOHN MCCOMMAD MARIE QUENGA MICHELLE GALANG MICHAEL TAJERON  ** NOTHING FOLLOWS **	4	EA	4	12995.000	51980.00	** NO QUOTE **	4	12499.000	49996.00		
				Mat. Costs	73970.00						
				Amt. Diso.							
				Loc.Pref.10							
				Loc.Pref.15							
				Net Total	73970.00						

I CERTIFY THAT THE FOREGOING STATEMENT OF INFORMAL QUOTATION IS TRUE AND CORRECT AND PRICES CHARGED ARE JUST, FAIR AND REASONABLE, AND THE BEST OBTAINABLE FOR THE DESCRIBED BELOW.

DOCUMENT NO.: Q210280170 APPROPRIATION NO.: 5100C210280K0027450

Tahimik, Krystal F - GSA 6/18/2021  
BUYER DATE

Vendor No: T0036611  
Vendor Name: TURFCO  
809 CHALAN PASAHERU UNIT  
TANUNING, GU 96913

Vendor No:  
Vendor Name:

Vendor No:  
Vendor Name:

REMARKS:  
AUTHORITY CODE:  
3113 (EMERGENCY PROCUREMENT)  
\*\*PLEASE SEE ATTACHED JUSTIFICATION FOR THIS PROCUREMENT

Point of Contact:  
JUAN-CARLO PANGELIMAN  
Date: 6/17/2021  
Phone: 671 482-7055  
Fax #: 671 633-6737  
Delivery:

Point of Contact:  
Date:  
Phone:  
Fax #:  
Delivery:

Point of Contact:  
Date:  
Phone:  
Fax #:  
Delivery:

VENDOR SELECTION IS BASED ON IMMEDIATE DELIVERY IN LIEU OF THIS PROCUREMENT URGENCY  
VENDOR: GUAM AUTO SPOT  
DELIVERY: IMMEDIATE

DESCRIPTION	QTY	UNIT	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION	QTY	UNIT PRICE	EXTENSION
GOLF CART-AB27 SERIES 4 SEATER -MAINTENANCE FREE BATTERY 150Ah 8V -LIGHTING SYSTEM HINGED WINDSHIELD GRAY SEATS, SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE	2	EA	2	8375.000	16750.00	**	NO	QUOTE**	**	NO	QUOTE**
GOLF CART-AB27 SERIES 6 SEATER -MAINTENANCE FREE BATTERY 150AH 8V -LIGHTING SYSTEM, HINGED WINDSHIELD GRAY SEATS SPEED METER, DOUBLE USB PORT SIDE MIRRORS -FOUR WHEEL HYDRAULIC DISC BRAKE AND ELECTROMAGNETIC BRAKE -10 INCH ALUMINUM WHEEL RIMS AND 265/65	4	EA	4	9100.000	36400.00	**	NO	QUOTE**	**	NO	QUOTE**
PURSUANT TO THE EXECUTIVE ORDER 2021-12 EMERGENCY RESPONSE TO NOVEL COVID-19 SIGNED & PROMULGATED 05/28/21.											
**EMERGENCY PROCUREMENT DELIVERY: IMMEDIATE											
AUTHORIZED PERSONNEL: PATRICK LEON GUERRERO JOEL VALENZUELA JOHN McDONALD MARIE QUENGA MICHELLE GALANG MICHAEL TALJERON											
** NOTHING FOLLOWS **											
				Net. Costs							
				Amt. Disc.							
				Loc.Pref.10							
				Loc.Pref.15							
				Net Total							

# **ATTACHMENT H**



Carlo Pangellnan <Info@turfcog Guam.com>

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**Re: Award Information for RFQ21002179 to T0036611 - Golf Cart (Emergency)**

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Thu, Jun 24, 2021 at 10:52 PM

**From:** Carlo Pangellnan [mailto:info@turfcog Guam.com]  
**Sent:** Thursday, June 24, 2021 3:10 PM  
**To:** Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov>  
**Cc:** Robert Kono <robert.kono@gsa.guam.gov>; Claudia Acfalle <Claudia.Acfalle@gsadoa.guam.gov>; Melinda L. Taitano <Melinda.Taitano@gsadoa.guam.gov>  
**Subject:** Re: FW: Award Information for RFQ21002179 to T0036611 - Golf Cart (Emergency)

Please see the RFQ that I received from GSA on the Mon, Jun 14, at 1:24 PM .

It does not show "Immediate delivery" is required, and as a matter of fact there is no required delivery date at all. Please clarify.

Best Regards,

Carlo

On Thu, Jun 24, 2021 at 2:25 PM Ovita A. Nauta <Ovita.Nauta@gsadoa.guam.gov> wrote:

Mr. Pangellnan, the RFQ was sent out as "immediate delivery".

Kind regards,

# **ATTACHMENT I**

## Ovita A. Nauta

---

**From:** Carlo Pangelinan <info@turfcog Guam.com>  
**Sent:** Thursday, June 24, 2021 3:53 PM  
**To:** Claudia Acfalle; gsapro curement  
**Cc:** robert.kono@gsa.guam.gov; Ovita A. Nauta; Melinda L. Taitano  
**Subject:** Protest of Requisition # Q210280170 RFQ21002179 to T0036611 - Golf Cart (Emergency)  
**Attachments:** Q210280170 - RFQ21002179 - To TURFCO - Assigned to GSATAHIK - 6-14-2021 1 16 17 PM.pdf

Hafa Adai Chief Acfalle,

I am writing to formally protest the award of Requisition# Q210280170 RFQ21002179, as it appears on the surface that the vendor was not awarded on the lowest cost to the government, but based on "immediate delivery". Immediate delivery was not listed as a requirement on the original RFQ I received from GSA on Mon, Jun 14, at 1:24 PM.

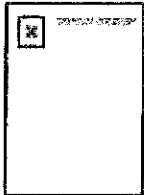
Based on the Freedom of Information Act, I hereby request copies of all vendor responses and documentation related to this award.

We reserve the right to amend our protest based upon further review of additional documents provided by GSA.

Please confirm receipt of this email with a reply.

Best Regards,

Carlo



Juan-Carlo S. Pangelinan  
Guahan Ventures Inc. dba. TURFCO  
[www.turfcog Guam.com](http://www.turfcog Guam.com)  
E: [info@turfcog Guam.com](mailto:info@turfcog Guam.com)  
P: 671-482-7055



# **ATTACHMENT J**



DEPARTMENT OF ADMINISTRATION

DEPARTAMENTON ATMENESTRASION  
P.O. Box 884 HAGATNA, GUAM 96932



LOURDES A. LEON GUERRERO  
GOVERNOR

JOSHUA F. TENORIO  
LIEUTENANT GOVERNOR

GENERAL SERVICES AGENCY

AHENSIAH SETBISION HINIRAT  
WEBSITE: WWW.GSA.DQA.GUAM.GOV

CLAUDIA S. ACFALLE, CHIEF PROCUREMENT OFFICER

EDWARD M. BIRN  
DIRECTOR

BERNADINE C. GINES  
DEPUTY DIRECTOR

June 25, 2021

Memorandum

Mr. Juan-Carlo S. Pangelinan  
Guahan Ventures Inc. dba Turfco  
809 Chalan Pasaheru Unit 1  
Tamuning, Guam 96913

Re: Protest on Request for Quotation (REQ) 21002179

We are in receipt of your email dated June 24, 2021, in which you are protesting the award on the above quotation given to Guam Auto Spot. The basis of your complaint is that the award was given based on "Immediate Delivery" rather than cost. Any that the initial REQ did not mention "immediate delivery" as the important issue on this REQ.

GSA Response: You are correct in stating that the initial REQs that went out on June 14, 2021, to the possible vendors on these items did not indicate "Immediate Delivery" as a basis for award. However, on June 16, 2021 at 5:43 pm, an update on this RFQ was submitted to all possible bidders informing them that this was an "Emergency" and that "Delivery" was an immediate factor in the bid (Attachment1) This email superseded the email of June 14<sup>th</sup> which did not indicate the delivery was to be "immediate".

Based upon the above, your protest is denied. You have the right to seek any administrative or judicial review authorized by law.

  
CLAUDIA S. ACFALLE  
Chief Procurement Officer