



Jerrick Hernandez &lt;jhernandez@guamopa.com&gt;

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**In the Appeal of G4S Security Systems (Guam), Inc.; Appeal No. OPA-PA-21-007**

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Tammy Reyes &lt;treyes@calvofisher.com&gt;

Wed, Nov 24, 2021 at 3:05 PM

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Dear Mr. Hernandez,

Please see attached submission of ***Appellant G4S Security Systems (Guam), Inc.'s Admissions of Fact*** to be filed in the above-referenced action.

Please let me know whether you have any issues accessing the attachment. Thank you.

Regards,

Tammy L. Reyes

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 **Appellant G4S Guam's Admissions of Fact.pdf**  
15K

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12 **BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY**  
13 **PROCUREMENT APPEALS**

14 In the Appeal of

15 G4S Security Systems (Guam), Inc.,

16 Appellant.

17 **Appeal No. OPA-PA-21-007**

18 **APPELLANT G4S SECURITY SYSTEMS**  
19 **(GUAM), INC.'S ADMISSIONS OF FACT**

1           **G4S SECURITY SYSTEMS (GUAM), INC.** (“Appellant” or “G4S”), respectfully  
2 submits the following admissions of fact:

- 3           1.     G4S timely submitted its bid on the Guam Department of Education (“GDOE”) Invitation for Bid 026-2021 – Indoor and Outdoor Wireless Local Area (“WLAN”) Infrastructure Installation Project (the “IFB”) on May 28, 2021.
- 4           2.     G4S was the second lowest bidder on the IFB behind Technologies for Tomorrow Inc. (“TFT”).
- 5           3.     GDOE provided Notice of the Award on the IFB to TFT on July 13, 2021.
- 6           4.     G4S submitted a Sunshine Act Request to GDOE on July 20, 2021 requesting  
7 copies of “all award notice(s), award(s), contract(s), purchase order(s),  
8 Responsible Management Employee (RME), a copy of Technologies of Tomorrow  
9 Contractors License and bid packet submittal pertaining to Guam Department of  
10 Education Multi-Step Invitation For Bid No. 026-21.”
- 11          5.     GDOE responded to G4S’s Sunshine Act Request on July 27, 2021 and provided  
12 copies of a Memo to File regarding Proprietary Data, the Technical Award to TFT,  
13 TFT’s Price Bid and TFT’s Unpriced Technical Offer on July 28, 2021. The  
14 documents provided by GDOE indicated that TFT did not provide proof of a valid  
15 Contractors License or a valid C68 Specialty License from the Guam Contractors  
License Board (“GCLB”) in responding to the ITB.
- 16          6.     G4S timely protested the award to TFT on July 29, 2021 on the basis that TFT  
17 does not possess and has not submitted evidence of a valid Guam Contractors  
18 License and a valid C68 Specialty License to perform the work dictated by the  
IFB.
- 19          7.     GDOE denied G4S’s protest on September 3, 2021 on the basis that, *inter alia*,  
20 “the IFB and its published terms and conditions did not require the submission of a  
Guam Contractors License in the bid submission.”
- 21          8.     On September 17, 2021, G4S submitted a Consumer Complaint to the GCLB on  
22 that ground that GDOE provided notice of intent to award TFT the work under the  
23 IFB even though neither TFT nor any of its listed partners appears to hold a  
Contractors License on Guam.
- 24          9.     On November 1, 2021, the GCLB issued its Findings and Decisions on G4S’s  
25 Consumer Complaint. The GCLB found that TFT does not hold a Contractors  
26 License on Guam and verified that TFT is only licensed as a retail for the sale of  
27 computer hardware and software. The GCLB also stated that it will find TFT in  
28 violation of 21 GCA § 70108(a) providing, “No person within the purview of this  
Chapter shall act, or assume to act, or advertise, as a general engineering  
contractor, a general building contractor or a specialty contractor without a license  
previously obtained under and in compliance with this Chapter and the rules and  
regulations of the Contractors License Board (CLB).”

1 Appellant reserves the right to amend or supplement these Admissions of Fact.

2 Respectfully submitted this 24th day of November, 2021.

3 **CALVO FISHER & JACOB LLP**  
4 *Attorneys for Appellant*  
5 *G4S Security Systems (Guam), Inc.*

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7 By: \_\_\_\_\_  
8 **GENEVIEVE P. RAPADAS**

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