

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



FAX

To:	Mr. Marcus Pido Supply Management Administrator Guam Department of Education	From:	Doris Flores Brooks Guam Public Auditor Office of Public Accountability
Phone: Fax:	GDOE Phone: 475-0436 Fax: 472-5001	Pages:	4 (including cover page)
CC:	John Terlaje Attorney for J&B Modern Tech Phone: 477-8894 Fax: 472-8896	Date:	March 14, 2014
		Phone: Fax:	475-0390 x. 203 472-7951

Re: Amended Notice of Receipt of Appeal – OPA-PA-14-001

Urgent For Review Please Comment Please Reply Please Recycle

Please acknowledge receipt of this transmittal by re-sending this cover page along with your firm or agency's receipt stamp, date, and initials of receiver. Thank you.

Jerrick Hernandez
jhernandez@guamopa.org

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OFFICE OF PUBLIC ACCOUNTABILITY
Doris Flores Brooks, CPA, CGFM
Public Auditor

March 14, 2014

Mr. Marcus Pido
Supply Management Administrator
Guam Department of Education
M. F. L. Guerrero Administration Bldg.
2nd Floor, Suite B-220
Hagatna, Guam 96932

VIA FACSIMILE: 472-5001

Re: Notice of Receipt of Appeal – OPA-PA-14-001

Dear Mr. Pido,

Please be advised that J&B Modern Tech (hereinafter referred to as J&B) filed an appeal with the Office of Public Accountability (OPA) on March 13, 2014 regarding the Guam Department of Education's (DOE) procurement decision related to GDOE IFB No. 005-2014. OPA has assigned this appeal case number OPA-PA-14-001.

Immediate action is required of DOE pursuant to the Rules of Procedure for Procurement Appeals, found in Chapter 12 of the Guam Administrative Regulations (GAR). Copies of the rules, the appeal, and all filing deadlines are available at OPA's office and on its website at www.guamopa.org. The first page of the notice of appeal filed with OPA is enclosed for your reference.

Please provide the required notice of this appeal to the relative parties with instructions that they should communicate directly with OPA regarding the appeals. You are also responsible for giving notice to the Attorney General or other legal counsel for your agency. Promptly provide OPA with the identities and addresses of interested parties and a formal entry of appearance by your legal counsel.

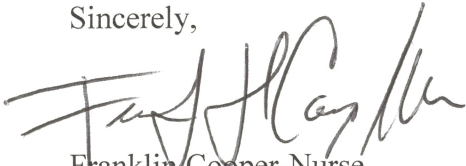
Pursuant to 2 GAR, Div. 4, Ch. 12, §12104(3), the submission of one complete copy of the procurement record for the procurement solicitation above, as outlined in Title 5, Chapter 5, §5249 of the Guam Code Annotated is required. Please submit one complete copy of the procurement record no later than **Thursday, March 20, 2014**. We also request one copy of the Agency Report for each of the procurement solicitations cited above, as outlined in 2 GAR, Div. 4, Chap. 12, §12105, by **Thursday, March 27, 2014**, ten work days following receipt of this notice of appeal.

When filing all other required documents with our office, please provide one original and two copies to OPA, and serve a copy to J&B. Although the Guam Procurement Law and Regulations require only one copy of the procurement record, OPA respectfully asks that DOE provide one

original and two copies of the said record, which will be distributed as follows: Copy-1: Master File; Copy-2: Public Auditor; and Copy-3: Hearing Officer.

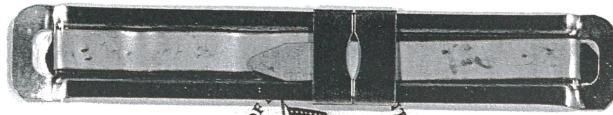
Thank you for your prompt attention to this matter. Please contact Auditor Jerrick Hernandez at 475-0390 ext. 203 or jhernandez@guamopa.org should you have any questions regarding this notice.

Sincerely,

A handwritten signature in black ink, appearing to read "Franklin Cooper-Nurse". The signature is written in a cursive style with a large, sweeping initial "F".

Franklin Cooper-Nurse
Audit Supervisor

Enclosure: First Page of the Notice of Appeal – OPA-PA-14-001



**Appendix A: Notice of Appeal Form
PROCUREMENT APPEAL**

RECEIVED
OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEALS

DATE: 3/13/14 *AG*

TIME: 4:46 AM PM BY: AG

FILE NO OPA-PA: 14-001

PART I- To be completed by OPA

In the Appeal of)
)
J&B Modern Tech,)
(Name of Company), APPELLANT)
)
_____)

NOTICE OF APPEAL

Docket No. OPA-PA _____

PART II- Appellant Information

Name: J&B Modern Tech
Mailing Address: C/o Ste. 216, Terlaje Prof. Bldg.
194 Hernan Cortez Avenue
Business Address: Hagatna, Guam 96910
Email Address: john@terlaje.net
Daytime Contact No: 477-8894
Fax No.: 472-8896

PART III- Appeal Information

- A) Purchasing Agency: Department of Education
- B) Identification/Number of Procurement, Solicitation, or Contract: GDOE IFB 005-2014
- C) Decision being appealed was made on 03/07/2014 (date) by: GDOE
 Chief Procurement Officer Director of Public Works Head of Purchasing Agency

Note: You must serve the Agency checked here with a copy of this Appeal within 24 hours of filing.

D) Appeal is made from:

(Please select one and attach a copy of the Decision to this form)

- Decision on Protest of Method, Solicitation or Award
 Decision on Debarment or Suspension
 Decision on Contract or Breach of Contract Controversy
(Excluding claims of money owed to or by the government)
 Determination on Award not Stayed Pending Protest or Appeal
(Agency decision that award pending protest or appeal was necessary to protect the substantial interests of the government of Guam)

TRANSACTION REPORT

MAR/14/2014/FRI 03:11 PM

FAX (TX)

#	DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE/NOTE	FILE
001	MAR/14	03:10PM	4725001	0:00:55	4	MEMORY OK	SG3 0590

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TRANSACTION REPORT

MAR/14/2014/FRI 03:12 PM

FAX (TX)

#	DATE	START T.	RECEIVER	COM. TIME	PAGE	TYPE/NOTE	FILE
001	MAR/14	03:11PM	4728896	0:01:00	4	MEMORY OK	SG3 0591

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