

DATE: 5/10/2013
TIME: 3:35 AM PM BY: R. Field
FILE NO OPA-PA: 13-002/03

GUAM DEPARTMENT OF EDUCATION
Andrew T. Perez, Legal Counsel
P.O. Box DE
Hagåtña, Guam 96910
Telephone (671) 300-1537
Email: legal-admin@gdoe.net

Attorney for Guam Department of Education

BEFORE THE OFFICE OF PUBLIC ACCOUNTABILITY
PROCUREMENT APPEAL

IN THE APPEAL OF

APPEAL NO. OPA-PA-13-002
OPA-PA-13-003

PHIL-GETS (GUAM)
INTERNATIONAL TRADING CORP.
dba J&B MODERN TECH,

**GUAM DEPARTMENT OF EDUCATION'S
HEARING BRIEF**

Appellant.

Pursuant to the Order Consolidating Cases and Scheduling Order for Hearing Re: Appellant's Appeal dated April 29, 2013, the Guam Department of Education ("GDOE") hereby submits its Hearing Brief below:

GDOE will prove the following:

1. GDOE issued a valid Notice of Suspension pursuant to the Procurement Law and Regulation.
2. The Office of Public Accountability should uphold the suspension of J&B.
3. None of the bidders suffered any harm in GDOE proceeding with the March 28, 2013, bid opening.
4. GDOE was correct in not considering J&B's bid submitted in response to GDOE IFB 008-2013.

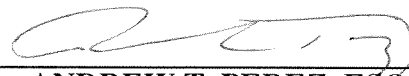
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

The contentions above will be proved in the affirmative after a review of all the evidence and testimony presented in this matter.

Dated this 10th day of May, 2013.

Respectfully submitted,

GUAM DEPARTMENT OF EDUCATION

By: 
ANDREW T. PEREZ, ESQ.
Legal Counsel