



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

**PROCUREMENT APPEALS**

IN THE APPEAL OF,  
 JRN AIR CONDITIONING &  
 REFRIGERATION, INC.

Appellant

) **APPEAL NO: OPA-PA-10-007**  
 )  
 ) **DECISION GRANTING APPELLANT'S**  
 ) **REASONABLE COSTS INCURRED IN**  
 ) **CONNECTION WITH THE**  
 ) **SOLICITATION AND PROTEST**

To: **Purchasing Agency:**  
 Department of Education  
 C/O Laura J. Mooney, Esq.  
 Office of the Superintendent  
 312 Aspinall Ave.  
 Hagåtña, Guam, 96910  
 Facsimile: (671) 472-5003

**Appellant:**  
 JRN Air Conditioning & Refrigeration, Inc.  
 C/O Vincent C. Camacho, Esq.  
 Carlsmith Ball LLP  
 Bank of Hawaii Bldg., Ste 401  
 134 West Soledad Ave.  
 Hagåtña, Guam, 96910  
 Facsimile: (671) 477-4375

**THIS MATTER** came before the Office of Public Accountability on February 18, 2011 pursuant to the Appellant's Submission of Costs. After reviewing said Submission of Costs, the Declaration of Cesar Cordero, attached as Exhibit A to said Submission of Costs, and after considering the Purchasing Agency's Request for OPA Review of Appellant's Reasonable Costs, filed on March 8, 2011, the Public Auditor hereby finds and **ORDERS** the following:

1. On February 11, 2011, the Office of Public Accountability awarded Appellant its reasonable costs incurred in connection with the solicitation and protest, including bid preparation costs, excluding attorney's fees pursuant to 5 G.C.A. §5425(h)(2).

2. The Appellant's bid preparation costs are seven-hundred-and-eighty-dollars (\$780) and Appellant's protest costs are two-thousand-dollars (\$2,000), for a grand total of two-thousand-seven-hundred-eighty-dollars (\$2,780).

**Decision Granting Appellant's Reasonable Costs- 1**

1 3. The Public Auditor hereby finds these costs reasonable and the Purchasing Agency  
2 shall pay the total amount of two-thousand-seven-hundred-eighty-dollars (\$2,780) to the  
3 Appellant no later than thirty (30) days after receiving this order.

4 This is a Final Administrative Decision. The Parties are hereby informed of their right to  
5 appeal from a Decision by the Public Auditor to the Superior Court of Guam, in accordance with  
6 Part D of Article 9, of 5 G.C.A. within fourteen (14) days after receipt of a Final Administrative  
7 Decision. 5 G.C.A. §5481(a).

8 A copy of this Decision shall be provided to the parties and their respective attorneys, in  
9 accordance with 5 G.C.A. §5702, and shall be made available for review on the OPA Website  
10 [www.guamopa.org](http://www.guamopa.org).

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DATED this 2<sup>nd</sup> day of May, 2011.



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DORIS FLORES BROOKS, CPA, CGFM  
PUBLIC AUDITOR